

APPENDIX A



Supreme Court of California

JORGE E. NAVARRETE
CLERK AND EXECUTIVE OFFICER
OF THE SUPREME COURT

EARL WARREN BUILDING
350 McALLISTER STREET
SAN FRANCISCO, CA 94102
(415) 865-7000

July 31, 2023

Bruce Lamont Fuller, P-35248
Kern Valley State Prison
P.O. Box 3130
Delano, CA 93216

Re: People v. Fuller (E081729)

Dear Mr. Fuller:

Return unfiled is your "Petition for Review". Your petition is not in compliance with the California Rules of Court, rule 8.500 (a through f) and 8.504 (a through e).

A check of the Court of Appeal docket shows that the dismissal order was filed July 24, 2023. **The last day a timely Petition for Review can be filed is September 5, 2023.** For good cause, the court may permit the filing of an untimely petition with an "Application for relief from default" if received by September 25, 2023. After September 25, 2023, this court will lose jurisdiction to act on any petition for review.

I have included a copy of the California Rules of Court, rule 8.500 and 8.504.

Very truly yours,

JORGE E. NAVARRETE
Clerk and
Executive Officer of the Supreme Court

By: *M. Chang*, Deputy Clerk

cc: rec.

Enclosed



2023 California Rules of Court

Rule 8.500. Petition for review

(a) Right to file a petition, answer, or reply

- (1) A party may file a petition in the Supreme Court for review of any decision of the Court of Appeal, including any interlocutory order, except the denial of a transfer of a case within the appellate jurisdiction of the superior court.
- (2) A party may file an answer responding to the issues raised in the petition. In the answer, the party may ask the court to address additional issues if it grants review.
- (3) The petitioner may file a reply to the answer.

(Subd (a) amended effective January 1, 2004.)

(b) Grounds for review

The Supreme Court may order review of a Court of Appeal decision:

- (1) When necessary to secure uniformity of decision or to settle an important question of law;
- (2) When the Court of Appeal lacked jurisdiction;
- (3) When the Court of Appeal decision lacked the concurrence of sufficient qualified justices; or
- (4) For the purpose of transferring the matter to the Court of Appeal for such proceedings as the Supreme Court may order.

(Subd (b) amended effective January 1, 2007.)

(c) Limits of review

- (1) As a policy matter, on petition for review the Supreme Court normally will not consider an issue that the petitioner failed to timely raise in the Court of Appeal.
- (2) A party may petition for review without petitioning for rehearing in the Court of Appeal, but as a policy matter the Supreme Court normally will accept the Court of Appeal opinion's statement of the issues and facts unless the party has called the Court of Appeal's attention to any alleged omission or misstatement of an issue or fact in a petition for rehearing.

(d) Petitions in nonconsolidated proceedings

If the Court of Appeal decides an appeal and denies a related petition for writ of habeas corpus without issuing an order to show cause and without formally consolidating the two proceedings, a party seeking review of both decisions must file a separate petition for review in each proceeding.

(e) Time to serve and file

- (1) A petition for review must be served and filed within 10 days after the Court of Appeal decision is final in that court. For purposes of this rule, the date of finality is not extended if it falls on a day on which the office of the clerk/executive officer is closed.
- (2) The time to file a petition for review may not be extended, but the Chief Justice may relieve a party from a failure to file a timely petition for review if the time for the court to order review on its own motion has not expired.
- (3) If a petition for review is presented for filing before the Court of Appeal decision is final in that court, the clerk/executive officer of the Supreme Court must accept it and file it on the day after finality.
- (4) Any answer to the petition must be served and filed within 20 days after the petition is filed.
- (5) Any reply to the answer must be served and filed within 10 days after the answer is filed.

(Subd (e) amended effective January 1, 2018; previously amended effective January 1, 2007, and January 1, 2009.)

(f) Additional requirements

- (1) The petition must also be served on the superior court clerk and, if filed in paper format, the clerk/executive officer of the Court of Appeal. Electronic filing of a petition constitutes service of the petition on the clerk/executive officer of the Court of Appeal.
- (2) A copy of each brief must be served on a public officer or agency when required by statute or by rule 8.29.
- (3) The clerk/executive officer of the Supreme Court must file the petition even if its proof of service is defective, but if the petitioner fails to file a corrected proof of service within 5 days after the clerk gives notice of the defect the court may strike the petition or impose a lesser sanction.

(Subd (f) amended effective January 1, 2020; previously amended effective January 1, 2004, January 1, 2007, and January 1, 2018.)

(g) Amicus curiae letters

- (1) Any person or entity wanting to support or oppose a petition for review or for an original writ must serve on all parties and send to the Supreme Court an amicus curiae letter rather than a brief.
- (2) The letter must describe the interest of the amicus curiae. Any matter attached to the letter or incorporated by reference must comply with rule 8.504(e).
- (3) Receipt of the letter does not constitute leave to file an amicus curiae brief on the merits under rule 8.520(f).

(Subd (g) amended effective January 1, 2007; previously amended effective July 1, 2004.)

Rule 8.500 amended effective January 1, 2020; repealed and adopted as rule 28 effective January 1, 2003; previously amended effective January 1, 2004, July 1, 2004, January 1, 2009, and January 1, 2018; previously amended and renumbered effective January 1, 2007.

Advisory Committee Comment

Subdivision (a). A party other than the petitioner who files an answer may be required to pay a filing fee under Government Code section 68927 if the answer is the first document filed in the proceeding in the Supreme Court by that party. See rule 8.25(c).

Subdivision (a)(1) makes it clear that any interlocutory order of the Court of Appeal—such as an order denying an application to appoint counsel, to augment the record, or to allow oral argument—is a “decision” that may be challenged by petition for review.

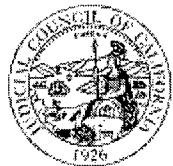
Subdivision (e). Subdivision (e)(1) provides that a petition for review must be served and filed within 10 days after the Court of Appeal decision is *final in that court*. Finality in the Court of Appeal is generally governed by rules 8.264(b) (civil appeals), 8.366(b) (criminal appeals), 8.387(b) (habeas corpus proceedings), and 8.490(b) (proceedings for writs of mandate, certiorari, and prohibition). These rules declare the general rule that a Court of Appeal decision is final in that court 30 days after filing. They then carve out specific exceptions—decisions that they declare to be final immediately on filing (see rules 8.264(b)(2), 8.366(b)(2), and 8.490(b)(1)). The plain implication is that all other Court of Appeal orders—specifically, interlocutory orders that may be the subject of a petition for review—are *not* final on filing. This implication is confirmed by current practice, in which parties may be allowed to apply for—and the Courts of Appeal may grant—reconsideration of such interlocutory orders; reconsideration, of course, would be impermissible if the orders were in fact final on filing.

Contrary to paragraph (2) of subdivision (e), paragraphs (4) and (5) do not prohibit extending the time to file an answer or reply; because the subdivision thus expressly forbids an extension of time only with respect to the petition for review, by clear negative implication it permits an application to extend the time to file an answer or reply under rule 8.50.

See rule 8.25(b)(5) for provisions concerning the timeliness of documents mailed by inmates or patients from custodial institutions.

Subdivision (f). The general requirements relating to service of documents in the appellate courts are established by rule 8.25. Subdivision (f)(1) requires that the petition (but not an answer or reply) be served on the clerk/executive officer of the Court of Appeal. To assist litigants, (f)(1) also states explicitly what is impliedly required by rule 8.212(c), i.e., that the petition must also be served on the superior court clerk (for delivery to the trial judge).

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2023 California Rules of Court

Rule 8.504. Form and contents of petition, answer, and reply

(a) In general

Except as provided in this rule, a petition for review, answer, and reply must comply with the relevant provisions of rule 8.204.

(Subd (a) amended effective January 1, 2007.)

(b) Contents of a petition

- (1) The body of the petition must begin with a concise, nonargumentative statement of the issues presented for review, framing them in terms of the facts of the case but without unnecessary detail.
- (2) The petition must explain how the case presents a ground for review under rule 8.500(b).
- (3) If a petition for rehearing could have been filed in the Court of Appeal, the petition for review must state whether it was filed and, if so, how the court ruled.
- (4) If the petition seeks review of a Court of Appeal opinion, a copy of the opinion showing its filing date and a copy of any order modifying the opinion or directing its publication must be bound at the back of the original petition and each copy filed in the Supreme Court or, if the petition is not filed in paper form, attached.
- (5) If the petition seeks review of a Court of Appeal order, a copy of the order showing the date it was entered must be bound at the back of the original petition and each copy filed in the Supreme Court or, if the petition is not filed in paper form, attached.
- (6) The title of the case and designation of the parties on the cover of the petition must be identical to the title and designation in the Court of Appeal opinion or order that is the subject of the petition.
- (7) Rule 8.508 governs the form and content of a petition for review filed by the defendant in a criminal case for the sole purpose of exhausting state remedies before seeking federal habeas corpus review.

(Subd (b) amended effective January 1, 2016; previously amended effective January 1, 2004, January 1, 2007, and January 1, 2009.)

(c) Contents of an answer

An answer that raises additional issues for review must contain a concise, nonargumentative statement of those issues, framing them in terms of the facts of the case but without unnecessary detail.

(d) Length

- (1) If produced on a computer, a petition or answer must not exceed 8,400 words, including footnotes, and a reply must not exceed 4,200 words, including footnotes. Each petition, answer, or reply must include a certificate by appellate counsel or an unrepresented party stating the number of words in the document. The person certifying may rely on the word count of the computer program used to prepare the document.
- (2) If typewritten, a petition or answer must not exceed 30 pages and a reply must not exceed 15 pages.
- (3) The tables, the cover information required under rule 8.204(b)(10), the Court of Appeal opinion, a certificate under (1), any signature block, and any attachment under (e)(1) are excluded from the limits stated in (1) and (2).
- (4) On application and for good cause, the Chief Justice may permit a longer petition, answer, reply, or attachment.

(Subd (d) amended effective January 1, 2011; adopted as subd (e); previously relettered effective January 1, 2004; previously amended effective January 1, 2007.)

(e) Attachments and incorporation by reference

- (1) No attachments are permitted except:
 - (A) An opinion or order required to be attached under (b)(4) or (5);
 - (B) Exhibits or orders of a trial court or Court of Appeal that the party considers unusually significant;
 - (C) Copies of relevant local, state, or federal regulations or rules, out-of-state statutes, or other similar citable materials that are not readily accessible; and
 - (D) An opinion required to be attached under rule 8.1115(c).
- (2) The attachments under (1)(B)-(C) must not exceed a combined total of 10 pages.
- (3) No incorporation by reference is permitted except a reference to a petition, an answer, or a reply filed by another party in the same case or filed in a case that raises the same or similar issues and in which a petition for review is pending or has been granted.

(Subd (e) amended effective January 1, 2009; adopted as subd (f); previously relettered effective January 1, 2004; previously amended effective January 1, 2007.)

Rule 8.504 amended effective January 1, 2016; adopted as rule 28.1 effective January 1, 2003; previously amended and renumbered as rule 8.504 effective January 1, 2007; previously amended effective January 1, 2004, January 1, 2009, and January 1, 2011.

Advisory Committee Comment

Subdivision (d). Subdivision (d) states in terms of word counts rather than page counts the maximum permissible lengths of a petition for review, answer, or reply produced on a computer. This provision tracks a provision in rule 8.204(c) governing Court of Appeal briefs and is explained in the advisory committee comment to that provision. Subdivision (d)(3) specifies certain items that are not counted toward the maximum length of a petition, answer, or reply. Signature blocks, as referenced in this provision include not only the signatures, but also the printed names, titles, and affiliations of any attorneys filing or joining in the petition, answer, or reply, which may accompany the signature.

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~~X~~ APPENDIX B

Court of Appeal, Fourth Appellate District, Division Two
Brandon L. Henson, Clerk/Executive Officer
Electronically FILED on 7/24/2023 by R. Saucedo, Deputy Clerk

COURT OF APPEAL -- STATE OF CALIFORNIA
FOURTH DISTRICT
DIVISION TWO

ORDER

THE PEOPLE,

Plaintiff and Respondent,

v.

BRUCE LAMONT FULLER,

Defendant and Appellant.

E081729

(Super.Ct.No. FSB18424)

The County of San Bernardino

THE COURT

The court has considered the notice of appeal filed June 15, 2023, requesting a stay because appellant has received no response to a petition for writ of mandate. The clerk of the San Bernardino County Superior Court indicates that no petition for writ of mandate has been received or filed by appellant in that court. Consequently, there is no trial court action for this court to review, and the appeal is DISMISSED. (Pen. Code, § 1237.) Appellant does have an active writ petition, filed June 26, 2023, proceeding in this court in case No. E081588 that includes a document entitled "Writ of Mandamus" dated May 17, 2023.

CODRINGTON
Acting P. J.

cc: See attached list

MAILING LIST FOR CASE: E081729
The People v. Bruce Fuller

Superior Court Clerk
San Bernardino County
8303 N. Haven Ave
Rancho Cucamonga, CA 91730

Office Of The State Attorney General
P. O. Box 85266
San Diego, CA 92186-5266

Bruce Lamont Fuller
✓CDC #: P35248
Kern Valley State Prison (A-4-119)
P.O. Box 5101
Delano, CA 93216

Appellate Defenders, Inc.
555 West Beech Street, Suite 300
San Diego, CA 92101 2396

1 PROOF OF SERVICE 28 U.S.C. § 1746

2 SCOTT S. HARRIS, CLERK

3 SUPREME COURT OF THE UNITED STATES
4 OFFICE OF THE CLERK

5 WASHINGTON, DISTRICT OF COLUMBIA [20543-0001]

6 RE: IN RE BRUCE LAMONT FULLER

7 PURSUANT TO RULE 44.2 "IN GOOD FAITH WITHOUT
8 DELAY, RECEIVED NOVEMBER 17, 2023, Double Bonded

9 I. RULE 22.2 JURISDICTION (16-30-23)

10 II. Sept 13, 2023 Instructions Complied

11 III. Amended (8-31-23) IN RE MANDAMUS STAPLED

12 IV. Amended Notice (8-31-23) 2ND Service Included/Complied
13 U.S.P.S. BONDED 1564568430 TRIPLE CHECKED/COMPLETED

14 V. Received "PROOF OF SERVICE" AUG-01-2023 Received

15 VI. Application to Senior Associate Justice. Yellow-Legal
16 Ruled paper Double Sided Original Wet Signature

17 VII. RULE 20.1 2ND Amended (8-31-23) BY "SPECIAL APPEARANCE"

18 VIII. Application to Chief Justice RULE 20.3 PRIORITY

19 IX. WARRANT SUMMONS 18 U.S.C.S. § 983(a)(1)(A), III(D) II.

20 FR.C.P. § 4.2 TO U.S. MARSHAL SERVICE ~~RECEIVED ADDRESS~~

21 X. A,B,C D APPENDIX

22 NOW THEREFORE UNDER THE PENALTY OF PERJURY OF THE CLERK
23 OF THE DISTRICT OF COLUMBIA, POINT FOR POINT AND U.S.
24 SUPRA RULE 22.1 APPLICATIONS TO INDIVIDUAL JUSTICES
25 ARE REQUIRED BY LAW FOR THIS CLERK TO SERVE THE
26 JUSTICES. FURTHER AFFAINT SAITH NOT, EXECUTED (11-30-23)

27 Bruce Lamont Fuller

28 BRUCE LAMONT FULLER III

RECEIVED ADDRESS

DEC 13 2023

OFFICE OF THE CLERK
SUPREME COURT U.S.

Cal Bus & prof Code S 16

一〇

Authority of deputies

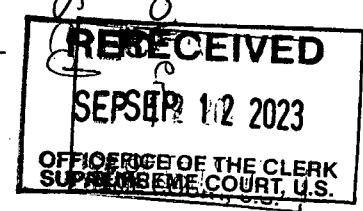
Whatever the provisions of this act, it is to be understood that if a power is granted to a public officer or a duty imposed upon such a officer, the power may be exercised or duty performed by a deputy of the officer or by a person authorized pursuant to law by the

icer unless it is expressed otherwise provided
it writing includes any form of recorded
capable of comprehension in the English language.

leg, STATUTE ENTITLED
MAN OR WOMAN Shall be deemed a person or persons

ALL COPY MADE 1969
LOS S. SATIL OF OFFICE provided for in the Constitution
and the GOVERNMENT COPE. (Cal Pacific Collections Inc., N. Bowers
318 Cal. (1969) 70 Col. 2d 135, 74 Cal. Rptr. 289, 144 A.P. 2d, 225 1969 Cal. LEXIS
320 The Director of the Department of Professional and Vocational Standards
had jurisdiction to proceed against an individual's qualification Certification Certifica-

§ 147 Authority to issue written notice to appear in court



(b)(5)(k) RIVERSIDE COUNTY

RULE 402D

1. B) REASSUMPTION
OFFICIAL FORM ENTERED "REASSUMPTION
OF LIABILITY BY SURETY"
RULE 316 RESPONSE TO ORDERS TO SHOW
CAUSE

3176 PETITIONS FOR EXTRAORDINARY WRITS
WHERE TO FILE CENTRAL DOCUMENTS
HTTP://WWW.RIVERSIDE.COURTS.CA.GOV
CLICK ON LOCAL RULES GENERAL INFORMATION
+ RE

? DO YOU HAVE DOC
RECALL WARRANT FORM(S)

IN RE MANDAMUS

STATE OF CALIFORNIA

COUNTY OF KERN

VERIFICATION

C.C.P. SEC. 466 & 2016.5; 28 U.S.C. SEC. 17460

I Bruce Lamont Fuller

declare under penalty of perjury that: I am the

PETITIONER

in the above entitled action. I have read the foregoing documents and know the contents thereof and the same is true of my own knowledge, except as to matters stated therein upon information, and belief, and as to those matters, I believe they are true.

Executed this 31 day of August 2023, Kern Valley State Prison.

Signature

Bruce Lamont Fuller

DECLARANT/PRISONER

PROOF OF SERVICE BY MAIL

C.C.P. SEC. 1013(a) & 2016.5; 28 U.S.C. SEC. 1746

DOMESTIC

I Bruce Lamont Fuller, am a resident of California State Prison, in the County of KERN, State of California: I am over the age of eighteen (18) years and am/am not a party of the above entitled action. My state prison address is: P.O. Box 3130, Delano, CA. 93216.

On August 31, 2023, I served the foregoing Petition for an

Extraordinary writ of mandamus

Amended 8-31-23 (BF)

Governor of Calif (Gavin Newsom)

~~FOURTH APPELLATE COURT OF APPEALS~~

~~SAN BERNARDINO Superior Court~~

~~CALIF SUPREME COURT~~

~~BPH/Commissioner~~

Set forth exact title of document(s) served

On the party(s) herein by placing a true copy(s) thereof, enclosed in sealed envelope(s) with postage thereof fully paid, in the United States Mail, in a deposit box so provided at KERN Valley State Prison, Delano, CA. 93215.

Supreme Court of the United States
OFFICE OF THE CLERK : ATTN: US MARSHAL SERVICE
Washington, DC 20543-0001

List parties served ALL PARTIES 2ND SERVICE IN RE

MANDBAMUS
There is delivery service by United States Mail at the place so addressed, and/or there is regular communication by mail between the place of mailing and the place so addressed.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: August 31 2023

Bruce Lamont Fuller

DECLARANT/PRISON

1 28 U .S .C. "1746" PROOF OF SERVICE

2 CLERK SCOTT HARRIS

3 UNITED STATES SUPREME COURT HOUSE

4 WASHINGTON DISTRICT OF COLUMBIA 20543

5
6 ENCLOSED IS A PETITION OF AN EXTRAORDINARY WRIT @ 28 U.S.C. subsection 1651(a)

7 'WRIT OF MANDAMUS. THERE IS A APPEAL PRESENT # 5081586 FOURTH DISTRICT COURT OF APPEALS
8 LOCATION: 3389 12TH STREET, RIVERSIDE CALIFORNIA 92501

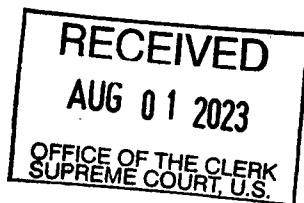
9 WITH TWO COPIES OF THE WRIT OF MANDATE AND THIER RESPECTIVE PROOF OF SERVICE, THIS 'DISCRETION
10 IS SPARINGLY EXERCISED, AND OTHER COURT CAN PROVIDE ADQUET RELIEF ATTACHED WITH CERTIFIED
11 USPS TRACKING NUMBERS(CONFIRMED COPIES). THE LOWER COURTS HAVE REFUSED TO FOLLOW
12 THE LAW AND, ISSUE A STAY, THE APPEAL COURTS HAVE FAILED TO
13 ACKNOWLEDGE THE WRIT OF MANDAMUS, THE SUPREME COURT CONCURRS,
14 WITH THE LESSOR JUST TO NOT ASCERTAIN THE TRUTH, WHICH DEPRIVES
15 PETITIONER OF ADQUET REMEDIE PRESCRIBED BY LAW. THE COURTS DIS-
16 -RETIONARY POWERS ARE NEEDED EXPIEDIOUSLY DUE TO THIER BEING
17 NO ACKNOWLEDGEMENT FROM THE PREVIOS INFERIOR's .HOWEVER
18 THE UNITDE STATES PARCEL SERVICE HAS TRACKING NO's APPENDIX F:

19 UNDER THE PENALTY OF PERJURY OF THE LAWS OF THE DISIRICT OF COLUMBIA
20
21
22
23
24
25
26
27
28

EXECUTED (7-26-23)

8-3-23 AD

X *Bruce Lamont Fuller*
BRUCE LAMONT FULLER IN PRO-SE



08-31-23

IN RE MANDAMUS

1 APPLICATION TO: 20543 28 U.S.C. § CANNON

2 PRIORITY - ONLY ONE COPY

3 ATTN: SENIOR ASSOCIATE JUSTICE

4 28 U.S.C. § 1651; 1746 PRICE OF SERVICE(S);

5

6

7 THE PERSON GREGORY S. TAVEL, IS A

8 FLIGHT RISK ATTACHED IS U.S.C. § 983b(y)(A)

9 11(d) II, F.R.C.P. § 11(d)2, ALLOWS THE PUBLIC

10 SERVICE TO ISSUE A WARRANT UPON HIS PERSON.

11 AS AN CERTIFIED REPRESENTATIVE ACCOUNTANT WITH A

12 LICENSE TO DRIVE TO SAY "ENFORCE LAWS PURSLANT TO

13 CANNON ETHICS, ONE'S MORAL QUESTION OF ETHICS

14 IS RAISED, FOR A "PERSON" WHO RELIGIOUSLY

15 PRACTICES LAW, WITH WHOLE, HEART, AND SPIRIT

16 EXPECTS, GOD TO INTERVENE, KEEP IT REAL,

17 ONE WHO EATS, SLEEPS, BREATHS, AND SHITS

18 LAW, THROUGHOUT A LIFETIME SHOULD NOT

19 DRIVE DRUNK OVER THE LAW WHICH

20 ONE ENFORCES UPON OTHERS WITH SUCH

21 A GROSS NEGLECT TO PURELY AT IT'S

22 SIMPLE "PRACTICE WHAT YOU PREACH."

23 ALBIT OF ALL DOUBLE BOOKING IS NECESS

24 ARY FOR UNDENIABLE QUESTIONABILITY

25 EXECUTED "8-31-23 AD"

26 ~~Under the Penalty of Perjury~~ BRUCE LAMONT FULLER

27 Under the Penalty of Perjury of the LAWS OF

(2 of 2) ANY U.S. MARSHAL AND/OR SHERIFF SHALL BE
ENABLED TO SEIZE THE "PERSON" GREGORY S. TAYLOR
IN ANY JURISDICTIONAL VENUE.

California BUSINESS & PROFESSIONAL CODES;
§ 8. GOVERNING PROVISIONS

§ 10 AUTHORITY OF DEPUTIES; WHENEVER THE PROVISIONS OF
THIS CODE, A POWER IS GRANTED TO A PUBLIC OFFICER IS GRANT-
ED TO A PUBLIC OFFICER, OR DUTY IMPOSED UPON
SUCH A OFFICER, THE POWER MAY BE EXERCISED OR DUTY
PERFORMED BY A DEPUTY OF THE OFFICER OR BY A
"PERSON"; AUTHORIZED PURSUANT TO LAW BY THE
OFFICER, UNLESS IT IS EXPRESSED; OTHERWISE PROVIDED

§ 11 WRITING INCLUDES ANY FORM OF RECORDS
CAPABLE OF COMPREHENSION IN THE ENGLISH LANGUAGE

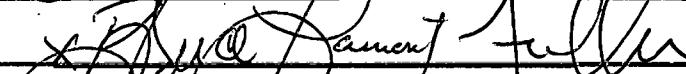
§ 14 LEGISLATIVE INTENT; "MAN" OR MEN SHALL BE
DEEMED "PERSON, OR PERSON(S); DECLATORY"

§ 105 "OATH OF OFFICE" PROVIDED IN THE CONSTITUTION

§ 118 AND THE GOVERNMENT CODE (CAL. PACIFIC COLLECTIONS
INC V. POWERS) CAL (1969) 70 Cal 2d 135; THE DIRECTOR OF
THE DEPARTMENT OF PROFESSIONAL AND VOCATIONAL STANDARDS
HAD JURISDICTION.

§ MANNER OF NOTICE

"IT IS SO ORDERED" 6/23/2023 (a)


X/ Bruce Lamont Fuller

BRUCE LAMONT FULLER

ATTORNEY-IN-FACT

THIS AUGUST 31, 2023 A.D.

(@ 00:01 (EST) IN INFINITUM

2nd Amended
(8-31-23) BF

VIT
1 RULE 20.1: "THIS COURT IS THE ONLY ONE CAPABLE OF MAKING A-
2 DECISION NO OTHER COURT IS ACKNOWLEDGING THE MANDAMUS? APP.C

3 BRUCE LAMONT FULLER

4
5 PETITIONER IN RE

6
7 CASE NO: _____

8 WRIT OF MANDAMUS

9 28 USC 1651(a) WRIT OF MANDAMUS

10 F.R.C.P. RULE:2 THERE IS ONLY
ONE FORM OF ACTION-SUCH POWERS
EXISTS TO NON-PARTIES

11 BY SPECIAL APPEARANCE

12
13 NOW, BRUCE LAMONT FULLER:28 USC "ALL WRITS ACT"; F.R.C.P. RULE:17 CAPACITY; PUBLIC OFFICERS(a)(1)=
14 -(A)(B)(C)(D)(E)(F)(6)28;USCS ;SUBSECTION 959 TRUSTEES WITH RESPECT TO ANY TRANSACTIONS IN CARRY-
15 -ING ON BUSINESS CONNECTED WITH SUCH PROPERTY TO THE ENDS OF JUSTICE ,WOULD BOUND TO DO IF IN THE
16 POSSESSION THEREOF ;THU TREATED MATTER AS A PETITION FOR WRIT OF MANDAMUS.TO PRESERVE HIGHLY RELA-
17 -VINT INFORMATION , "INJUNCTIVE POWERS" 18 U.S.C. 603(a) MAKING POLITICAL CONTRIBUTIONS,SUMMONS
18 PERMITTED IN ENGLAND BY 11 &12 VICT. c42 SEC,1 (1848),NOW COMMISSION ONE LAW - OBSERVANCE AND
19 ENFORCEMENT ON CRIMINAL PROCEDURE(1931)47 PROVIDES FOR SUMMONS.

20 F.R.C.P. 4(a)(b)(2)(c)(1)(2) SERVICE OF SUMMONS OF US MARSHAL ON ALL MOVING PARTIES ON PROOF OF
21 SERVICE-040 FORM IS NEEDED 18 U.S.CS. (a)(1)(A)III DESRUCTION OR TAMPERING WITH EVIDENCE ,AFTER
22 35 DAYS OF NOTICE "EQUITABLE PRINCIPALS PRESERVED" :USCS 1292(UNITED STATES V. HORNSS)147 F.2d 5
23 -7.RULE OF LAW IN ABSENCE OF EXPRESS STATUTORY PROVISION COURT OF EQUITY IS WITHOUT POWER TO ACES
24 -SS EXPLEMARY ,OR PUNITIVE DAMAGES IS NOT CHANGED BY RULE 2 ,FOR IS DOES NOT ABOLISH DISTINCTION,
25 BETWEEN LAW AND EQUITY(COCA COLA CO. V. DIXI COLA LABORITIES INC.)155 F.2d 59.

26 F.R.C.P. 81(b) ,723(c) NOW 2072 UNION OF EQUITY AND ACTION AT LAW RULES ,POWER OF SUPRME COURT.
27 SEE .NOTE 3 TO RULE 1 TO PLEADINGS WHEN CASE BROUGHT TO WRONG SIDE OF COURT;(EQUITABLE DEFENSES,
28 AND EQUITAL RELIEF IN ACTIONS AT LAW) ARE SUPERSEDED.RESTYLED SO MORE EASILY READ 2NOTE OF ADVISOR
-RY COMMITTEE ON 2007 AMENDMENTS.ARE ONLY STYLISTIC. UNDER THE PENALTY OF PERJURY.
EXECUTED (7-26-23) X BRUCE LAMONT FULLER BRUCE LAMONT FULLER-IN-PRO-SE

8-31-23 fbf

VIII

1 APPLICATION TO:

2 CHIEF JUSTICE(SUPREME COURT RULE @@22.3

3 PRIORITY

4 28 USC @1651(a) ADEQUATE RELIEF CANNOT BE OBTAINED IN ANY OTHER COURT.

5 THE LOWER COURTS HAVE NOT ISSUED A STAY, AND/OR ACKNOWLEDGED
6 THE MANDAMUS TO THE RECORD, THUS THIS COURT IS AUTHORIZED.

7 THE COURTS DISCRETIONARY POWERS ARE NEEDED

8 [STAY REQUESTED]

9 THE GOVERNOR [95814] HAS TO RESPOND IN 120 DAYS

10 BPH[95812] DENIED THE PETITIONER

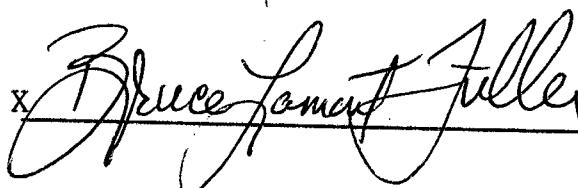
11 IT FALLS WITHIN THE COURTS APPEAL JURISDICTION

12 JUDGE GREGORY S. TAVIL /JUDICIAL ASSANT SYLVIA RAMIREZ [91730] HAVE NOT MADE A DECISION
13 TO BE CANDID THIS IS LEGISLATIVE IN THE KIDDIE POOL OF YOUR PROFESSION ,AND THEY DONT HAVE THE
14 MENTAL CAPACITY TO ENTERTAIN.

15 PETITIONER IS SENTENCED TO LIFE IN PRISON, WHICH IS TECHNICALLY
16 A DEATH SENTENCE, BECAUSE IF NO CHANCE OF LIBERTY, THEN WHAT?

17 UNDER THE PENALTY OF THE LAWS OF THE DISTRICT OF COLUMBIA.

20 EXCUSED 1-26-23 8, 31-BF

22 X 

23 BRUCE-LAMONT:Fuller IN PRO SE!!!

IX
WARRANT/SUMMONS

18 USC 983(a)(1)(A) III(D)(II) FRCP §c12(2)

Form **COL**

Violation Warning
Denial of Rights Under Color of Law

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

Name and address of Citizen

US MARSHAL SERVICE
20543

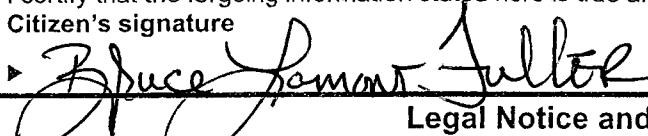
Name and address of Notice Recipient

GREGORY S. TAVILL
8303 NORTH HAVEN AVE.
RANCHO CUCAMONGA, 91730

Citizen's statement: **YOU ARE HERBY SERVED YOUR NOTICE OF SUMMONS BEFORE THIS COURT FOR DSTRUCTION OF OR TAMPERING WITH EVIDENCE AS A ADMINSTATOR**

I certify that the forgoing information stated here is true and correct.

Citizen's signature

► 

Date ►

7-26-23 A.D.

Legal Notice and Warning

Federal law provides that it is a crime to violate the Rights of a citizen under the color-of-law. You can be arrested for this crime and you can also be held personally liable for civil damages.

Attempting to cause a person to do something by telling that person that such action is required by law, when it is not required by law, may be a felony.

18 USC §242 provides that whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States ... shall be fined under this title or imprisoned not more than one year, or both.

18 USC §245 provided that Whoever, whether or not acting under color of law, intimidates or interferes with any person from participating in or enjoying any benefit, service, privilege, program, facility, or activity provided or administered by the United States; [or] applying for or enjoying employment, or any perquisite thereof, by any agency of the United States; shall be fined under this title, or imprisoned not more than one year, or both.

42 USC §1983 provides that every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress.

Warning, you may be in violation of Federal Law and persisting with your demand may lead to your arrest and/or civil damages! Also understand that the law provides that you can be held personally responsible and liable, as well as your company or agency.

You are advised to cease and desist with your demand and to seek personal legal counsel if you do not understand the law.

Notice of Service:

I, BRUCE LAMONT FULLER certify that I personally delivered this notice to above named recipient and address on 7-26-23 A.D. at 00:01 PST

X

APPENDIX C

POS-040

ATTORNEY OR PARTY WITHOUT ATTORNEY: NAME: <u>Bruce Lamont Fuller</u>		STATE BAR NO:	FOR COURT USE ONLY
FIRM NAME: N/A			
STREET ADDRESS: <u>3000 Cecil Ave.</u>		STATE: <u>CA</u>	ZIP CODE: <u>93216</u>
CITY: <u>Delano, California</u>		FAX NO.:	
TELEPHONE NO.:			
E-MAIL ADDRESS:			
ATTORNEY FOR (name): <u>PETITIONER</u>			
SUPERIOR COURT OF CALIFORNIA, COUNTY OF <u>SAN BERNARDINO</u>			
STREET ADDRESS: <u>8303 N. HAVEN AVENUE</u>			
MAILING ADDRESS: <u>ATTN: CLERK</u>			
CITY AND ZIP CODE: <u>Rosch, Cucamonga 91730</u>			
BRANCH NAME:			
Plaintiff/Petitioner: <u>Bruce Lamont Fuller</u>			
Defendant/Respondent: <u>People of the State of California</u>			
PROOF OF SERVICE—CIVIL			
Check method of service (only one):			
<input type="checkbox"/> By Personal Service <input checked="" type="checkbox"/> By Mail <input type="checkbox"/> By Overnight Delivery <input type="checkbox"/> By Messenger Service <input type="checkbox"/> By Fax			
CASE NUMBER: <u>ESB-184242</u>			
JUDICIAL OFFICER:			
DEPARTMENT:			

*Do not use this form to show service of a summons and complaint or for electronic service.
See USE OF THIS FORM on page 3.*

1. At the time of service I was over 18 years of age and not a party to this action.

2. My residence or business address is:

SAME AS ABOVE

3. The fax number from which I served the documents is (complete if service was by fax):

4. On (date): 05-17-23 I served the following documents (specify):

PETITION TO VACATE JUDGEMENT, WRIT OF
MANDAMUS, AND PETITION "Unseen Record"

The documents are listed in the *Attachment to Proof of Service—Civil (Documents Served)* (form POS-040(D)).

5. I served the documents on the person or persons below, as follows:

a. Name of person served: POS-040(P)

b. (Complete if service was by personal service, mail, overnight delivery, or messenger service.)

Business or residential address where person was served:

c. (Complete if service was by fax.)

Fax number where person was served:

The names, addresses, and other applicable information about persons served is on the *Attachment to Proof of Service—Civil (Persons Served)* (form POS-040(P)).

6. The documents were served by the following means (specify):

a. **By personal service.** I personally delivered the documents to the persons at the addresses listed in item 5. (1) For a party represented by an attorney, delivery was made (a) to the attorney personally; or (b) by leaving the documents at the attorney's office, in an envelope or package clearly labeled to identify the attorney being served, with a receptionist or an individual in charge of the office; or (c) if there was no person in the office with whom the notice or papers could be left, by leaving them in a conspicuous place in the office between the hours of nine in the morning and five in the evening. (2) For a party, delivery was made to the party or by leaving the documents at the party's residence with some person not younger than 18 years of age between the hours of eight in the morning and eight in the evening.

CASE NAME: <u>Bruce Larament Fuller</u>	CASE NUMBER: <u>FSB-18424-2</u>
v. People of The State of California	

6. b. By United States mail. I enclosed the documents in a sealed envelope or package addressed to the persons at the addresses in item 5 and (specify one):

- (1) deposited the sealed envelope with the United States Postal Service, with the postage fully prepaid.
- (2) placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail at (city and state):

c. By overnight delivery. I enclosed the documents in an envelope or package provided by an overnight delivery carrier and addressed to the persons at the addresses in item 5. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.

d. By messenger service. I served the documents by placing them in an envelope or package addressed to the persons at the addresses listed in item 5 and providing them to a professional messenger service for service. (A declaration by the messenger must accompany this Proof of Service or be contained in the Declaration of Messenger below.)

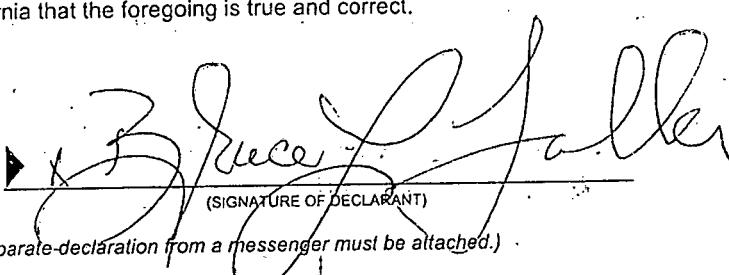
e. By fax transmission. Based on an agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed in item 5. No error was reported by the fax machine that I used. A copy of the record of the fax transmission, which I printed out, is attached.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 4-5-17-23

X Bruce L. Fuller

(TYPE OR PRINT NAME OF DECLARANT)


(SIGNATURE OF DECLARANT)

(If item 6d above is checked, the declaration below must be completed or a separate declaration from a messenger must be attached.)

DECLARATION OF MESSENGER

By personal service. I personally delivered the envelope or package received from the declarant above to the persons at the addresses listed in item 5. (1) For a party represented by an attorney, delivery was made (a) to the attorney personally; or (b) by leaving the documents at the attorney's office, in an envelope or package clearly labeled to identify the attorney being served, with a receptionist or an individual in charge of the office; or (c) if there was no person in the office with whom the notice or papers could be left, by leaving them in a conspicuous place in the office between the hours of nine in the morning and five in the evening. (2) For a party, delivery was made to the party or by leaving the documents at the party's residence with some person not younger than 18 years of age between the hours of eight in the morning and eight in the evening.

At the time of service, I was over 18 years of age. I am not a party to the above-referenced legal proceeding.

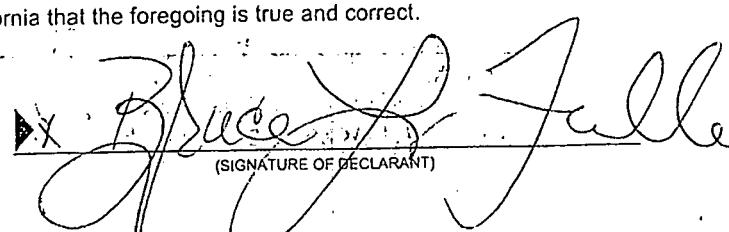
I served the envelope or package, as stated above, on (date):

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 4-5-17-23

X Bruce L. Fuller

(NAME OF DECLARANT)


(SIGNATURE OF DECLARANT)

INFORMATION SHEET FOR PROOF OF SERVICE—CIVIL

(This information sheet is not part of the official proof of service form and does not need to be copied, served, or filed.)

USE OF THIS FORM

This form is designed to be used to show proof of service of documents by (1) personal service, (2) mail, (3) overnight delivery, (4) messenger service, or (5) fax.

This proof of service form should not be used to show proof of service of a summons and complaint. For that purpose, use *Proof of Service of Summons* (form POS-010).

Also, this proof of service form should not be used to show proof of electronic service. For that purpose, use *Proof of Electronic Service* (form POS-050).

Certain documents must be personally served. For example, an order to show cause and temporary restraining order generally must be served by personal delivery. You must determine whether a document must be personally delivered or can be served by mail or another method.

GENERAL INSTRUCTIONS

A person must be over 18 years of age to serve the documents. The person who served the documents must complete the Proof of Service. **A party to the action cannot serve the documents.**

The Proof of Service should be typed or printed. If you have Internet access, a fillable version of this proof of service form is available at www.courts.ca.gov/forms.htm.

Complete the top section of the proof of service form as follows:

First box, left side: In this box print the name, address, and telephone number of the person for whom you served the documents.

Second box, left side: Print the name of the county in which the legal action is filed and the court's address in this box. The address for the court should be the same as the address on the documents that you served.

Third box, left side: Print the names of the plaintiff/petitioner and defendant/respondent in this box. Use the same names as are on the documents that you served.

Fourth box, left side: Check the method of service that was used. You should check only one method of service and should show proof of only one method on the form. If you served a party by several methods, use a separate form to show each method of service.

First box, top of form, right side: Leave this box blank for the court's use.

Second box, right side: Print the case number in this box. The case number should be the same as the case number on the documents that you served.

Third box, right side: State the judge and department assigned to the case, if known.

Complete items 1–6:

1. You are stating that you are over the age of 18.
2. Print your home or business address.
3. If service was by fax service, print the fax number from which service was made.
4. List each document that you served. If you need more space, check the box in item 4, complete the *Attachment to Proof of Service—Civil (Documents Served)* (form POS-040(D)), and attach it to form POS-040.
5. Provide the names, addresses, and other applicable information about the persons served. If more than one person was served, check the box on item 5, complete the *Attachment to Proof of Service—Civil (Persons Served)* (form POS-040(P)), and attach it to form POS-040.
6. Check the box before the method of service that was used, and provide any additional information that is required. The law may require that documents be served in a particular manner (such as by personal delivery) for certain purposes. Service by fax generally requires the prior agreement of the parties.

You must sign and date the proof of service form. By signing, you are stating under penalty of perjury that the information that you have provided on form POS-040 is true and correct.

SHORT TITLE: Bruce Lorient Fuller	CASE NUMBER:
People of The State of California	FSB 184 24-2

ATTACHMENT TO PROOF OF SERVICE—CIVIL (DOCUMENTS SERVED)

(This Attachment is for use with form POS-040)

The documents that were served are as follows (describe each document specifically):

JUDICIAL NOTICE EVIDENCE CODES 450-459

COVER SHEET [DO NOT DISCARD]

" PETITION TO VACATE JUDGMENT "

"MANDATORY WRIT OF MANDATE"

" PETITION TO UNSEAL RECORD "

MEMORANDUM OF POINTS AND AUTHORITIES

AFFIDAVITS

EXHIBITS 21 PAGES= 36 TOTAL

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SHORT TITLE: <i>Bruce Lamont Fuller</i>	CASE NUMBER: <i>FSB-18424-2</i>
People of the State of California	

ATTACHMENT TO PROOF OF SERVICE—CIVIL (PERSONS SERVED)

(This attachment is for use with form POS-040.)

NAMES, ADDRESSES, AND OTHER APPLICABLE INFORMATION ABOUT PERSONS SERVED:

Name of Person Served

(If the person served is an attorney, the party or parties represented should also be stated.)

Clerk
Superior Court**District Attorney**
Superior Court**District ATTORNEYS**
ADDRESS-OFFICIALLY**GOVERNOR OF CALIFORNIA**
Gavin Newsom**OFFICE OF THE STATE**
ATTORNEY GENERAL**ATTN: Commissioner**
3000 Cetil, Ave
Bakersfield, California 93216Where Served

(Provide business or residential address where service was made by personal service, mail, overnight delivery, or messenger service. For service by fax, provide fax number.)

8303 N. HAVEN AVE.
Rancho Cucamonga, Ca 91730**8303 N. HAVEN AVE**
Rancho Cucamonga 91730**SAN BERNARDINO COUNTY**
DISTRICT ATTORNEY'S OFFICE 316 N
Mountain View Ave, San Bernardino, California 92415**STATE CAPITOL**
Sacramento, California 95814**P.O. Box 85266**
San Diego, California 92186-85266**CDCR BPH : ATTN : LEGAL**
P.O. Box 4036
Sacramento, California 95812

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9 BRUCE LAMONT FULLER
10 PETITIONER
11 V
12 THE PEOPLE OF THE
13 STATE OF CALIFORNIA
14 ET AL
15 RESPONDENTS

16
17
18
19
20
21 THIS IS A COVER SHEET DO NOT DISCARD
22
23
24
25
26
27
28

(PENAL CODES 1404)

1 Bruce Lamont Fuller case#P.35248

2 K.V.S.P.-A-4-119, 3000 CECIL AVENUE

3 DELANO, California 93216

4 BRUCE LAMONT FULLER

5 PETITIONER

6 V

7 THE PEOPLE OF THE STATE OF

8 RESPONDENT

CASE NUMBER
FSB18424-2

NOTICE

PETITION TO
VACATE JUDGEMENT

CCPS 663, 657

9 PLEASE TAKE NOTICE

IN CONJUNCTION

10 NOW HEAR COMES PETITIONER, BRUCE

11 LAMONT FULLER, PETITIONING THIS COURT

12 FORTHWITH FOR PETITION TO VACATE JUDGEMENT

13 DUE ERRENOUS CONSTITUTIONAL

14 GROUNDS, PURSUANT TO CCPS 663, 657, IN

15 WITH WRIT OF MANDATE FOR INSUFFICIENCY

16 OF EVIDENCE TO JUSTIFY A VERDICT

17 CREATING, "FRUIT OF THE POISONOUS

18 TREE" DOCTRINE, ADDRESSING REAL IMPOR-

19 TANT ISSUES OF LAW, ATTACHED "WRIT

20 OF MANDATE, WITH "NEWLY DISCOVERED

21 EVIDENCE, EXHIBITS, "PETITION TO UNSEAL

22 RECORD WITH MEMORANDUM OF POINTS

23 AND AUTHORITIES, UNDER THE PENALTY OF

24 PERJURY OF CALIFORNIA STATE.

25 EXECUTED (5-17-23)

26 x Bruce J. Fuller BRUCE LAMONT FULLER
27 IN PROSE (1 of 147) (1 of 147)

1 NOW THIS PETITION IS BASED UPON
2 SUFFICIENTLY BROAD QUESTION OF ULTIMA-
3 TE FACT THAT INCORRECT, OR ERRONEOUS
4 LEGAL BASIS FOR DECISION NOT CONSISTANT
5 WITH, OR NOT SUPPORTED BY THE FACTS,
6 AND IS SUCH CASE WHEN THE JUDGE
7 MENT SET ASIDE, THE STATEMENT OF DECIS-
8 ION SHALL BE AMENDED "CREATING A REVER-
9 EABLE ERROR" (IN RODRIGUEZ V. PORWAL INC.)
10 (2022) 83 Cal App 5th, 739

11 THE VERDICT OR DECISION IS AGAINST
12 THE LAW, AND IS NOW ACCOMPANIED BY
13 ADEQUATE RECORD (KNIGHT V. ROCHE) (1860) 56
14 CAL 15;

15 CRC § 3.1602 HEARING OF MOTION TO
16 VACATE JUDGEMENT MUST BE HEARD WITHIN
17 (30) DAYS OF SERVICE AND DETERMINED BY
18 THE JUDGE WHO PRESIDED AT TRIAL, AND A
19 RIGHT TO A JURY TRIAL ON A MOTION TO
20 VACATE JUDGEMENT [75 A.L.R. 3d 894; Const

21 -ruction, AND APPLICATION OF STATE RULES
22 OF CIVIL PROCEDURE; AUTHORIZING RELIEF
23 FROM THE FINAL JUDGEMENT, OR ORDER " "ANY
24 OTHER REASON " § 91 A.L.R. 6TH 1717 EVIDEN-
25 TARY IS REQUIRED IN CONJUNCTION WITH
26 THE WRIT OF MANDATE, AND PETITION TO
27 UNSEAL THE RECORD

1 CRCs 7 900(e) EFFECT OF VACATING
2 motion to vacate or new trial has no
3 consequence (Finnie v. District No. 1 Pacific
4 Coast Dist) (1902) 9 Cal. App. 4th 1311

5
6 NOW THIS HEARING PROCEDURE IN RE
7 MANDATE ACTION HOLDS THAT EXTRA REC-
8 ORD EVIDENCE IS ADMISSABLE PURSUANT
9 CCPS 1085, THEREFORS PROPERLY INTRODUCIN
10 PRIMA FACTE "NEWLY DISCOVERED"
11 EVIDENCE PURSUANT TO; EVIDENCE CODE(S);
12 § 602, 604 1451, 1456, 1532, 1600, Supporting
13 IN THE "NATURE OF DEMAND" OF REMA-
14 IN OF PROCEEDING TO DEPARTMENT, DUE TO
15 THE FACT THAT EVIDENTIARY IS REQUIRED
16 IN CONJUNCTION WITH THE WRIT OF
17 MANDAMUS, AND PETITION TO "UNSEAL
18 THE RECORD", SHOWING THE NECESSITY
19 FOR MANDATORY PRELIMINARY INJUNCTION
20 AND AN ARREST OF JUDGEMENT
21 PROHIBITING ANY CONSTITUTIONAL
22 VIOLATIONS OF FAIR TRIAL.

23

24

25

26

27

28

1 1 Bruce Lamont Fuller coc# P-35248
 2 2 K.N.S.P.-A-4-119, 3000 cecil Avenue
 3 3 Delano, California 93216
 4 4 BRUCE LAMONT FULLER CASE NUMBER
 5 5 PETITIONER FSB18424-2
 6 6 V MANDATORY
 7 7 THE PEOPLE OF THE STATE OF "WRIT OF
 8 8 CALIFORNIA MANDAMUS"
 9 9 BOARD OF PAROLE HEARINGS NOTICE
 10 10 AND THE GOVERNOR CCP§ 1085,1090
 11 11 RESPONDENT(S) CRCS§ 8.486
 12 12 [STAY REQUESTED]
 13 13 NOTICE TO ALL PARTIES (10)DAY RESPONSE
 14 14 PURSUANT TO CCP§ 659(a), 1090, Cal CONST.
 15 15 -INTUTION ART X 55MUNICIPAL CORPORATION
 16 16 COMPETENT PROVISIONS OF CITY CHARTER(S)
 17
 18 18 NOW HEAR COMES PETITIONER, BRUCE
 19 19 LAMONT FULLER PETITIONING IN CONCON
 20 20 TION WITH; CCP§ 657. GROUNDS FOR
 21 21 NEW TRIAL, VACATION OF VERDICT, ABUSE
 22 22 OF DISCRETION, NEWLY DISCOVERED
 23 23 EVIDENCE, THE RESPONDENT(S), PEOPLE OF THE
 24 24 STATE OF CALIFORNIA, BOARD OF PAROLE
 25 25 HEARINGS, AND THE GOVERNOR OF CA-
 26 26 LIFORNIA, HAVE A (10)DAY RIGHT TO
 27 27 RESPOND CCP§ 1090 TO THE FOLLOWING:
 28

1 HEARING PROCEDURE IN MANDATE ACTION

2 (IN Mondesson-Seloh v. Regents of University of

3 California) (2021) 60 Cal App 5th 674 "The Court

4 OF APPEAL held that EXTRA-RECORD EVIDENCE

5 IS ADMISSABLE in Cal Civil Code § 1055

6 § 363 Specialty in Nature MANDAMUS PROCED-

7 URES § 1109, GENERAL RULE OF PRACTICE

8 DUE TO RECENT EVENTS THE EFFECT REAL

9 IMPORTANT ISSUES OF LAW RECENTLY THE

10 PETITIONERS PRIVATE INVESTIGATOR

11 RYAN SWARD PI #27523, HAS FILED A

12 SWORN AFFIDAVITS WHICH "PRIMA FACIE

13 EVIDENCE PURSUANT ; TO EVIDENCE CODE(S)

14 § 602, 604, 1450, 1451, 1532, 1600, WHICH ARE

15 ATTACHED FROM (2-16-22) AND (4-7-22)

16 NOW THIS EXONERATING MATERIAL EVIDENCE

17 IF PRESENTED TO A JURY MAY HAVE

18 RELEASED THE PETITIONER IN THE FORM

19 OF ACQUITTAL FACTULLY PROVING PETITIONERS

20 INNOCENCE, FREEDOM, AND RESENT OF HARM

21 INESS, ALSO THERE IS CERTIFIED DOJ

22 REPORT (1-14-22) ON FIREARMS CURRENTLY

23 "UNOSR SEAL" WHICH FACTULLY PROVES

24 PETITIONERS INNOCENCE, MAKING THE

25 VERDICT ILLEGAL IN NATURE AND ONLY

26 UPON DUE DILIGENCE WAS THIS

27 MATERIAL EXONERATING EVIDENCE FOUND

1 ON (4-26-23) THERE IS A BOARD
2 OF PAROLE HEARINGS DECISION EFFECT
3 ED BY THE DISALLOWANCE OF THIS NON
4 MATERIAL EVIDENCE, WHICH APPEARS TO BE
5 UNDER SEAL PREVENTING AN ADEQUATE
6 RECORD OF BEING PRESENTED IN FAVOR
7 OF PETITIONER, WHICH HIS HIGHLY PRG.
8 JUDICIAL DEPRIVING PETITIONER OF DUE
9 PROCESS OF LAW.

10 NOW IT IS A REQUIREMENT BY THE
11 GOVERNOR TO RESPOND TO (BPH) DENTAL
12 WITHIN (120) DAYS, THUS THE NECESSITY
13 OF THIS EXTRAORDINARY WRIT

14 • A STAY IS MANDATORY WITH AN INJUN
15 -CTION RESTRAINING (BPH) Board of
16 Parole Hearing 3000 Cecil Avenue, Belmo, Calif.
17 FROM ANY FINAL DECISIONS OR
18 RECOMMENDATIONS, UNTIL CONCLUSIONS OF
19 FACT SHALL BE PRESENTED, OR ANY "COURT FAC-
20 -ILITY". • NECESSARY EVIDENCE IS REQUIRED
21 REFRAINING PETITIONER FROM FUTURE HARM

22 BY COCR, BPH GOVERNOR OF CALIFORNIA

23 "Although courts may be reluctant to impose a
24 Mandatory Writ in Proper Case it is Generally
25 not denied (ALLEN v. STOWELL) (1905) 145 Cal 656

26 UNDER THE PENALTY OF PERJURY (5-17-23)

27 (S) Bruce J. Biles Bruce Lamont Fuller Jr. No. 50

28 (S) (SF 14)

(Dated 5-17-2023)

1 Bruce Lamont Fuller crct# P-35248

2 K.V.S.P - A-4-179- 300 CECIL AVENUE

3 Delano, California 93216

4 BRUCE LAMONT FULLER

5 PETITIONER

6 V

7 THE PEOPLE OF THE STATE

8 OF CALIFORNIA

9 RESPONDENTS

CASE NUMBER
FSB18424-2

PETITION TO
"UNSEAL" RECORD

CRCS 8.485

CCPS 1069, 1071

10 NOTICE

11 PLEASE TAKE NOTICE

12 NOW FORTHWITH COMES PETITIONER, BRUCE
13 LAMONT FULLER, ON AND FOR THE RECORD
14 IN THE INTEREST OF JUDICIAL ECONOMY
15 PETITIONING THIS COURT TO REMOVE

16 "REPORTERS SHIELD LAW" EFFECTING SEAL
17 ED RECORDS FROM (2-16-22) - (4-7-22)

18 PREVIOUS COURT DATES, PI AFFIDAVITS
19 OOS DOCUMENTS WHICH ARE CONTIN-
20 -TION CCPS 657, ATTACHED TO THE PRE-
21 -VIOUS PAGES, VACATION OF VERDICT /

22 ARREST OF JUDGEMENT, AND WRIT OF
23 MANDATE, THAT WERE PREVIOUSLY DIS-
24 -CLOSED AT THE ABOVE MENTIONED

25 HEARINGS UNDER THE PENALTY OF
26 PERJURY, EXECUTED (5-17-23)

27 X Bruce L. Fuller BRUCE LAMONT FULLER

1 NOW THIS EVIDENCE THAT ESTABLISHES AN
2 AFFIRMATIVE OFFENSE NOT AVAILABLE AT
3 THE TIME OF TRIAL IF WAS PRESENTED
4 TO A JURY, MAY HAVE HAD A DIFFERENT
5 OUTCOME, OR EXONERATION AND ACQUITTAL
6 OF AFOREMENTIONED PETITIONER.

7 (IN PEOPLE V. PARKER (2022) 13 CAL 3d
8 SHOWING THAT NON-DISCLOSURE WOULD DEPRIVE
9 THE PETITIONER OF THE FEDERAL CONSTITUTIONAL
10 -AL RIGHT OF DUE PROCESS, RIGHT TO A
11 FAIR TRIAL, AND SIXTH FACTORS TO
12 EVALUATE DISCLOSURE EVIDENCE (CODE § 602
13 STATUE OF ONE FACT OF PRIMA FACIE EVIDENCE
14 CIVIL CODE § 1180 ET SEQ, ACCOMPANIED BY
15 A DRAFT RECORD, VERDICT IS AGAINST PRE-
16 -PONDERENCE OF EVIDENCE (Forsden V. Pacific
17 Coast S.S. Co. (Cal. 1906) 149 CAL 151
18 PROCEDURE,

19 CRC § 2.551(h) UNSEALING ORDER WERE SUPP-
20 ORTED BY SUBSTANTIAL EVIDENCE WAS
21 MADE ON THE ENTIRE BASIS OF THE ENTIRE
22 RECORD, INCLUDING EXHIBITS THAT REMAIN
23 TO BE UNDER SEAL. THEY COME WITHIN THE
24 DEFINITION OF "KNOW-HOW" BECAUSE THEY
25 HAD ALREADY BEEN DISCLOSED. CRC § 254(c)
26 RESPONSIBILITIES OF THE COURT (e) public
27 ACCESS TO ELECTRONICALLY FILED DOCUMENTS

1 → (b) promptly take CRC§ 259(a)(1) ACTIONS BY
2 COURT ON RECEIPT OF ELECTRONICALLY FILED
3 (d) endorsement; CRC§ 2400 Court Records(h);
4 TEMPORARY JUDGE, OR REFEREE CERTIFICATION
5 UNDER RULE 2.8311(b); 3.904(a); or 3.924(a)

6 (e) Definition for the purposes of this Rule.

7 "Court Facility" consist of those areas
8 within a Building required, or used for
9 court facilities / court functions, Nor could
10 the Timely filing of a Motion to Vacate

11 be waived. (CONSERVATORSHIP OF TOWNSEND
12 (2014) 2nd Dist. 251 Cal App. 4th 691 "Board
13 of People Hearings falls under this Rule.

14 IN RE PROVISIONAL CREDIT CARD CASES (2022
15 CAL APP 4th 292

16 (10) RULE ON OPPOSITION (CCP 1086
17 "Habeas Corpus is not the Remedy

18 EXTRAORDINARY WRIT IS (IN RE CLARK)
19 (1993) 15 CAL 4th 750 WITH THE ATTACHED

20 ARREST RECORD ATTACHED, THERE IS NO
21 LOGICAL REASON FOR DENIAL AS A
22 MATTER OF LAW UNDER THE PENALTY OF
23 PERJURY · FORTHWITH DENIAL
24 EXECUTED (5-17-23)

25 *Bruce J. Fuller*
26 Bruce Clement Fuller IN PRO SE

27
28 (9 OF 14) RENAL CASES 1404

1 MEMORANDUM OF POINTS AND
2 AUTHORITIES

3 (C.P.s 663) 1. incorrect, or erroneous, legal
4 basis for decision, not constituant with, or not
5 supported by the facts, and is such case,
6 when the judgement set aside, the statement
7 of decision shall be amended and corrected

8 § 657; GROUNDS FOR NEW TRIAL FOR IN-
9 SUFFICIENCY OF EVIDENCE TO JUSTIFY
10 A VERDICT: abuse of Discretion, 4. NEWLY
11 DISCOVERED EVIDENCE, SPECIAL THIRD PARTY
12 CLAIM.

13 § 659(a) SERVING A NOTICE OF MOTION ON
14 EACH ADVERSE PARTY,

15 § 1090; anyone named in the petition has a
16 (10) right to respond

17 § 1085; writ of mandate may be issued by
18 any court (inferior) tribunal, corporation, ba-
19 d, or person, to compel the performance
20 of an act which the LAW specially

21 enjoins, as a duty resulting from an offi-
22 ce, trust, or station, or to compel the admi-

23 sition of a party to use and enjoy
24 -ment of a right of office to which

25 the party is entitled, and from which the
26 party is entitled, and from which the part-

27 y is unlawfully precluded by that inferior tribu-

1 CCPS 363, Special in Nature in Mandamus

2 PROCEEDINGS

3 § 1109 GENERAL RULE OF PRACTICE

4 § 1069; Application

5 § 1071; Contents

6 § 1086; Issuance on petition when ordinary
7 California Rules of Court (CRC)

8 CRC § 3.1602 HEARING OF MOTION MUST BE
9 HEARD, AND DETERMINED BY TRIAL JUDGE

10 RIGHT TO A JURY TRIAL ON MOTION TO
11 VACATE JUDGMENT

12 CRC § 2.900(c) EFFECT OF VACATING MOTION

13 CRC § 2.551(h) UNSEALING ORDER

14 CRC § 254(c) Responsibilities of the court

15 CRC § 259(a) ACTIONS BY COURT IN RECEIPT

16 CRC § 2.406 COURT RECORDS(h) TEMPORARY
17 JUDGES OR REFEREE CERTIFICATION

18 UNDER RULE 2.8311(b), 3:904(a), or 3:924(a)

19 (e) definition

20 CONSTITUTIONAL

21 Cal Const. Art X § 5

22 MUNICIPAL CORPORATION COMPETENT PROVISIONS

23 OF CITY CHARTERS

24 U.S. CONSTITUTION

25 1 AMEND, 4 TH AMEND, 8 th Amend, 11th
26 AMEND, 14 TH AMEND, RIGHT TO FAIR TRIAL

27 DUE PROCESS, MALITIOUS PROSECUTION

28 (11 OF 14) PENAL CODES § 1404

1 PENAL CODES 1404 PRO-PRO EXEMPT FROM
2 MISTAKES OR ERRORS
3 EVIDENCE CODE
4 § 602; PRIMA FACIE EVIDENCE
5 § 604; EFFECT OF PRESUMPTION EFFECT OF
6 BURDEN
7 § 1451 COURT AND LEGISLATIVE PERSONS
8 § 1450; CLASSIFICATION OF PRESUMPTION
9 § 1532; OFFICIAL RECORD OF RECORDED
10 § 1600 OFFICIAL RECORD OF DOCUMENT
11 RECORDS
12 § 450-451 MANDATORY JUDICIAL NOTICE
13 CASE LAW
14 (PEOPLE V. SESSLIN) FRUIT OF THE POISON
15 "CUE TREE DOCTRINE IF SOMETHING IS OR
16 TAINED ILLEGALLY EVERYTHING BEYOND THAT
17 POINT IS TAINTED / VOID.
18 (US V. TWEGL) 550 F.3d 297-300 (1997)
19 "SILENCE CAN ONLY BE EQUATED WITH FRAUD
20 Where there is a legal and moral duty to speak
21 (CLARK V. Superior Court) 11 Cal App 4th 455
22 A peremptory writ in the first instance is
23 appropriate. Where there is no speedy and
24 adequate remedy
25
26
27

1 MEMORANDUM OF POINTS AND AUTHORITIES
2 (IN ROORIGUEZ V. PARROT INC) (2022) 83 CAL
3 APP 5TH, 739 "CREATING A REVERSABLE ERROR
4 (KNIGHT V. ROCHE) (1880) 56 CAL 15
5 THE VERDICT OR DECISION IS AGAINST THE
6 LAW, AND NOW ACCOMPANIED BY ADEQUATE
7 RECORD.
8 (675 ALR 3D 894) VACATE JUDGMENT
9 (§ 91 ALR 6TH 171) EVIDENTIARY IS REQUIRED
10 (FINNIE V. DISTRICT NO 1 PACIFIC COAST
11 DIST (1902) 9 CAL APP 4TH 1311
12 (IN MANDERSON-SELLAH V. REGENTS OF UNI-
13 -VERSITY OF CALIFORNIA) (2021) 60 CAL APP 5TH
14 674 "The court of appeal held that extra-
15 record evidence is admissible
16 (ALISON V. STOWELL) (1905) 145 CAL 666
17 "Mandatory wait is generally not denied.
18 (IN PEOPLE V. PARKER) (2022) 13 CAL 5TH
19 SHOWING THAT NON-DISCLOSURES WOULD DE-
20 PRIVE THE PETITIONER OF CONSTITUTIONAL
21 RIGHT
22 (FOWDEN V. PACIFIC COAST S.S. CO) (CAL 1906)
23 149 CAL 187 "preponderance of evidence
24 (CONSERVATORSHIP OF TOWNSEND) (2014) 2ND DIST
25 251 CAL APP 4TH 691 "Timely filing could
26 not be waived, Board of People hearing
27 falls under this rule.
28 (13 OF 14) Penal Code § 14(1)(a)

CONCLUSION

ON AND FOR THE RECORD TO REFLECT THAT
FRUIT OF THE POISONOUS TREE DOCTRINE
IS FACTUALLY PROVEN CLEARLY AND CONSISTLY
WHERE THE TREE NEEDS TO BE UPROOTED
AND THEREFORE PRESENTING THE RECORD
ADEQUATELY IS NECESSARY TO PRESERVE
FOCAL PROTECTION GUARANTEES OF BOTH
CONSTITUTIONS ARE SUBSTANTIALLY EQUAL
ALERT AND ANALYZED IN A SIMILAR
FASHION, AND THEY UNQUESTIONABLY APPLY
TO PENAL STATUTES.²⁰ (PEOPLE V. CRUZ) 2012
201 CAL. APP. 4TH, 664,674). THE CALIFORNIA SUP
REME COURT HAS HELD THAT A COMPELLING
STATE INTEREST MUST JUSTIFY DISTINCTIONS
WHICH AFFECT PERSONAL LIBERTY. (PEOPLE V.
OLIVAS) (1976) 17 CAL.3D 236,251-252) CARRYING ITS
REASONING TO ITS LOGICAL CONCLUSION
FOR THE FOREGOING REASONS, THE JUDGEMENT
SHOULD BE VACATED, AND OR ARREST
ED, WITH AN IMMEDIATE STAY OF EXECU
TION, CCP § 918 PENDING VACATION OF
PETITIONERS' AGGRAVATED WITH EXTREME
PRESUMPTIONS WITHOUT DISHONOR
EXECUTED (5 - 17 - 23)
T. B. See D. Heller IN PRO
OF (PENAL CODE) 404

EXHIBIT COVER PAGE

A

Exhibit

Description of exhibit:

Memorandum/Declaration by Ryan Wards P.I # 27523

Number of pages to this exhibit: 6

Jurisdiction: (check one only)

- Municipal Court
- Superior Court
- Appellate Court
- State Supreme Court
- United States District Court
- State Circuit Court
- United States Supreme Court
- Grand Jury

Ryan Ward
Private Investigator
California PI #27523

14420 Civic Drive #8
Victorville, California 92392

909-996-7034

THIS DOCUMENT IS A CONFIDENTIAL WORK PRODUCT

MEMORANDUM

California Department of Corrections
Parole Board Hearings

To Whom it may concern:

My name is Ryan Ward, and I have been a licensed Private Investigator in the State of California since September 2011. I have worked my entire career in indigent criminal defense. I first met Mr. Bruce Fuller a few years ago when his Attorney Stuart O'Melveny was appointed by the court to represent him for a Franklin Hearing Motion. Mr. O'Melveny asked me to investigate Mr. Fuller's case. Attorney Heather Hinton substituted in and relieved Mr. O'Melveny. I have worked with Mrs. Hinton for sixteen months on this case serving several subpoenas and locating witnesses that were not available at the time of trial. The record from the preliminary hearing conflicts with the trial transcripts. A Franklin Hearing motion with fifty six exhibits was filed at the San Bernardino Superior Court in the city of San Bernardino on February 16, 2022. On April 7th, 2022, Judge Tavill took the Franklin Hearing Motion off calendar without being heard. When the fourth district court of appeal received the appeal for the April 7th, 2022 court hearing, nearly all exhibits were removed. I wanted to provide you with a more complete history of the issues with this case because Mr. Fuller's freedom relies on these facts.

1 RYAN WARD, Private Investigator
2 CA BSIS PI#27523
14420 CIVIC DR STE 8

3 VICTORVILLE, CA 92392
Office: (909) 996-7034

4 Defense Investigator for: Bruce Fuller

5

6 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
7 IN AND FOR THE COUNTY OF SAN BERNARDINO
CENTRAL DIVISION, SAN BERNARDINO

8

9 PEOPLE OF THE STATE OF CALIFORNIA,)
Plaintiff:)
10 vs.)
11 Bruce Fuller)
Defendant)
12 _____)

CASE NO.: FBS18424-2

DECLARATION
RE: Exhibits Filed for
Franklin Motion on 02/16/2022

13

14 1. I, Ryan Ward am a licensed Private Investigator through the Department of Consumer Affairs
/ BSIS in the state California, with PI#27523;

15 2. On February 16, 2022, I was present at San Bernardino Superior Court located at 247 West
Third Street in the City of San Bernardino;

16

17 3. The following Franklin Hearing exhibits were filed on February 16, 2022 at the San
18 Bernardino Superior Criminal Court Clerk window;

19 1. Newly Presented Witness Statements of Candice Smith (06/10/21) & Kim
20 Greer (09/21/21).
21 2. Court of Appeal's Opinion (09/29/00)
22 3. Minute Order History
23 4. Case Information History
24 5. Appellant's Opening & Reply Brief
25 6. Abstract of Judgments (04/05/99 & 04/14/99)

7. Abstract of Judgment (03/07/01)
8. ~~Akii Featherstone's Witness Statement~~
9. Probation Officer's Sentencing Recommendation (03/23/99)
10. Highland Police Report (04/23/98) & San Bernardino Police Report (03/26/98)
11. Original Charging Document (04/24/98)
12. Arraignment on Information and Minute Order (05/18/98)
13. Minute Orders showing Amended Charges (04/27/98 & 12/04/98)
14. Amended Arraignment on Information's (07/13/98, 05/18/1998, 12/04/1998, 01/19/99 & 01/21/99)
15. Trial Court's Minute Order staying Firearm Enhancements
16. Preliminary Hearing Transcripts
17. Public Defender, Marie Stratton, Correspondence
18. Parole Board Information Technology System (B.I.T.S)
19. Parole Board Hearing Transcripts (05/03/17)
20. Parole Board Hearing Transcripts (05/01/18)
21. Correspondences Re: Petition for Modification
22. Petition(s) for Modification of Sentence & Franklin Hearing (08/10/20)
23. Application for Commutation of Sentence (08/09/20)
24. State Bar of California Complaint Number 20-O-17307 (12/17/20)
25. Commissions on Judicial Performance Complaint (06/10/21)
26. Legal Status Summary (05/23/19)
27. Dr. Graham's Psychological Evaluation

1 28. Defendant's Voluminous Correspondences requesting Case Record

2 Transcripts

3 29. Work Supervisor's Report showing Mr. Fuller's position as an Inmate

4 Literacy Tutor

5 30. Compassion Prison Project Character Letter & Day of Peace

6 Reconciliation

7 31. Deputy Public Defender's Recommendation for Release

8 32. Star Fish (Non-Profit) Organization's Approval for Housing & Release

9 33. Partnership Re-Entry Program Recommendation for Release

10 34. Awareness Recovery Program Recognition of Completion

11 35. Turning Point Recognition of Completion

12 36. Semi-Annual Inmate Donor Article Report

13 37. General Education Diploma Certificate

14 38. High School Transcripts

15 39. Kern Adult School Certificate of Appreciation

16 40. Certificate of Completion from Men's Health, Workbook & Current

17 Events Group

18 41. Anti-Recidivism Coalition Certificate of Completion

19 42. Anger Management Certificats of Completion for 2013 & 2014

20 43. Milestone Completions & Educational Merit Credits

21 44. Attendance Records for Criminal & Gang Member Anonymous Classes

22 45. Avatar Program Completion for Rehabilitation & Recommendation for

23 Release

24 46. California Department of Education Transcripts, Skills Profile & Scores

25 47. Public Defender, Craig Bucker, Correspondence (04/17/17)

1
2 48. Character Letter from Valerie Lopez
3 49. Character Letter from confidant, Peter Kopkowski
4 50. Character Letter from Compassion Prison Project Instructor, Arthur Jeon
5 51. Self Help Participation Records
6 52. Release Date Change Notifications
7 53. Jury Trial Verdicts, Questions & Instructions
8 54. Correspondence to Honorable, Governor Newsom requesting Clemency
9 55. Trial Transcript, pages 662 & 671.
10 56. Trial Transcript, pages 1394-1397
11

12 4. I worked with attorney Heather Hinton, SBN #314128, on this case for approximately
13 sixteen months.

14 5. None of the documents we submitted with this motion were redacted. All exhibits
15 were present at the time of filling.

16 6. I have attached several exhibits to make it easier for the reader to consume the
17 information.

18 7. There were two firearms used as evidence in this case. The first firearm was located
19 on Mr. Wilson shortly after the incident in March 1998 by a security guard at an
20 apartment complex. The firearm located on Mr. Wilson was a .40 caliber Glock 23. On
21 April 22, 1998, Bruce led the San Bernardino Police Department on a high-speed chase in
22 a stolen vehicle (Exhibit 1). At the conclusion of the chase officers located a .22 caliber
23 revolver from the interior of the stolen vehicle. The .22 caliber revolver was stored at the
24 San Bernardino crime lab. On October 6, 1998, District Attorney Investigator Jeff Neely
25 was instructed by District Attorney, Laura Robles to take the .22 caliber revolver (Serial
No. L623139) from the San Bernardino Sheriff Department Crime Lab, to be identified
by the victims, as the firearm used by the defendant in the home invasion robbery
(Exhibit 2; Trial Transcript Neely Testimony Page 662 Line 9). According to Investigator
Neely testimony he took the .22 caliber revolver to the victims home on December 22,
1998, to have the firearm identified by victim Aleksish (Exhibit 3; Trial Transcript Neely
Testimony Page 671 Line 19). This was done after the victims had already described the
firearms, as black 9mm style guns, at the preliminary hearing.

1 8. Preliminary Hearing Transcript May 7th, 1998; Page 21 Lines 5-9 (Exhibit 4); when
2 Aleksish testifies she is asked to describe the gun. Her response is on line 6 "similar to
the one that the police carry. Very kind of squared off bottom. I could feel the force on
3 my head, the shaft deal, the handle, was kind of squared off." She continues with her
4 testimony regarding the second firearm on page 23 line 6 "second one was very similar
because of the squared off butt and the heavy nozzle, kind of I would say almost octagon.

5 9. California Department of Justice subpoenaed records regarding the .22 caliber revolver
6 Ser#L623139 (Exhibit 5).

7 10. Dr. Marjorie Graham-Howard, Ph.D.; Psychological Assessment of Mr. Bruce Fuller
(Exhibit 6).

8 11. Heather Hinton, Esq.; Request for Franklin Hearing, Point & Authorities, Exhibits
9 filed on February 16, 2022. (Exhibit 7)

10 12. Jury Verdicts Minute order dated January 26, 1998 (Exhibit 8)

11 13. Sentencing Transcript; District Attorney Laura Robles made statements at the
12 sentencing hearing, confirming she had knowledge of the .22 caliber revolver months
before Mr. Fuller's trial began and still did not disclose to this information to the defense.
(Exhibit 9)

13 14. Pictures of Glock 23 and .22 Caliber revolver (Exhibit 10)

14 15. Jury Questions submitted by the Jury on January 22nd, 1998 and January 25th, 1998
(Exhibit 11)

16 16. Heather Hinton, Esq; Notice of Motion and Motion for Live Testimony with Points
17 and Authorities & Exhibit List (Exhibit 12)

18 17. Information Filled by District Attorney Office on January 19, 1999 (Exhibit 13)

19 18. San Bernardino Superior Court, Transcript April 7th, 2022, hearing where the
Franklin Motion was taken off calendar by Judge Tavill (Exhibit 14)

20 19. Fourth District Court of Appeal Order, showing a large part of the Exhibits file with
the Franklin Motion never made it to the court of Appeal (Exhibit 15; Page 2)

22 I declare under the penalty of perjury under the laws of the State of California the foregoing is
true and correct.

23 Date: 1/12/2023

24 Print Name: Ryan Ward

25 Signature: RWJ

EXHIBIT COVER PAGE

B

Exhibit

Description of exhibit:

DOJ REPORT 1-14-22 / W/m order 2-16-22

Number of pages to this exhibit: 7

Jurisdiction: (check one only)

- Municipal Court
- Superior Court
- Appellate Court
- State Supreme Court
- United States District Court
- State Circuit Court
- United States Supreme Court
- Grand Jury



SUPERIOR COURT OF CALIFORNIA,
COUNTY OF SAN BERNARDINO
San Bernardino District
247 West 3rd St
San Bernardino, CA 92415
www.sb-court.org

CORRECTED MINUTE ORDER

Case Number: FSB18424-2

Date: 2/16/2022

Case Title: People of the State of California vs. BRUCE LAMONT FULLER

Department S20 - SBJC	Date: 2/16/2022	Time: 8:30 AM	Hearing Re: Franklin Petition
-----------------------	-----------------	---------------	-------------------------------

Charges: PC459-F, PC12022(A)(1)-E, PC12022.5(A)-E, PC12022.53(B)-E, PC459-F, PC12022(A)(1)-E, PC12022(A)(1)-E, PC211-F, PC12022(A)(1)-E, PC12022.53(B)-E, PC12022.53(B)-E, PC211-F, PC12022(A)(1)-E, PC209.5(A)-F, PC12022.53(B)-E, PC12022(A)(1)-E, PC12022(A)(1)-E, PC12022.53(B)-E, PC209(B)(1)-F, PC215(A)-F, PC12022.53(B)-E, PC12022(A)(1)-E, PC12022(A)(1)-E, PC12022.5(A)-E, VC10851(A)-F, PC245(B)-F, PC12022.5(A)-E, PC12022(A)(1)-E, PC1192.7(C)(8)-E

Judicial Officer: Gregory S Tavill

Judicial Assistant: Sylvia Ramirez

Court Reporter: Deonna Finazzo

Bailiff: T Snyder

Appearances

District Attorney Adam Pierce present

Retained Attorney Heather Hinton present

Defendant present

Appearances

Defense has submitted the Franklin packet.

Master continued to allow time for the People to respond.

Off the record:

Subpoenaed records from California DOJ Bureau of Firearms released to Defense attorney Heather Hinton.
Defense counsel to provide copies to the District Attorney.

** Petition for resentencing is still pending.

Hearings

Hearing Re: Franklin Petition set for 3/24/2022 at 8:30 AM in Department S20 - SBJC

Defendant ordered to appear.

Also Petition for Resentencing

Hearings

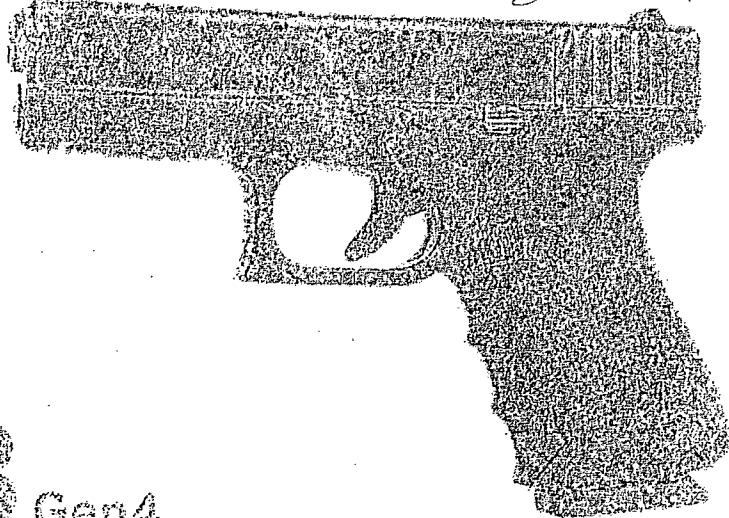
Case Custody - State Prison

== Minute Order Complete ==

Minute Order corrected by S. Ramirez

Correction: Subpoenaed records released to Defense counsel.

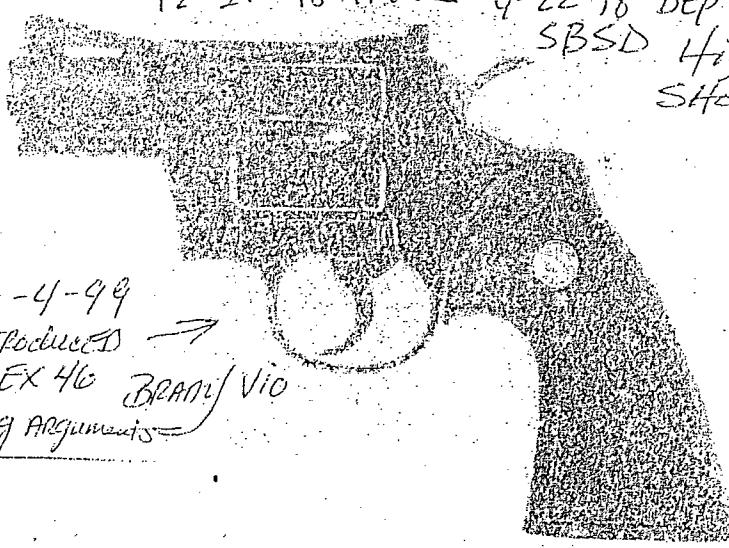
POLICE REPORT 4-22-98 VIC'S GUNS DEF AND
5-7-98 PRE-Trial DET. LOWES
BECKS ROBBED /



G23 Gen4

Compact | 48.

VIC'S SHOWN THIS GUN 12-21/12-22-98 SWITCHED SIDE
ODA Robics DET NEEDY COERSED THEM TO DO THIS.
12-21-98 TRIAL 4-22-98 DEF. ABLE/LEAL
SBSD HIGH SPEED CHASE
SHOOTING..



1-4-99
INTRODUCED →
AS EX 46 BROWN/VIC
OPENING ARGUMENTS

.22 Caliber Revolver

DECLARATION OF CUSTODIAN OF RECORDS

I HEREBY DECLARE, under penalty of perjury, that the following statements are true to the best of my knowledge and belief.

I am the duly authorized custodian of records of the below named and certify that the accompanying records are true and complete copies of records maintained in the regular course and scope of business of my employer and were prepared by authorized personnel at or near the time of the acts, conditions or events which they intend to convey. No documents, records or other materials have been withheld except as noted below.

Certain records were omitted because: N/A.

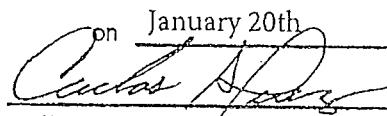
OR, IN THE ALTERNATIVE

I HEREBY DECLARE, under penalty of perjury, that I have NO RECORDS on the patient, employee, or subject in request.

Please explain if you have no records: _____

Records Subpoenaed From:

Re:

On January 20th 2022

Signature of Custodian

File Number _____

W.C.A.B. No. _____

Case Number FSB18424-2

ROB BONTA
Attorney General

State of California
DEPARTMENT OF JUSTICE



DIVISION OF LAW ENFORCEMENT
BUREAU OF FIREARMS
P.O. Box 820200
Sacramento, CA 94203-0200
Telephone: (916) 210-2749
Fax: (916) 227-3530
BOFAFS@doj.ca.gov

January 14, 2022

San Bernardino County Superior Court
247 W. 3rd Street
San Bernardino, CA 992415
Attn: Court Clerk, Department S20

Case Number: FSB18424-2
People vs. Bruce Fuller

RE: Subpoena for Certified Copies of Firearm Records

The California Department of Justice (the Department) is in receipt of a Subpoena Duces Tecum from Heather Hinton (Attorney for the Defendant) requesting firearm records in the above referenced case. The enclosed certified document is in response to this subpoena.

Please be advised the Department was statutorily prohibited from retaining information regarding sales of rifles or shotguns prior to January 1, 2014. As a result, records of rifles and shotguns prior to January 1, 2014, are limited to assault weapon registrations (Pen. Code, § 30500, et seq.), voluntary reports of ownership, and other records entered by the Department and California law enforcement agencies.

Penal Code section 11106, subdivision (a) specifies that the Department is required to retain certain firearms records. However, pursuant to Penal Code section 11106, subdivision (b)(3), these records are only subject to disclosure by the Department to specified persons, including "the officers referred to in section 11105 . . . or to the person listed in the registry as the owner or person who is listed as being loaned the particular handgun." Therefore, the requested information is being sent directly to the court to determine whether disclosure is appropriate. The records are lodged under seal.

If you have any questions, please contact the Bureau of Firearms at (916) 210-2749.

Sincerely,
AUTOMATED FIREARMS SYSTEM TEAM
Bureau of Firearms

For ROB BONTA
Attorney General

Enclosure

cc: Heather Hinton (Attorney for the Defendant)



CALIFORNIA DEPARTMENT OF JUSTICE
BUREAU OF FIREARMS



CERTIFICATION OF FIREARM HISTORY

I, Carlos Perez, do certify and attest under penalty of perjury that I am the legal custodian of the records stored in the Automated Firearms System (AFS), maintained by the California Department of Justice (the Department). This file contains Dealer's Record of Sale (DROS) of firearms, registration of assault weapons, and all other firearm records entered by the Department and California law enforcement agencies.

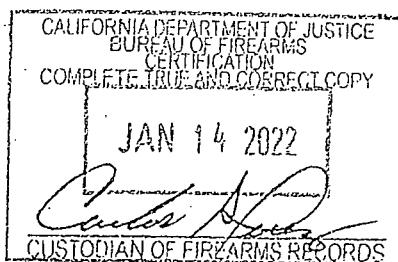
On January 14, 2022, a diligent search of AFS was conducted for the firearm history of

<u>Caliber</u>	<u>Make</u>	<u>Model</u>	<u>Serial#</u>
.22	RMG	Unknown	L623139

The search revealed the following record:

- A .22 caliber, RGI RG INDUSTRIES, model UNKNOWN, serial number L623139 was PURCHASED on 12/28/1977, by Thomas Walter Irby, whose date of birth is recorded as 01/01/1924.

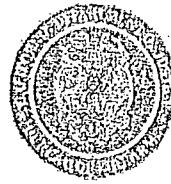
I certify that the attached record is complete, true, and an exact copy. This certification was prepared by personnel of the Department in the ordinary course of business on the date stated above.




CARLOS PEREZ, Crime Analyst II
Custodian of Records
Automated Firearms System Team
Bureau of Firearms



CALIFORNIA DEPARTMENT OF JUSTICE
BUREAU OF FIREARMS



CERTIFICATION OF FIREARM HISTORY

Firearm History - Serial# L623139

* DROS - DEALER SALE
SER/L623139 MAK/RGI RG INDUSTRIES CAL/22
TYP/PR PISTOL REVOLVER MOD/UNKNOWN
DOT/19771228

*** PURCHASER INFORMATION ***

NAM/IRBY, THOMAS WALTER DOB/19240101 CII/02562296
ADR/2043WESTERN AVE
ORI/CA0361000 - SAN BERNARDINO PD OCA/00G823124
MIS/RG 14 BBL13 4 BLU
FCN/4467803201043

CALIFORNIA DEPARTMENT OF JUSTICE BUREAU OF FIREARMS CERTIFICATION COMPLETE, TRUE AND CORRECT COPY
JAN 14 2022
<i>Carlos Peña</i>
CUSTODIAN OF FIREARMS RECORDS

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PROOF OF SERVICE

STATE OF CALIFORNIA, SAN BERNARDINO COUNTY

I am employed in the aforesaid county, State of California; I am over the age of 18 years and not a party to the within action; my business address is: 17768 Wika Road, Suite. 201, Apple Valley, CA 92307.

On February 16th, 2022, I, Heather Hinton, served the foregoing: Notice of Motion and Motion for Re-Sentencing, Franklin Hearing with offer of proof and attached exhibits on behalf of the Defendant, Bruce Lamont Fuller (FSB-18424-2).

District Attorney's Office
303 West Third Street
San Bernardino, CA 92415

[] (BY MAIL) I placed such envelope with postage thereon fully paid in the United States mail at Victorville, California. I am "readily familiar" with this firm's practice of collecting and processing correspondence for mailing. It is deposited with U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than 1-day after date of deposit for mailing in affidavit.

[X] (PERSONAL SERVICE) I personally delivered said envelope to the office of the person and address identified on the attached service list.

[] (BY FACSIMILE) I transmitted such documents from our facsimile machine num, (760) 948-4661 to the person(s) at the facsimile numbers listed on the attached service list. Said transmission was reported as complete and without error. A copy of the transmission report which was properly issued by the transmitting facsimile machine is attached hereto.

[X] (STATE) I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on February 16th, 2022 in San Bernardino, California.

Heather Hinton
Server, Heather Hinton

PROOF OF SERVICE

EXHIBIT COVER PAGE

C

Exhibit

Description of exhibit:

BPH Proposed PAROLE Consideration Decision

Number of pages to this exhibit: 5

Jurisdiction: (check one only)

- Municipal Court
- Superior Court
- Appellate Court
- State Supreme Court
- United States District Court
- State Circuit Court
- United States Supreme Court
- Grand Jury

BOARD OF PAROLE HEARINGS
PROPOSED PAROLE CONSIDERATION DECISION

STATE OF CALIFORNIA

DECISION - SUBSEQUENT HEARING #1

Parole Granted - (Yes)
CDCR: Do not release inmate before Governor's review.

Parole Denied - (No) 7 Year(s)

Inmate Signed Stipulation of Unsuitability for _____ Year(s)

Inmate Signed Voluntary Waiver for _____ Year(s)

Split Decision

Term Calculation Only -

Continue _____ Month(s)

Hearing Postponed Length: _____ Month(s)

Reason(s):

PANEL RECOMMENDATIONS

The Board Recommends:

No more 115's or 128A's

Work to reduce custody level

Stay discipline free

Earn positive chronos

Recommend transfer to

Other

As Available

Get self-help

Learn a trade

Get therapy

Get a GED

PRESENT AT HEARING

District Attorney SAN BERNARDINO COUNTY DISTRICT ATTORNEY - KNOX, ROBERT

Inmate Attorney EMIG, MAYA H.

HEARING PANEL

KOZEL, TEAL - Commissioner Date:04/26/2023

MEIGHAN, TERESA - Deputy Commissioner *Teresa Meighan* Date:04/26/2023

This form and the Board's decision at the hearing is only proposed and NOT FINAL. It will not become final until it is reviewed.

BOARD OF PAROLE HEARINGS
PROPOSED PAROLE CONSIDERATION DECISION

STATE OF CALIFORNIA

BPH INVESTIGATION REQUESTS

No Requests

HEARING COMMENTS

The youth offender factors found in Penal Code Section 4801 shall be applied at this hearing.

HEARING OBJECTIONS

No Objections

This form and the Board's decision at the hearing is only proposed and NOT FINAL. It will not become final until it is reviewed.

NAME: FULLER

CDC #: P35248

INST: KVSP

SCHEDULED DATE: 04/26/2023

BPH 1001

What Happens After My Parole Hearing?

The decision at your hearing to grant or deny you parole is a recommended decision. The recommended decision goes through the "decision review" process. If the decision is to grant you parole, then the Board of Parole Hearings and the Governor automatically review the decision. If the decision is to deny you parole, then the Board and the Governor can choose to review the decision. You may also request review of a parole denial.

If you get a grant of parole and make it through the decision review process (including Governor's review), you will not get out of prison until you meet one of the following dates:

- Minimum Eligible Parole Date (MEPD),
- Youth Parole Eligible Date (YPED),
- Elderly Parole Eligible Date (EPED), or
- Nonviolent Parole Eligible Date (NPED).

En Banc Referrals at Executive Board Meetings

The Board holds an Executive Board Meeting every month. At this meeting, the Board votes on cases that have been referred "en banc" for the full board. This means most the commissioners review your case together and decide if the parole decision should be vacated, upheld, or sent for a rescission hearing. The Board will vote on cases sent en banc by the chief counsel, the Governor, and the hearing panel. The Board will also vote on tie cases, where one panel member voted to grant parole and another voted to deny parole.

What Happens Immediately After Your Parole Hearing?

After your parole hearing, the Board has the audio recording of your hearing typed up and will send you a copy of the transcript. Generally, you will receive your transcript within 30 days of your hearing. If you received a parole grant, the Board's investigations unit will look through the transcript for information about your parole plans to start finding you a place to parole when you get out of prison.

Decision Review by the Legal Division

The Board has 120 days from your hearing date to finalize the decision to grant or deny you parole. During this time, the legal unit will look at the transcript of your hearing and your central file. The legal unit looks to see:

- if the panel made a mistake or error of law
- if the panel made a mistake or error of fact
- if there is new information about your case that the Board should look at

If the legal office finds a mistake or new information, the chief counsel, who is in charge of the legal office, can send the case "en banc" at the monthly Executive Board Meeting. You will be notified if your case is sent "en banc." If you were represented by counsel at your parole hearing, they are required to represent you through the en banc proceeding. Appointed counsel is required to submit a written statement or address the Board on your behalf at the en banc meeting. You can also send a letter for the commissioners to consider when deciding your case en banc. All the commissioners present at the monthly Executive Board Meeting will look at your case.

This form and the Board's decision at the hearing is only proposed and NOT FINAL. It will not become final until it is reviewed.

What Happens After My Parole Hearing?

At the Executive Board Meeting

- the public can say what they think about the case, and
- people, including you and your attorney, can write to the Board before the Executive Board Meeting to let the Board know their thoughts on your case. The Board must receive all letters the day before the meeting for the commissioners to look at the letter before making their decision.

The full Board looks over your case, the letters it received about your case, and the comments made by the public during the Executive Board Meeting. After looking over everything, the full Board can

- vote not to change the hearing panel's decision,
- vote to take away the decision and order a new hearing in 4 to 6 months, or
- send the case for a resission hearing, which will be scheduled 4 to 6 months from the date of the en banc hearing.

If the chief counsel does not send the case to the full Board to go over the decision, the decision by the panel is final by the 120th day from the date of your hearing. If you were convicted of murder and received a grant, the Governor will have 30 more days to look at the decision to grant you parole after the Board finalizes the decision.

The Governor's Review of a Parole Decision

The Governor can look at all parole hearing decisions, but must review all grants.

If you were convicted of murder, the Governor

- has 30 days after the Board's final decision to look at your case
- can reverse the parole decision, or
- can send your case en banc for the full board to look at during an Executive Board Meeting

If you were not convicted of murder, the Governor

- may ask the Board to review the parole grant any time before your release
- can send your case en banc for the full board to look at during an Executive Board Meeting

No matter what you were convicted of, the Governor can choose to take no action. This means the Governor

- does not reverse the decision, and
- does not send your case en banc for the full board to look at during an Executive Board Meeting

If the Governor takes no action, you will be released from your current term. This means you will get out of prison, unless you are serving a life term and have additional time to serve for an in-prison offense. If you are a youth offender, elderly offender, or nonviolent offender, you will not have to serve your additional sentence.

If the Governor reverses your grant of parole, you will have a new hearing scheduled about 18 months from the date of your last parole hearing.

This form and the Board's decision at the hearing is only proposed and NOT FINAL. It will not become final until it is reviewed.

What Happens After My Parole Hearing?

If the Governor sends your case en banc, the full Board can vote to

- keep or not change the hearing panel's decision, or
- order a rescission hearing, which will be scheduled around 4 to 6 months from the date of the en banc decision date.

Tie Votes: If there was a tie vote at your hearing, the tie will be broken at the Executive Board Meeting. All of the commissioners present will look at the transcript from your hearing and the documents that were available to the hearing panel. The commissioner who was part of the tie vote is not allowed to vote on your case.

The Board does not allow any comments about tie votes at the Executive Board Meeting. This means that the public cannot speak and you cannot write a letter for the Board to consider before making the decision at the Executive Board Meeting. The decision the full Board makes after a tie vote is a recommendation. It is not final. The recommended decision is then looked over by the Board's legal office and goes through the decision review process. The legal office has 120 days to look it over. The 120 days start the date of the en banc decision about the tie vote.

What is a Rescission Hearing?

The full Board can vote to send a grant of parole for a rescission hearing based on a mistake or new information. At the rescission hearing, the hearing panel will vote to see if your grant of parole should be taken away or if you should get out of prison. The hearing panel looks at the new information or mistake to see if your grant of parole should be taken away. There is usually a panel of two commissioners and one deputy commissioner at a rescission hearing. These hearings are held 4 to 6 months after the en banc decision at the Executive Board Meeting.

You will get an attorney. Other people who can attend include:

- Someone from the district attorney's office who prosecuted the crime or crimes that sent you to prison
- Victims and their family

If the hearing panel finds a good reason to take away your grant, you will not get out of prison and you will get a new parole hearing. If the hearing panel does not find a good reason to take away your grant, you will be released from your current term. This means you will get out of prison, unless you are serving a life term and have additional time to serve for an in-prison offense. If you are a youth offender, elderly offender, or nonviolent offender, you will not have to serve the additional sentence.

Actions After a Decision Granting Parole is Final: After the Board and the Governor have reviewed the decision, the Board will issue a release memorandum to release you from your current term. You will not get out of prison before you reach one of your eligibility dates. You also will not get out of prison if you committed an in-prison crime and received an additional sentence that you must serve after you complete your current term. A release memorandum will list all of the special conditions of parole the hearing panel imposed at your hearing and may recommend additional special conditions of parole. These conditions of parole are in addition to any general conditions of parole ordered by the Division of Adult Parole Operations (DAPo). The Board will also confirm your parole placement. Once the Board completes the release memorandum, the institution will begin processing your release from prison.

This form and the Board's decision at the hearing is only proposed and NOT FINAL. It will not become final until it is reviewed.

APPENDIX A

Supreme Court of California

Clerk of the Court
350 McAllister Street
San Francisco, CA 94102-4797

Received
8-3-23

932163130 B028

Bruce Lamont Fuller, P-35248
Kern Valley State Prison
P.O. Box 3130
Delano, CA 93216

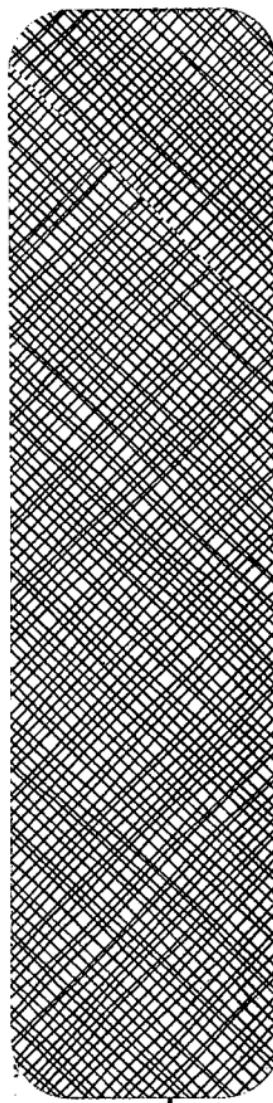
44-1192



US POSTAGE ATTNEY BOWES
ZIP 94102 \$ 000.870
02 4W
0000342017 JUL 31 2023

APPENDIX B

CLERK'S OFFICE
COURT OF APPEAL
FOURTH APPELLATE DISTRICT
DIVISION TWO
3389 TWELFTH STREET
RIVERSIDE, CA 92501



A 4-119 L

Received
1-31-23
7:35pm



Color of Law Violation Warning

Form COL

Violation Warning
Denial of Rights Under Color of Law

A. Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

Name and address of Citizen	Bruce L. Fuller R.S.P. / A.4. 110-4 (cont) 300 Coal Ave/P.O. Box 3130 Denton, California 95216	Name and address of Police Recipient	SUPERIOR COURT ATTN: DISTRICT ATTORNEY
-----------------------------	---	--------------------------------------	---

Citizen's statement MY CHARGES ARE NOT CERTIFIED UNDER THE PENALTY OF PERJURY. Public Hazard bonds ARE Requested FORTHWITH (10) DAYS UCC 3-410(a)

I certify that the foregoing information stated here is true and correct.

Citizen's signature

Bruce L. FullerDate 5-17-23

Legal Notice and Warning

Federal law provides that it is a crime to violate the Rights of a citizen under the color-of-law. You can be arrested for this crime and you can also be held personally liable for civil damages.

Attempting to cause a person to do something by telling that person that such action is required by law, when it is not required by law, may be a felony.

18 USC §242 provides that whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, shall be fined under this title or imprisoned not more than one year, or both.

18 USC §245 provides that Whoever, whether or not acting under color of law, intimidates or interferes with any person from participating in or enjoying any benefit, service, privilege, program, facility, or activity provided or administered by the United States; or applying for or enjoying employment, or any perquisite thereof, by any agency of the United States; shall be fined under this title, or imprisoned not more than one year, or both.

18 USC §1983 provides that every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress.

Warning, you may be in violation of Federal Law and persisting with your demand may lead to your arrest and/or civil damages! Also understand that the law provides that you can be held personally responsible and liable, as well as your company or agency.

You are advised to cease and desist with your demand and to seek personal legal counsel if you do not understand the law.

Nature of Service:

Bruce L. Fuller certify that I personally delivered this notice to above named recipient and address on 5-17-23 at (08:00) HRS (PST)

(Penal Code)
§ 1404

ORIGINAL

X

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

1 Appendix D

2 Received (8-4-23) AD

3 By Ryan WARD, Private Investigator
4 PI # 27573

5 BONDED USPS TRACKING #:
6 9589-07105270-0554-4656-65

7 BF

8

9 BRUCE LAMONT FULLER
10 PETITIONER
11 <u> </u>
12 THE PEOPLE OF THE
13 STATE OF CALIFORNIA
14 ET AL
15 RESPONDENTS

16

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THIS IS A COVER SHEET DO NOT DISCARD

(PENAL CODE § 1404)

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO

MAY 25 2023

1 Bruce Lamont Fuller cr. #P.35248

2 K.V.S.P.-A-4-119, 3000 CECIL AVENUE

3 DELANO, California 93216

4 BRUCE LAMONT FULLER

5 PETITIONER

BY: Dominique Carr, Deputy

CASE NUMBER

FSB18424-2

6 V

NOTICE

7 THE PEOPLE OF THE STATE OF

PETITION TO

8 RESPONDENT

VACATE JUDGEMENT

9

CCPS 663, 657

10 PLEASE TAKE NOTICE

IN CONJUNCTION

11 NOW HEAR COMES PETITIONER, BRUCE -

12 LAMONT FULLER, PETITIONING THIS COURT

13 FORTHWITH FOR PETITION TO VACATE JUDGEMENT,

14 DUE, DUE, ERRENCUS CONSTITUTIONAL

15 GROUNDS, PURSUANT TO CCPS 663, 657, IN

16 WITH WRIT OF MANDATE FOR INSUFFICIENCY

17 OF EVIDENCE TO JUSTIFY A VERDICT

18 CREATING, "FRUIT OF THE POISONOUS

19 TREE" DOCTRINE, ADDRESSING REAL IMPOR-

20 TANT ISSUES OF LAW, ATTACHED "WRIT

21 OF MANDATE, WITH "NEINLY DISCOVERED

22 EVIDENCE", EXHIBITS, "PETITION TO UNSEAL

23 RECORD WITH MEMORANDUM OF POINTS

24 AND AUTHORITIES UNDER THE PENALTY OF

25 PERJURY OF CALIFORNIA STATE.

26 EXECUTED (5-17-23)

27 Bruce L. Fuller, BRUCE LAMONT FULLER

28 IN PRISON (1 of 14) (PENAL CODES 1404)

1 NOW THIS PETITION IS BASED UPON
2 SUFFICIENTLY BROAD QUESTION OF WHETHER
3 THE FACT THAT INNOCORRECT, OR ERRONEOUS
4 LEGAL BASIS FOR DECISION NOT CONSISTANT
5 WITH, OR NOT SUPPORTED BY THE FACTS,
6 AND IS SUCH CASE WHEN THE JUDGE-
7 MENT SET ASIDE, THE STATEMENT OF DECIS-
8 TION SHALL BE AMENDED "CREATING A REVERS-
9 EABLE ERROR" (IN RODRIGUEZ V. PARISI INC.)
10 (2022) 83 Cal App 3d, 739.

11 THE VERDICT OR DECISION IS AGAINST
12 THE LAW, AND IS NOW ACCOMPANIED BY
13 ANEQUET RECORD (KNIGHT V. ROCHE) (1880) 56
14 CAL. 15.

15 CRC § 3.1602 HEARING OF MOTION TO
16 VACATE JUDGEMENT MUST BE HEARD WITHIN
17 (30) DAYS OF SERVICE AND DETERMINED BY
18 THE JUDGE WHO PRESIDED AT TRIAL, AND A
19 RIGHT TO A JURY TRIAL ON A MOTION TO
20 VACATE JUDGEMENT (75 A.L.R. 3d 894; Com-
21 -munity, AND APPLICATION OF STATE RULES
22 OF CIVIL PROCEDURE; AUTHORIZING RELEASE
23 FROM THE FINAL JUDGEMENT, OR "ORDER" "ANY
24 OTHER REASON" § 91 A.L.R. 6TH 1717 Eviden-
25 TARY IS REQUIRED IN CONJUNCTION WITH
26 THE WRIT OF MANDATE, AND PETITION TO
27 UNSEAL THE RECORD

1 (C.R.C.S. 7.90)(c) EFFECT OF VACATING
2 motion to vacate or new trial under no
3 consequence (Finnie v. District No. 7 Pacific
4 Coast Dist. 1902) 9 Cal. App. 4th 1311

5

6 NOW THIS HEARING PROCEDURE IN RE
7 MANDATE ACTION HOLDS THAT EXTRA REC-
8 ORD EVIDENCE IS ADMISSABLE PURSUANT
9 TO CCPs 1085, THEREFORE PROPERLY INTRODUCED
10 PRIMA FACIE "NEWLY DISCOVERED"
11 EVIDENCE PURSUANT TO; EVIDENCE CODE(S)
12 § 602, 604 (HSI 1456; 1530, 1600, Supporting
13 IN THE "NATURE OF DEMAND" OF REMA-
14 ND OF PROCEEDING TO DEPARTMENT, DUE TO
15 THE FACT THAT EVIDENTIARY IS REQUIRED
16 IN CONJUNCTION WITH THE WRIT OF
17 MANDAMUS, AND PETITION TO "UNSEA-
18 THE RECORD," SHOWING THE NECESSITY
19 FOR MANDATORY PRELIMINARY INQUIRY
20 AND AN ARREST OF JUDGMENT
21 PROHIBITING ANY CONSTITUTIONAL
22 VIOLATIONS OF FAIR TRIAL,

23

24

25

26

27

28

1 Bruce Lamont Fuller cnc# P-35248

2 K.N.P.-A-4-119, 3000 cecil Avenue

3 Delano, California 93216

4 BRUCE LAMONT FULLER

CASE NUMBER

5 PETITIONER

FSB18424-2

6 ✓

MANDATORY

7 THE PEOPLE OF THE STATE OF

"WRIT OF

8 CALIFORNIA

MANDAMUS"

9 BOARD OF PAROLE HEARINGS NOTICE

10 AND THE GOVERNOR

CCPS 1085,10c

11 RESPONDENT(S)

CCPS 8.486

12 [STAY REQUESTED]

13 NOTICE TO ALL PARTIES (10)DAY RESPONSE

14 PURSUANT TO CCPS 659(a), 1090, CAL CONST.

15 -ITION ART X MUNICIPAL CORPORATION

16 COMPETENT PROVISIONS OF CITY CHARTERS

17

18 NOW HEAR COMES PETITIONER, BRUCE

19 LAMONT FULLER PETITIONING IN CONCU-

20 TION WITH, CCPS 657, GROUNDS FOR

21 NEW TRIAL, VACATION OF VERDICT, ABUSE

22 OF DISCRETION, NEARLY DISCOVERED

23 EVIDENCE, THE RESPONDENT(S), PEOPLE OF THE

24 STATE OF CALIFORNIA, BOARD OF PAROLE

25 HEARINGS, AND THE GOVERNOR OF CA-

26 LIFORNIA, HAVE A (10)DAY RIGHT TO

27 RESPOND CCPS 1090 TO THE FOLLOWING:

28 PAGE (4 OF 14) PENAL CODES 1404

1 HEARING PROCEDURE IN MANDATE ACTION
2 (IN Mondragon-Seloh v. Regents of University of
3 California) (2021) 60 Cal App 5th, 674, "The Court
4 OF APPEAL held that EXTRA-RECORD EVIDENCE
5 IS ADMISSABLE in Cal Civil Code § 1055
6 § 363 Specialty in Nature MANDAMUS PROCEDURE
7 TINGS, § 1109 GENERAL RULE OF PRACTICE
8 DUE TO RECENT EVENTS THE EFFECT REAL
9 IMPORTANT ISSUES OF LAW RECENTLY THE
10 PETITIONERS PRIVATE INVESTIGATOR
11 RYAN SWARD PI #27523, HAS FILED A
12 SWORN AFFIDAVITS WHICH "PRIMA FACIE
13 EVIDENCE PURSUANT TO EVIDENCE CODES
14 § 602, 604, 1450, 1451, 1537, 1600, WHICH ARE
15 ATTACHED FROM (2-16-22) AND (4-7-22)
16 NOW THIS EXONERATING MATERIAL EVIDENCE
17 IF PRESENTED TO A JURY MAY HAVE
18 RELEASED THE PETITIONER IN THE FORM
19 OF ACQUITTAL FACTUALLY PROVING PETITIONER
20 INNOCENCE, FREEDOM, AND PURSUIT OF HARM
21 TINGS, ALSO THERE IS CERTIFIED DOJ
22 REPORT (1-14-22) ON FIREARMS CURRENT
23 "UNDER SEAL" WHICH FACTUALLY PROVES
24 PETITIONERS INNOCENCE, MAKING THE
25 VERDICT ILLEGAL IN NATURE AND AN
26 UPON DUE DILIGENCE WAS THIS
27 MATERIAL EXONERATING EVIDENCE FOUND
28 (5 OF 14) (PENAL CODE § 140)

1 ON (4-26-23) THERE IS A BOARD
2 OF PAROLE HEARINGS DECISION EFFECT
3 ED BY THE DISALLOWANCE OF THIS NON
4 MATERIAL EVIDENCE WHICH APPEARS TO BE
5 UNDER SEAL PREVENTING AN ADEQUATE
6 RECORD OF BEING PRESENTED IN FAVOR
7 OF PETITIONER WHICH HIS HIGHLY PRE-
8 JUDICIAL DEPRIVING PETITIONER OF THE
9 PROCESS OF LAW.
10 NOW IT IS A REQUIREMENT BY THE
11 GOVERNOR TO RESPOND TO (BPH) DENIAL
12 WITHIN (120) DAYS, THUS THE NECESSITY
13 OF THIS EXTRAORDINARY WRIT
14 • A STAY IS MANDATORY WITH AN INJU-
15 -CTION RESTRAINING (BPH) Board of
16 Parole Hearing 3000 Cecil Avenue, Delano, Calif-
17 onia, FROM ANY FINAL DECISIONS OR
18 RECOMMENDATIONS, UNTIL CONCLUSIONS OF
19 FACT SHALL BE PRESENTED, OR ANY "COURT FAC-
20 -ILITY". NECESSARY EVIDENCE IS REQUIRED
21 REFRAINING PETITIONER FROM FUTURE HARM
22 BY COCR, BPH GOVERNOR OF CALIFORNIA
23 Although courts may be redundant to impose a
24 Mandatory Writ in Proper Case it is General
25 not denied (ALLEN v. STOWELL) (1905) 145 Cal 666
26 UNDER THE PENALTY OF PERJURY (5-17-23)
27 (Signature: Bruce Lomont Fuller Jr. Rose
28 (6 OF 14) (Penal Code § 140)

1 Bruce Lamont Fuller crct# P-35248

2 K.V.S.P. -A-4-139- 3001 CECIL AVENUE

3 Delano, California 93216

4 BRUCE LAMONT FULLER

CASE NUMBER

5 PETITIONER

FSB18424-2

6 V

PETITION TO

7 THE PEOPLE OF THE STATE

"UNSSL" RECORD

8 OF CALIFORNIA

CRC § 8.485

9 RESPONDENTS

CCPS 1069, 1071

10

NOTICE

11 PLEASE TAKE NOTICE

12 NOW FORTHWITH COMES PETITIONER, BRUCE

13 LAMONT FULLER, ON AND FOR THE RECORD

14 IN THE INTEREST OF DUECTIAL ECONOMY

15 PETITIONING THIS COURT TO REMOVE

16 "REPORTERS SHIELD LAW" EFFECTING SEAL

17 ED RECORDS FROM (2-16-22) (4-7-22)

18 PREVIOUS COURT DATES, PI AFETO AVIT

19 DOJ DOCUMENTS WHICH ARE CONTIN-

20 -TION CCPS 657 ATTACHED TO THE PRE-

21 -VIOUS PAGES VAFATION OF VERDICT /

22 ARREST OF HUNDEMENT, AND SWITZ OF

23 MANDATE, THAT WERE PREVIOUSLY DIS-

24 -CLOSED AT THE ABOVE MENTIONED

25 HEARINGS UNNER THE PENALTY OF

26 PENALTY EXECUTED (5-17-23)

27 X Bruce L. Fuller BRUCE LAMONT FULLER

28 (7 OF 14) (PENAL CODE § 1404)

1 NOW THIS EVIDENCE THAT ESTABLISHES AN
2 AFFIRMATIVE OFFENSE NOT AVAILABLE AT
3 THE TIME OF TRIAL, IF WAS PRESENTED
4 TO A JURY, MAY HAVE HAD A DIFFERENT
5 OUTCOME, OR EXONERATION AND ACQUITTAL
6 OF AFOREMENTION PETITIONER.
7 (IN PEOPLE V. PARKER (2022) 13 CAL 5th
8 SHOWING THAT NON-DISCLOUSE WOULD DEPRIVE
9 THE PETITIONER OF THE FEDERAL CONSTITUTIONAL
10 -AL RIGHT OF DUE PROCESS, RIGHT TO A
11 FAIR TRIAL, AND SIX FOURTH FACTORS TO
12 EVALUATE DISCLOSURE EVIDENCE (CIV 602
13 STATUE OF ONE FACT OF PRIMA FACIE EVIDENCE
14 CIVIL CODE 1180 ET SEQ, ACCOMPANIED BY
15 ADQUST RECORD, VERDICT IS AGAINST PROC
16 -RONDERENCE OF EVIDENCE (FORDEN V. PACIFIC
17 COAST S.S. CO YCOL 1906) 149 CAL 151
18 PROCEDURE.

19 CRC 8 2.551(h) UNSEALING ORDER WERE SUPP
20 ORTED BY SUBSTANTIAL EVIDENCE WAS
21 MADE ON THE ENTIRE BASIS OF THE ENTIRE
22 RECORD, INCLUDING EXHIBITS THAT REMAIN
23 ED UNDER SEAL. THEY COME WITHIN THE
24 DEFINITION OF "KNOW-HOW" BECAUSE THEY
25 HAD ALREADY BEEN DISCLOSED. CRC 8 254(6)
26 RESPONSIBILITIES OF THE COURT(e) PUBLIC
27 ACCESS TO ELECTRONICALLY FILED DOCUMENTS
28 (8 OF 14) (PENAL CODES 1404)

1 → (b) promptly take CRC§ 289(a)(1) ACTIONS BY
2 COURT ON RECEIPT OF ELECTRONICALLY FILED
3 (d) endorsement; CRC§ 2.4(c) (Court Records(b),
4 -TEMPORARY JUDGE, OR REFEREE CERTIFICATION
5 UNDER RULE 2.8311(b); 3.904(a); or 3.924(a)

6 - (e) Definition for the purposes of this Rule.
7 "Court Facility" consist of these areas
8 within a Building required for or used for
9 court facilities for court functions, Nor could
10 the Timely Filing of a Motion to Vacate
11 be waived. (CONSERVATORSHIP OF TOWNSSEND
12 (2014) 2nd Dist. 951 Cal. App. 4th 691" Board
13 of Parole Hearings falls under this Rule.
14 IN RE PROVISIONAL CREDIT CARD CASES (202-
15 CAL APP 4th 292.

16 (10) RULE ON OPPOSITION CRC§ 1086
17 "Habeas Corpus is not the Remedy
18 EXTRAORDINARY WRIT IS (IN RE CLARK)
19 (1993) 5 CAL 4th 750. WITH THE ATTACHED
20 ANDREW RECORD ATTACHED, THERE IS NO
21 LOGICAL REASON FOR DENIAL AS A
22 MATTER OF LAW. UNDER THE PENALTY OF
23 PERJURY FORTHWITH DEMAND
24 EXECUTED (5-17-23)

25 *Bruce L. Fuller*
26 Bruce L. Fuller IN PROSE

27
28 (9 OF 14) RENAL CODES 140

1 MEMORANDUM OF POINTS AND
2 AUTHORITIES

3 (CCPs 663; 1. incorrect, or erroneous, legal
4 basis for decision, not consonant with, or not
5 supported by, the facts, and is such case
6 when the judgement set aside, the statement
7 of ~~decision~~ shall be amended and corrected

8 § 657; GROUNDS FOR NEW TRIAL FOR IN-
9 SUFFICIENCY OF EVIDENCE TO JUSTIFY
10 A VERDICT: abuse of Discretion 4. NEGLI-
11 DISCOVERED EVIDENCE, SPECIAL THIRD PARTY
12 CLAIM.

13 § 659(a) SERVING A NOTICE OF MOTION ON
14 EACH ANTIERSE PARTY.

15 § 1090; anyone named in the petition has a
16 (10) right to respond

17 § 1085; writ of mandate may be issued by
18 any court (inferior) tribunal, corporation, or
19 or person, to compel the performance
20 of an act which the LAW specially
21 enjoins, as a duty resulting from an offi-
22 ce, trust, or station, or to compel the admis-
23 sion of a party to use and enjoy

24 -ment of a right of office to which
25 the party is entitled, and from which the par-
26 ty is entitled, and from which the par-
27 ty is unlawfully precluded by that inferior trib

1 CCP § 363, Special in Nature in Mandamus

2 PRECEDENTS

3 § 1109 GENERAL RULE OF PRACTICE

4 § 1069; Application

5 § 1071; Contents

6 § 1086; Issuance on petition when ordinary

7 California Rules of Court; (CRC)

8 CRC § 3.1602, HEARING OF MOTION MUST BE

9 HEARD, AND DETERMINED BY TRIAL JUDGE

10 RIGHT TO A JURY TRIAL ON MOTION TO

11 VACATE JUDGMENT

12 CRC § 2.900(c) EFFECT OF VACATING MOTION

13 CRC § 2.551(h) UNSEALING ORDER

14 CRC § 254(c) Responsibilities of the court

15 CRC § 259(a) ACTIONS BY COURT IN RECD

16 CRC § 2.406 COURT RECORDS(h) TEMPORARY

17 JUDGES OR REFEREE CERTIFICATION

18 UNDER RULE 2.831(b); 3.904(a); or 3.924(a)

19 (e) definition

20 CONSTITUTIONAL

21 Cal Const. Art X § 5

22 MUNICIPAL CORPORATION COMPLIANT PRINCIPLE

23 TS OF CITY CHARTERS

24 U.S. CONSTITUTION

25 1 AMEND, 4 TH AMEND, 8 th Amend; 11th

26 AMEND, 14 TH AMEND; RIGHT TO FAIR TRIAL

27 DUE PROCESS MALICIOUS PROSECUTION

28 (11 OF 14) PENAL CODE § 1404

1 PENAL CODES 1404 PRO-PER EXEMPT FROM
2 MISTAKES OR ERRORS
3 EVIDENCE CODE.
4 § 602. PRIMA FACIE EVIDENCE
5 § 604. EFFECT OF PRESUMPTION EFFECT OF
6 BURDEN
7 § 1451 COURT AND LEGISLATIVE PERSONS.
8 § 1450. CLASSIFICATION OF PRESUMPTION
9 § 1532. OFFICIAL RECORD OF RECORDED
10 § 1600 OFFICIAL RECORD OF DOCUMENT
11 RECORDED
12 § 450-451 MANDATORY JUDICIAL NOTICE
13 CASE LAW
14 (PEOPLE V. SESSLIN) FRUIT OF THE BOSTON
15 "DAM TREES DOCTRINE. IF SOMETHING IS OF
16 TAINED ILLEGALLY EVERYTHING BEYOND THAT
17 POINT IS TAINED / VOID.
18 (US V. TWIGL.) 550 F.3d 297-300 (1997)
19 "SILENCE CAN ONLY BE EQUATED WITH FRA
20 Where there is a legal and moral duty to speak
21 (CLARK V. Superior Cor.) 11 Cal App 4 th 455
22 A peremptory writ in the first instance is
23 appropriate. Where there is no speedy and
24 adequate remedy
25
26
27

1 MEMORANDUM OF POINTS AND AUTHORITIES
2 (IN RODRIGUEZ V. PAVON INC) (2022) 83 CAL
3 APP 5TH; 739 "CREATING A REVERSABLE ERROR
4 (KIGHT V. ROCHE) (1880) 56 CAL 15
5 THE VERDICT OR DECISION IS AGAINST THE
6 LAW AND NOW ACCOMPANIED BY A DELET
7 RECORD.
8 (675 ALR 3d 894) VACATE JUDGMENT
9 (§ 91 ALR 8TH 171) EVIDENTIARY IS REQUIRED
10 (FINNIE V. DISTRICT NO 1 PACIFIC COAST
11 DIST (1902) 9 CAL APP 4TH 131)
12 (IN MANDERSON-SELAH V. REGENTS OF UNI-
13 -VERSITY OF CALIFORNIA) (2021) 60 CAL APP 5TH
14 674 "The court of appeal held that extra-
15 -record evidence is admissible
16 (ALISON V. STONER) (1905) 145 CAL 666
17 "Mandatory writ is generally not denied.
18 (IN PEOPLE V. PARKER) (2022) 13 CAL 5TH
19 SHOWING THAT NON-DISCLOSURE RULE IS
20 -PRISING THE POSITIONER OF CONSTITUTIONAL
21 RIGHT
22 (FOWDEN V. PACIFIC COAST S.S. CO) (CAL 1906)
23 149 CAL 187 "Preponderance of Evidence
24 (CONSERVATORSHIP OF TOWNSEND) (2014) 2ND DIST
25 251 CAL APP 4TH 691 "Timely filing could
26 not be waived, Board of Parole hearing
27 falls under this rule.
28 (13 OF 14) Penal Code § 14041

CONCLUSION

ON AND FOR THE RECORD TO REFLECT, THAT
"FRUIT OF THE POISONOUS TREE DOCTRINE"
IS FACTUALLY PROVEN CLEARLY AND CONSISTEY
WHERE THE TREE NEEDS TO BE UPROOTED
NOW THEREFORE PRESENTING THE RECORD
ADEQUETLY IS NECESSARY TO PRESERVING
EQUAL PROTECTION GUARANTEES OF BOTH
CONSTITUTIONS ARE SUBSTANTIALLY EQUALENT
ALERT AND ANALYZED IN A SIMILAR
FASHION, AND THEY UNQUESTIONABLY APPLY
TO PENAL STATUTES... "(PEOPLE V. CRUZ) 2012
207 Cal. App. 4th 664, 674) THE CALIFORNIA SUP-
REME COURT HAS HELD THAT A COMPELLING
STATE INTEREST MUST JUSTIFY DISTINCTIONS
WHICH AFFECT PERSONAL LIBERTY. (PEOPLE V.
OLIVAS) (1976) 17 CAL. 3d 236, 251-252) CARRYING ITS
REASONING TO ITS LOGICAL CONCLUSION
FOR THE FOREGOING REASONS, THE JUDGEMENT
SHOULD BE VACATED, AND OR ARRESTED
WITH AN IMMEDIATE STAY OF EXECU-
TION, CCP § 918 PENDING VACATION OF
PETITIONERS AQUITIAL WITH EXTREME
PREJUDICE WITHOUT DISHONOR
EXECUTED (5 - 17 - 23)

X Bruce J. Fuller
(PH O F 19)

IN PROSE
(PENAL CODE § 404)

EXHIBIT COVER PAGE

A

Exhibit

Description of exhibit:

Memorandum / Declaration by Ryan White P.I. # 27523

Number of pages to this exhibit: 6

Jurisdiction: (check one only)

- Municipal Court
- Superior Court
- Appellate Court
- State Supreme Court
- United States District Court
- State Circuit Court
- United States Supreme Court
- Grand Jury

Ryan Ward
Private Investigator
California PI #27523

14420 Civic Drive #8
Victorville, California 92392

909-996-7034

THIS DOCUMENT IS A CONFIDENTIAL WORK PRODUCT

MEMORANDUM

California Department of Corrections
Parole Board Hearings

To Whom it may concern:

My name is Ryan Ward, and I have been a licensed Private Investigator in the State of California since September 2011. I have worked my entire career in indigent criminal defense. I first met Mr. Bruce Fuller a few years ago when his Attorney Stuart O'Melveny was appointed by the court to represent him for a Franklin Hearing Motion. Mr. O'Melveny asked me to investigate Mr. Fuller's case. Attorney Heather Hinton substituted in and relieved Mr. O'Melveny. I have worked with Mrs. Hinton for sixteen months on this case serving several subpoenas and locating witnesses that were not available at the time of trial. The record from the preliminary hearing conflicts with the trial transcripts. A Franklin Hearing motion with fifty six exhibits was filed at the San Bernardino Superior Court in the city of San Bernardino on February 16, 2022. On April 7th, 2022, Judge Tavill took the Franklin Hearing Motion off calendar without being heard. When the fourth district court of appeal received the appeal for the April 7th, 2022 court hearing, nearly all exhibits were removed. I wanted to provide you with a more complete history of the issues with this case because Mr. Fuller's freedom relies on these facts.

1 RYAN WARD, Private Investigator

2 CA BSIS PI#27523

3 14420 CIVIC DR STE 8

4 VICTORVILLE, CA 92392

5 Office: (909) 996-7034

6 Defense Investigator for: Bruce Fuller

7

8

9 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 IN AND FOR THE COUNTY OF SAN BERNARDINO
11 CENTRAL DIVISION, SAN BERNARDINO

12

13 PEOPLE OF THE STATE OF CALIFORNIA,)

14 Plaintiff:) CASE NO.: FBS18424-2

15 vs.)

16) DECLARATION

17 Bruce Fuller)

18 Defendant) RE: Exhibits Filed for
19) Franklin Motion on 02/16/2022

20

21 1. I, Ryan Ward am a licensed Private Investigator through the Department of Consumer Affairs
22 / BSIS in the state California, with PI#27523;

23

24 2. On February 16, 2022, I was present at San Bernardino Superior Court located at 247 West
25 Third Street in the City of San Bernardino;

26

27 3. The following Franklin Hearing exhibits were filed on February 16, 2022 at the San
28 Bernardino Superior Criminal Court Clerk window;

29

30 1. Newly Presented Witness Statements of Candice Smith (06/10/21) & Kim
31 Greer (09/21/21).

32

33 2. Court of Appeal's Opinion (09/29/00)

34

35 3. Minute Order History

36

37 4. Case Information History

38

39 5. Appellant's Opening & Reply Brief

40

41 6. Abstract of Judgments (04/05/99 & 04/14/99)

7. Abstract of Judgment (03/07/01)
8. ~~Akii Featherstone's Witness Statement~~
9. Probation Officer's Sentencing Recommendation (03/23/99)
10. Highland Police Report (04/23/98) & San Bernardino Police Report (03/26/98)
11. Original Charging Document (04/24/98)
12. Arraignment on Information and Minute Order (05/18/98)
13. Minute Orders showing Amended Charges (04/27/98 & 12/04/98)
14. Amended Arraignment on Information's (07/13/98, 05/18/1998, 12/04/1998, 01/19/99 & 01/21/99)
15. Trial Court's Minute Order staying Firearm Enhancements
16. Preliminary Hearing Transcripts
17. Public Defender, Marie Stratton, Correspondence
18. Parole Board Information Technology System (B.I.T.S)
19. Parole Board Hearing Transcripts (05/03/17)
20. Parole Board Hearing Transcripts (05/01/18)
21. Correspondences Re: Petition for Modification
22. Petition(s) for Modification of Sentence & Franklin Hearing (08/10/20)
23. Application for Commutation of Sentence (08/09/20)
24. State Bar of California Complaint Number 20-O-17307 (12/17/20)
25. Commissions on Judicial Performance Complaint (06/10/21)
26. Legal Status Summary (05/23/19)
27. Dr. Graham's Psychological Evaluation

1 28. Defendant's Voluminous Correspondences requesting Case Record

2 Transcripts

3 29. Work Supervisor's Report showing Mr. Fuller's position as an Inmate

4 Literacy Tutor

5 30. Compassion Prison Project Character Letter & Day of Peace

6 Reconciliation

7 31. Deputy Public Defender's Recommendation for Release

8 32. Star Fish (Non-Profit) Organization's Approval for Housing & Release

9 33. Partnership Re-Entry Program Recommendation for Release

10 34. Awareness Recovery Program Recognition of Completion

11 35. Turning Point Recognition of Completion

12 36. Semi-Annual Inmate Donor Article Report

13 37. General Education Diploma Certificate

14 38. High School Transcripts

15 39. Kern Adult School Certificate of Appreciation

16 40. Certificate of Completion from Men's Health, Workbook & Current

17 Events Group

18 41. Anti-Recidivism Coalition Certificate of Completion

19 42. Anger Management Certificats of Completion for 2013 & 2014

20 43. Milestone Completions & Educational Merit Credits

21 44. Attendance Records for Criminal & Gang Member Anonymous Classes

22 45. Avatar Program Completion for Rehabilitation & Recommendation for

23 Release

24 46. California Department of Education Transcripts, Skills Profile & Scores

25 47. Public Defender, Craig Bucker, Correspondence (04/17/17)

1
2 48. Character Letter from Valerie Lopez

3 49. Character Letter from confidant, Peter Kopkowski

4 50. Character Letter from Compassion Prison Project Instructor, Arthur Jeon

5 51. Self Help Participation Records

6 52. Release Date Change Notifications

7 53. Jury Trial Verdicts, Questions & Instructions

8 54. Correspondence to Honorable, Governor Newsom requesting Clemency

9 55. Trial Transcript, pages 662 & 671.

10 56. Trial Transcript, pages 1394-1397

11
12 4. I worked with attorney Heather Hinton, SBN #314128, on this case for approximately
13 sixteen months.

14
15 5. None of the documents we submitted with this motion were redacted. All exhibits
16 were present at the time of filling.

17
18 6. I have attached several exhibits to make it easier for the reader to consume the
19 information.

20
21 7. There were two firearms used as evidence in this case. The first firearm was located
22 on Mr. Wilson shortly after the incident in March 1998 by a security guard at an
23 apartment complex. The firearm located on Mr. Wilson was a .40 caliber Glock 23. On
24 April 22, 1998, Bruce led the San Bernardino Police Department on a high-speed chase in
25 a stolen vehicle (Exhibit 1). At the conclusion of the chase officers located a .22 caliber
revolver from the interior of the stolen vehicle. The .22 caliber revolver was stored at the
San Bernardino crime lab. On October 6, 1998, District Attorney Investigator Jeff Neely
was instructed by District Attorney, Laura Robles to take the .22 caliber revolver (Serial
No. L623139) from the San Bernardino Sheriff Department Crime Lab, to be identified
by the victims, as the firearm used by the defendant in the home invasion robbery
(Exhibit 2; Trial Transcript Neely Testimony Page 662 Line 9). According to Investigator
Neely testimony he took the .22 caliber revolver to the victims home on December 22,
1998, to have the firearm identified by victim Aleksish (Exhibit 3; Trial Transcript Neely
Testimony Page 671 Line 19). This was done after the victims had already described the
firearms, as black 9mm style guns, at the preliminary hearing.

1 8. Preliminary Hearing Transcript May 7th, 1998; Page 21 Lines 5-9 (Exhibit 4); when
2 Aleksish testifies she is asked to describe the gun. Her response is on line 6 "similar to
the one that the police carry. Very kind of squared off bottom. I could feel the force on
3 my head, the shaft deal, the handle, was kind of squared off." She continues with her
testimony regarding the second firearm on page 23 line 6 "second one was very similar
4 because of the squared off butt and the heavy nozzle, kind of I would say almost octagon.

5 9. California Department of Justice subpoenaed records regarding the .22 caliber revolver
6 Ser#L623139 (Exhibit 5).

7 10. Dr. Marjorie Graham-Howard, Ph.D.; Psychological Assessment of Mr. Bruce Fuller
(Exhibit 6).

8 11. Heather Hinton, Esq.; Request for Franklin Hearing, Point & Authorities, Exhibits
9 filed on February 16, 2022. (Exhibit 7)

10 12. Jury Verdicts Minute order dated January 26, 1998 (Exhibit 8)

11 13. Sentencing Transcript; District Attorney Laura Robles made statements at the
sentencing hearing, confirming she had knowledge of the .22 caliber revolver months
12 before Mr. Fuller's trial began and still did not disclose to this information to the defense.
(Exhibit 9)

13 14. Pictures of Glock 23 and .22 Caliber revolver (Exhibit 10)

14 15. Jury Questions submitted by the Jury on January 22nd, 1998 and January 25th, 1998
(Exhibit 11)

15 16. Heather Hinton, Esq; Notice of Motion and Motion for Live Testimony with Points
16 and Authorities & Exhibit List (Exhibit 12)

17 17. Information Filled by District Attorney Office on January 19, 1999 (Exhibit 13)

18 18. San Bernardino Superior Court, Transcript April 7th, 2022, hearing where the
Franklin Motion was taken off calendar by Judge Tavill (Exhibit 14)

19 19. Fourth District Court of Appeal Order, showing a large part of the Exhibits file with
20 the Franklin Motion never made it to the court of Appeal (Exhibit 15; Page 2)

22 I declare under the penalty of perjury under the laws of the State of California the foregoing is
true and correct.

23 Date: 1/12/2023

24 Print Name: Ryan Ward

25 Signature: R W

EXHIBIT COVER PAGE

B

Exhibit

Description of exhibit:

DOJ REPORT 1-14-22/MIN order 2-16-22

Number of pages to this exhibit: 7

Jurisdiction: (check one only)

- Municipal Court
- Superior Court
- Appellate Court
- State Supreme Court
- United States District Court
- State Circuit Court
- United States Supreme Court
- Grand Jury



SUPERIOR COURT OF CALIFORNIA,
COUNTY OF SAN BERNARDINO
San Bernardino District
247 West 3rd St
San Bernardino, CA 92415
www.sbcourt.org

CORRECTED MINUTE ORDER

Case Number: FSB18424-2

Date: 2/16/2022

Case Title: People of the State of California vs. BRUCE LAMONT FULLER

Department S20 - SBJC	Date: 2/16/2022	Time: 8:30 AM	Hearing Re: Franklin Petition
-----------------------	-----------------	---------------	-------------------------------

Charges: PC459-F, PC12022(A)(1)-E, PC12022.5(A)-E, PC12022.53(B)-E, PC459-F, PC12022(A)(1)-E, PC12022(A)(1)-E, PC211-F, PC12022(A)(1)-E, PC12022.53(B)-E, PC12022.53(B)-E, PC211-F, PC12022(A)(1)-E, PC209.5(A)-F, PC12022.53(B)-E, PC12022(A)(1)-E, PC12022(A)(1)-E, PC12022.53(B)-E, PC209(B)(1)-F, PC215(A)-F, PC12022.53(B)-E, PC12022(A)(1)-E, PC12022(A)(1)-E, PC12022.5(A)-E, VC10851(A)-F, PC245(B)-F, PC12022.5(A)-E, PC12022(A)(1)-E, PC1192.7(C)(8)-E

Judicial Officer: Gregory S Tavill

Judicial Assistant: Sylvia Ramirez

Court Reporter: Deonna Finazzo

Bailiff: T Snyder

Appearances

District Attorney Adam Pierce present

Retained Attorney Heather Hinton present

Defendant present

Appearances

Defense has submitted the Franklin packet.

Matter continued to allow time for the People to respond.

Off the record:

Subpoenaed records from California DOJ Bureau of Firearms released to Defense attorney Heather Hinton.
Defense counsel to provide copies to the District Attorney.

** Petition for resentencing is still pending.

Hearings

Hearing Re: Franklin Petition set for 3/24/2022 at 8:30 AM in Department S20 - SBJC

Defendant ordered to appear.

Also Petition for Resentencing*

Hearings

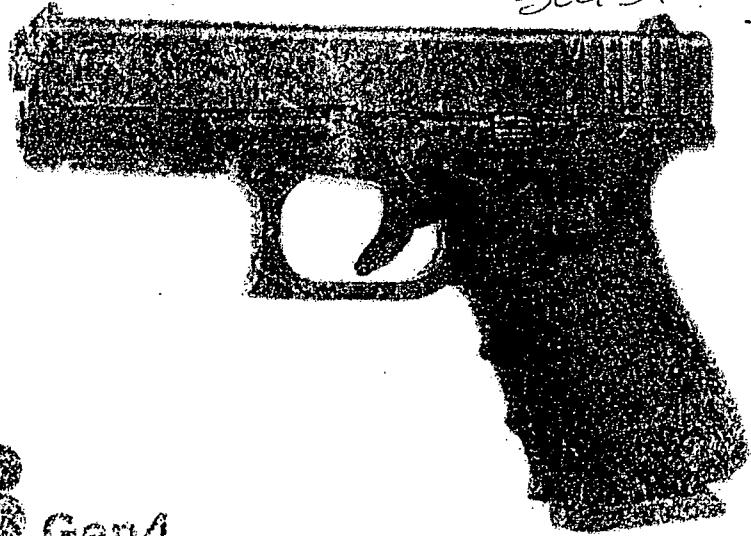
Case Custody - State Prison

== Minute Order Complete ==

Minute Order corrected by S. Ramirez

Correction: Subpoenaed records released to Defense counsel.

POLICE REPORT 4-22-98 VIC'S SAID DEF HAD IT
OF GUN UP UNTIL TRI
5-7-98 PRE-Trial DEF. LOWES
BECKS ROBBERY /

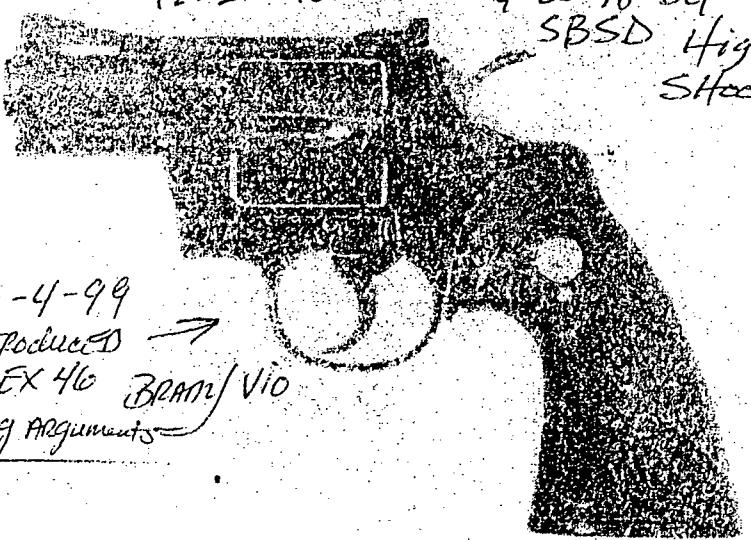


G23 Gen 4

Compact | .40.

VIC'S SHAWN THIS GUN 12-21/12-22-98 SWITCHED SIZE
004 ROBES DEF NEETLEY COERSED THEM TO DO THIS
12-21-98 TRIAL 4-22-98 DEF ABLE/LEGAL

SBSD HIGH SPEED CHAS.
SHOOTING..



4-4-99
INTRODUCED →
AS EX 46 BRAM/VIO
OPENING ARGUMENTS

.22 Caliber Revolver

DECLARATION OF CUSTODIAN OF RECORDS

I HEREBY DECLARE, under penalty of perjury, that the following statements are true to the best of my knowledge and belief.

I am the duly authorized custodian of records of the below named and certify that the accompanying records are true and complete copies of records maintained in the regular course and scope of business of my employer and were prepared by authorized personnel at or near the time of the acts, conditions or events which they intend to convey. No documents, records or other materials have been withheld except as noted below.

Certain records were omitted because: N/A.

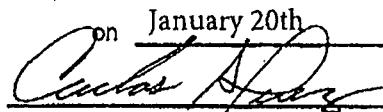
OR, IN THE ALTERNATIVE

I HEREBY DECLARE, under penalty of perjury, that I have NO RECORDS on the patient, employee, or subject in request.

Please explain if you have no records: _____

Records Subpoenaed From:

Re:

on January 20th 2022

Signature of Custodian

File Number _____

W.C.A.B. No. _____

Case Number FSB18424-2

ROB BONTA
Attorney General

State of California
DEPARTMENT OF JUSTICE



DIVISION OF LAW ENFORCEMENT
BUREAU OF FIREARMS
P.O. Box 820200
Sacramento, CA 94203-0200
Telephone: (916) 210-2749
Fax: (916) 227-3530
BOFAFS@doj.ca.gov

January 14, 2022

San Bernardino County Superior Court
247 W. 3rd Street
San Bernardino, CA 992415
Attn: Court Clerk, Department S20

Case Number: FSB18424-2
People vs. Bruce Fuller

RE: Subpoena for Certified Copies of Firearm Records

The California Department of Justice (the Department) is in receipt of a Subpoena Duces Tecum from Heather Hinton (Attorney for the Defendant) requesting firearm records in the above referenced case. The enclosed certified document is in response to this subpoena.

Please be advised the Department was statutorily prohibited from retaining information regarding sales of rifles or shotguns prior to January 1, 2014. As a result, records of rifles and shotguns prior to January 1, 2014, are limited to assault weapon registrations (Pen. Code, § 30500, et seq.), voluntary reports of ownership, and other records entered by the Department and California law enforcement agencies.

Penal Code section 11106, subdivision (a) specifies that the Department is required to retain certain firearms records. However, pursuant to Penal Code section 11106, subdivision (b)(3), these records are only subject to disclosure by the Department to specified persons, including "the officers referred to in section 11105 . . . or to the person listed in the registry as the owner or person who is listed as being loaned the particular handgun." Therefore, the requested information is being sent directly to the court to determine whether disclosure is appropriate. The records are lodged under seal.

If you have any questions, please contact the Bureau of Firearms at (916) 210-2749.

Sincerely,
AUTOMATED FIREARMS SYSTEM TEAM
Bureau of Firearms

For ROB BONTA
Attorney General

Enclosure

cc: Heather Hinton (Attorney for the Defendant)



CALIFORNIA DEPARTMENT OF JUSTICE
BUREAU OF FIREARMS



CERTIFICATION OF FIREARM HISTORY

I, Carlos Perez, do certify and attest under penalty of perjury that I am the legal custodian of the records stored in the Automated Firearms System (AFS), maintained by the California Department of Justice (the Department). This file contains Dealer's Record of Sale (DROS) of firearms, registration of assault weapons, and all other firearm records entered by the Department and California law enforcement agencies.

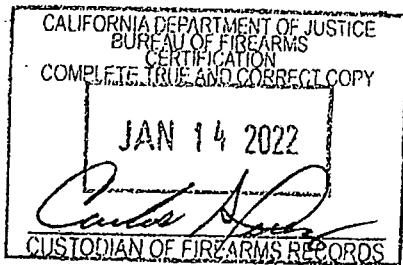
On January 14, 2022, a diligent search of AFS was conducted for the firearm history of

<u>Caliber</u>	<u>Make</u>	<u>Model</u>	<u>Serial#</u>
.22	RMG	Unknown	L623139

The search revealed the following record:

- A .22 caliber, RGI RG INDUSTRIES, model UNKNOWN, serial number L623139 was PURCHASED on 12/28/1977, by Thomas Walter Irby, whose date of birth is recorded as 01/01/1924.

I certify that the attached record is complete, true, and an exact copy. This certification was prepared by personnel of the Department in the ordinary course of business on the date stated above.




CARLOS PEREZ, Crime Analyst II
Custodian of Records
Automated Firearms System Team
Bureau of Firearms



CALIFORNIA DEPARTMENT OF JUSTICE
BUREAU OF FIREARMS

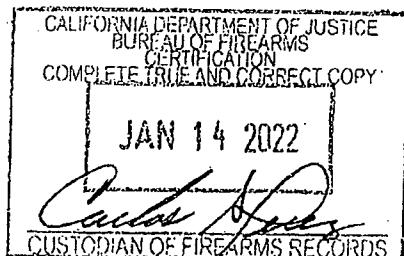


CERTIFICATION OF FIREARM HISTORY

Firearm History - Serial# L623139

* DROS - DEALER SALE
SER/L623139 MAK/RGI RG INDUSTRIES CAL/22
TYP/PR PISTOL REVOLVER MOD/UNKNOWN
DOT/19771228

*** PURCHASER INFORMATION ***
NAM/IRBY, THOMAS WALTER DOB/19240101 CII/02562296
ADR/2043WESTERN AVE
ORI/CA0361000 - SAN BERNARDINO PD OCA/00G823124
MIS/RG 14 BBL13 4 BLU
FCN/4467803201043



PROOF OF SERVICE

STATE OF CALIFORNIA, SAN BERNARDINO COUNTY

I am employed in the aforesaid county, State of California; I am over the age of 18 years and not a party to the within action; my business address is: 17768 Wika Road, Suite. 201, Apple Valley, CA 92307.

On February 16th, 2022, I, Heather Hinton, served the foregoing: Notice of Motion and Motion for Re-Sentencing, Franklin Hearing with offer of proof and attached exhibits on behalf of the Defendant, **Bruce Lamont Fuller (FSB-18424-2)**.

District Attorney's Office
303 West Third Street
San Bernardino, CA 92415

[] (BY MAIL) I placed such envelope with postage thereon fully paid in the United States mail at Victorville, California. I am "readily familiar" with this firm's practice of collecting and processing correspondence for mailing. It is deposited with U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than 1-day after date of deposit for mailing in affidavit.

[X] (PERSONAL SERVICE) I personally delivered said envelope to the office of the person and address identified on the attached service list.

[] (BY FACSIMILE) I transmitted such documents from our facsimile machine num, (760) 948-4661 to the person(s) at the facsimile numbers listed on the attached service list. Said transmission was reported as complete and without error. A copy of the transmission report which was properly issued by the transmitting facsimile machine is attached hereto.

[X] (STATE) I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

24 Executed on February 16th, 2022 in San Bernardino, California

Server, Heather Hinton

PROOF OF SERVICE

EXHIBIT COVER PAGE

C

Exhibit

Description of exhibit:

BPH Proposed PAROLE Consideration Decision

Number of pages to this exhibit: 5

Jurisdiction: (check one only)

- Municipal Court
- Superior Court
- Appellate Court
- State Supreme Court
- United States District Court
- State Circuit Court
- United States Supreme Court
- Grand Jury

BOARD OF PAROLE HEARINGS
PROPOSED PAROLE CONSIDERATION DECISION

STATE OF CALIFORNIA

DECISION - SUBSEQUENT HEARING #1

Parole Granted - (Yes)
CDCR: Do not release inmate before Governor's review.

Parole Denied - (No) 7 Year(s)

Inmate Signed Stipulation of Unsuitability for Year(s)

Inmate Signed Voluntary Waiver for Year(s)

Split Decision

Term Calculation Only -

Continue Month(s)

Hearing Postponed Length: Month(s)

Reason(s):

PANEL RECOMMENDATIONS

The Board Recommends:

No more 115's or 128A's
 Work to reduce custody level
 Stay discipline free
 Earn positive chronos
 Recommend transfer to
 Other

As Available

Get self-help
 Learn a trade
 Get therapy
 Get a GED

PRESENT AT HEARING

District Attorney SAN BERNARDINO COUNTY DISTRICT ATTORNEY - KNOX, ROBERT
Inmate Attorney EMIG, MAYA H.

HEARING PANEL

KOZEL, TEAL - Commissioner

Date:04/26/2023

MEIGHAN, TERESA - Deputy Commissioner

Teresa Meighan

Date:04/26/2023

This form and the Board's decision at the hearing is only proposed and NOT FINAL. It will not become final until it is reviewed.

NAME: FULLER

CDC #: P35248

INST: KVSP

SCHEDULED DATE: 04/26/2023

BPH 1001

BOARD OF PAROLE HEARINGS
PROPOSED PAROLE CONSIDERATION DECISION

STATE OF CALIFORNIA

BPH INVESTIGATION REQUESTS

No Requests

HEARING COMMENTS

The youth offender factors found in Penal Code Section 4801 shall be applied at this hearing.

HEARING OBJECTIONS

No Objections

This form and the Board's decision at the hearing is only proposed and NOT FINAL. It will not become final until it is reviewed.

NAME: FULLER

CDC #: P35248

INST: KVSP

SCHEDULED DATE: 04/26/2023

BPH 1001

What Happens After My Parole Hearing?

The decision at your hearing to grant or deny you parole is a recommended decision. The recommended decision goes through the "decision review" process. If the decision is to grant you parole, then the Board of Parole Hearings and the Governor automatically review the decision. If the decision is to deny you parole, then the Board and the Governor can choose to review the decision. You may also request review of a parole denial.

If you get a grant of parole and make it through the decision review process (including Governor's review), you will not get out of prison until you meet one of the following dates:

- Minimum Eligible Parole Date (MEPD),
- Youth Parole Eligible Date (YPED),
- Elderly Parole Eligible Date (EPED), or
- Nonviolent Parole Eligible Date (NPED).

En Banc Referrals at Executive Board Meetings

The Board holds an Executive Board Meeting every month. At this meeting, the Board votes on cases that have been referred "en banc" for the full board. This means most the commissioners review your case together and decide if the parole decision should be vacated, upheld, or sent for a resission hearing. The Board will vote on cases sent en banc by the chief counsel, the Governor, and the hearing panel. The Board will also vote on tie cases, where one panel member voted to grant parole and another voted to deny parole.

What Happens Immediately After Your Parole Hearing?

After your parole hearing, the Board has the audio recording of your hearing typed up and will send you a copy of the transcript. Generally, you will receive your transcript within 30 days of your hearing. If you received a parole grant, the Board's investigations unit will look through the transcript for information about your parole plans to start finding you a place to parole when you get out of prison.

Decision Review by the Legal Division

The Board has 120 days from your hearing date to finalize the decision to grant or deny you parole. During this time, the legal unit will look at the transcript of your hearing and your central file. The legal unit looks to see:

- if the panel made a mistake or error of law
- if the panel made a mistake or error of fact
- if there is new information about your case that the Board should look at

If the legal office finds a mistake or new information, the chief counsel, who is in charge of the legal office, can send the case "en banc" at the monthly Executive Board Meeting. You will be notified if your case is sent "en banc." If you were represented by counsel at your parole hearing, they are required to represent you through the en banc proceeding. Appointed counsel is required to submit a written statement or address the Board on your behalf at the en banc meeting. You can also send a letter for the commissioners to consider when deciding your case en banc. All the commissioners present at the monthly Executive Board Meeting will look at your case.

This form and the Board's decision at the hearing is only proposed and NOT FINAL. It will not become final until it is reviewed.

What Happens After My Parole Hearing?

At the Executive Board Meeting

- the public can say what they think about the case, and
- people, including you and your attorney, can write to the Board before the Executive Board Meeting to let the Board know their thoughts on your case. The Board must receive all letters the day before the meeting for the commissioners to look at the letter before making their decision.

The full Board looks over your case, the letters it received about your case, and the comments made by the public during the Executive Board Meeting. After looking over everything, the full Board can

- vote not to change the hearing panel's decision,
- vote to take away the decision and order a new hearing in 4 to 6 months, or
- send the case for a rescission hearing, which will be scheduled 4 to 6 months from the date of the en banc hearing.

If the chief counsel does not send the case to the full Board to go over the decision, the decision by the panel is final by the 120th day from the date of your hearing. If you were convicted of murder and received a grant, the Governor will have 30 more days to look at the decision to grant you parole after the Board finalizes the decision.

The Governor's Review of a Parole Decision

The Governor can look at all parole hearing decisions, but must review all grants.

If you were convicted of murder, the Governor

- has 30 days after the Board's final decision to look at your case
- can reverse the parole decision, or
- can send your case en banc for the full board to look at during an Executive Board Meeting

If you were not convicted of murder, the Governor

- may ask the Board to review the parole grant any time before your release
- can send your case en banc for the full board to look at during an Executive Board Meeting

No matter what you were convicted of, the Governor can choose to take no action. This means the Governor

- does not reverse the decision, and
- does not send your case en banc for the full board to look at during an Executive Board Meeting

If the Governor takes no action, you will be released from your current term. This means you will get out of prison, unless you are serving a life term and have additional time to serve for an in-prison offense. If you are a youth offender, elderly offender, or nonviolent offender, you will not have to serve your additional sentence.

If the Governor reverses your grant of parole, you will have a new hearing scheduled about 18 months from the date of your last parole hearing.

This form and the Board's decision at the hearing is only proposed and NOT FINAL. It will not become final until it is reviewed.

What Happens After My Parole Hearing?

If the Governor sends your case en banc, the full Board can vote to

- keep or not change the hearing panel's decision, or
- order a rescission hearing, which will be scheduled around 4 to 6 months from the date of the en banc decision date.

Tie Votes: If there was a tie vote at your hearing, the tie will be broken at the Executive Board Meeting. All of the commissioners present will look at the transcript from your hearing and the documents that were available to the hearing panel. The commissioner who was part of the tie vote is not allowed to vote on your case.

The Board does not allow any comments about tie votes at the Executive Board Meeting. This means that the public cannot speak and you cannot write a letter for the Board to consider before making the decision at the Executive Board Meeting. The decision the full Board makes after a tie vote is a recommendation. It is not final. The recommended decision is then looked over by the Board's legal office and goes through the decision review process. The legal office has 120 days to look it over. The 120 days start the date of the en banc decision about the tie vote.

What is a Rescission Hearing?

The full Board can vote to send a grant of parole for a rescission hearing based on a mistake or new information. At the rescission hearing, the hearing panel will vote to see if your grant of parole should be taken away or if you should get out of prison. The hearing panel looks at the new information or mistake to see if your grant of parole should be taken away. There is usually a panel of two commissioners and one deputy commissioner at a rescission hearing. These hearings are held 4 to 6 months after the en banc decision at the Executive Board Meeting.

You will get an attorney. Other people who can attend include:

- Someone from the district attorney's office who prosecuted the crime or crimes that sent you to prison
- Victims and their family

If the hearing panel finds a good reason to take away your grant, you will not get out of prison and you will get a new parole hearing. If the hearing panel does not find a good reason to take away your grant, you will be released from your current term. This means you will get out of prison, unless you are serving a life term and have additional time to serve for an in-prison offense. If you are a youth offender, elderly offender, or nonviolent offender, you will not have to serve the additional sentence.

Actions After a Decision Granting Parole is Final: After the Board and the Governor have reviewed the decision, the Board will issue a release memorandum to release you from your current term. You will not get out of prison before you reach one of your eligibility dates. You also will not get out of prison if you committed an in-prison crime and received an additional sentence that you must serve after you complete your current term. A release memorandum will list all of the special conditions of parole the hearing panel imposed at your hearing and may recommend additional special conditions of parole. These conditions of parole are in addition to any general conditions of parole ordered by the Division of Adult Parole Operations (DAPo). The Board will also confirm your parole placement. Once the Board completes the release memorandum, the institution will begin processing your release from prison.

This form and the Board's decision at the hearing is only proposed and NOT FINAL. It will not become final until it is reviewed.

Color of Law Violation Warning

Form COL

Violation Warning
Denial of Rights Under Color of Law

Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

Name and address of Citizen	Bruce L. Fuller R.N.S.P. / A.4-119-4 (CDC# 3800 Cecil Ave/P.O. Box 3130 Detroit, Michigan 48216	Name and address of Notice Recipient	SUPERIOR COURT ATTN: DISTRICT ATTORNEY
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My CHARGES ARE NOT CERTIFIED UNDER
THE PENALTY OF PERJURY, Public Hazard Bonds
ARE Requested FORTHWITH (10) DAYS UCC 3-410(6)

I certify that the foregoing information stated here is true and correct.
Citizen's signature

Bruce L. Fuller

Date 5-17-23

Legal Notice and Warning

Federal law provides that it is a crime to violate the Rights of a citizen under the color-of-law. You can be arrested for this crime and you can also be held personally liable for civil damages.

Attempting to cause a person to do something by telling that person that such action is required by law, when it is not required by law, may be a felony.

18 USC §242 provides that whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, shall be fined under this title or imprisoned not more than one year, or both.

18 USC §245 provides that Whoever, whether or not acting under color of law, intimidates or interferes with any person from participating in or enjoying any benefit, service, privilege, program, facility, or activity provided or administered by the United States; [or] applying for or enjoying employment, or any perquisite thereof, by any agency of the United States; shall be fined under this title, or imprisoned not more than one year, or both.

18 USC §1983 provides that every person who, under color of any statute, ordinance, regulation, custom, usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress.

Warning, you may be in violation of Federal Law and persisting with your demand may lead to your arrest and/or civil damages! Also understand that the law provides that you can be held personally responsible and liable, as well as your company or agency.

You are advised to cease and desist with your demand and to seek personal legal counsel if you do not understand the law.

Notice of Service:

I, Bruce L. Fuller, certify that I personally served this notice to above named recipient
and address on 5-17-23 at (08:00) HRS (PST)

(Penal Code)
§ 1404

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO: NAME: <u>Bruce Lamont Fuller</u>		FOR COURT USE ONLY
FIRM NAME: <u>N/A</u>		
STREET ADDRESS: <u>3000 Cecil Ave.</u> CITY: <u>Delano, California</u>		STATE: <u>CA</u> ZIP CODE: <u>93216</u>
TELEPHONE NO.:		FAX NO.:
E-MAIL ADDRESS:		
ATTORNEY FOR (name): <u>PETITIONER</u>		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF <u>SAN BERNARDINO</u> STREET ADDRESS: <u>8303 N. HAVEN AVENUE</u> MAILING ADDRESS: <u>ATTN: CLERK</u> CITY AND ZIP CODE: <u>Rancho Cucamonga 91730</u> BRANCH NAME:		CASE NUMBER: <u>FSB-184242</u>
Plaintiff/Petitioner: <u>Bruce Lamont Fuller</u> Defendant/Respondent: <u>People of the State of California</u>		JUDICIAL OFFICER:
PROOF OF SERVICE—CIVIL		
Check method of service (only one): <input type="checkbox"/> By Personal Service <input checked="" type="checkbox"/> By Mail <input type="checkbox"/> By Overnight Delivery <input type="checkbox"/> By Messenger Service <input type="checkbox"/> By Fax		
DEPARTMENT:		

*Do not use this form to show service of a summons and complaint or for electronic service.
See USE OF THIS FORM on page 3.*

1. At the time of service I was over 18 years of age and not a party to this action.

2. My residence or business address is:

SAME AS ABOVE

3. The fax number from which I served the documents is (complete if service was by fax):

4. On (date): 05-17-23 I served the following documents (specify):

PETITION TO VACATE JUDGEMENT, WRIT OF
MANDATE, AND PETITION "Unseen Record"

The documents are listed in the Attachment to Proof of Service—Civil (Documents Served) (form POS-040(D)).

5. I served the documents on the person or persons below, as follows:

a. Name of person served: POS-040(P)

b. (Complete if service was by personal service, mail, overnight delivery, or messenger service.)

Business or residential address where person was served:

c. (Complete if service was by fax.)

Fax number where person was served:

The names, addresses, and other applicable information about persons served is on the Attachment to Proof of Service—Civil (Persons Served) (form POS-040(P)).

6. The documents were served by the following means (specify):

a. **By personal service.** I personally delivered the documents to the persons at the addresses listed in item 5. (1) For a party represented by an attorney, delivery was made (a) to the attorney personally; or (b) by leaving the documents at the attorney's office, in an envelope or package clearly labeled to identify the attorney being served, with a receptionist or an individual in charge of the office; or (c) if there was no person in the office with whom the notice or papers could be left, by leaving them in a conspicuous place in the office between the hours of nine in the morning and five in the evening. (2) For a party, delivery was made to the party or by leaving the documents at the party's residence with some person not younger than 18 years of age between the hours of eight in the morning and eight in the evening.

CASE NAME: <u>Bruce Larent Fuller</u>	CASE NUMBER: <u>FSB-18424-2</u>
v. People of The State of California	

6. b. **By United States mail.** I enclosed the documents in a sealed envelope or package addressed to the persons at the addresses in item 5 and (specify one):

- (1) deposited the sealed envelope with the United States Postal Service, with the postage fully prepaid.
- (2) placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail at (city and state):

c. **By overnight delivery.** I enclosed the documents in an envelope or package provided by an overnight delivery carrier and addressed to the persons at the addresses in item 5. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.

d. **By messenger service.** I served the documents by placing them in an envelope or package addressed to the persons at the addresses listed in item 5 and providing them to a professional messenger service for service. (A declaration by the messenger must accompany this Proof of Service or be contained in the Declaration of Messenger below.)

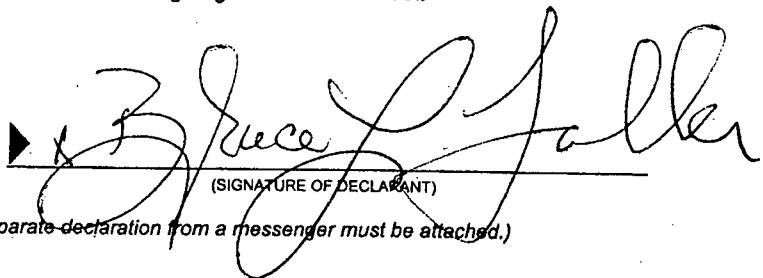
e. **By fax transmission.** Based on an agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed in item 5. No error was reported by the fax machine that I used. A copy of the record of the fax transmission, which I printed out, is attached.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 5-17-23

✓ Bruce L. Fuller

(TYPE OR PRINT NAME OF DECLARANT)


 (SIGNATURE OF DECLARANT)

(If item 6d above is checked, the declaration below must be completed or a separate declaration from a messenger must be attached.)

DECLARATION OF MESSENGER

By personal service. I personally delivered the envelope or package received from the declarant above to the persons at the addresses listed in item 5. (1) For a party represented by an attorney, delivery was made (a) to the attorney personally; or (b) by leaving the documents at the attorney's office, in an envelope or package clearly labeled to identify the attorney being served, with a receptionist or an individual in charge of the office; or (c) if there was no person in the office with whom the notice or papers could be left, by leaving them in a conspicuous place in the office between the hours of nine in the morning and five in the evening. (2) For a party, delivery was made to the party or by leaving the documents at the party's residence with some person not younger than 18 years of age between the hours of eight in the morning and eight in the evening.

At the time of service, I was over 18 years of age. I am not a party to the above-referenced legal proceeding.

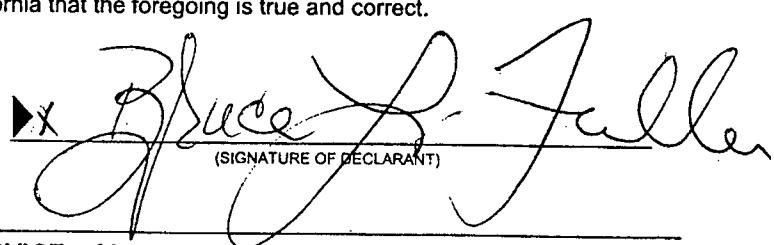
I served the envelope or package, as stated above, on (date):

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 5-17-23

✓ Bruce L. Fuller

(NAME OF DECLARANT)


 (SIGNATURE OF DECLARANT)

INFORMATION SHEET FOR PROOF OF SERVICE—CIVIL

(This information sheet is not part of the official proof of service form and does not need to be copied, served, or filed.)

USE OF THIS FORM

This form is designed to be used to show proof of service of documents by (1) personal service, (2) mail, (3) overnight delivery, (4) messenger service, or (5) fax.

This proof of service form should **not** be used to show proof of service of a summons and complaint. For that purpose, use *Proof of Service of Summons* (form POS-010).

Also, this proof of service form should **not** be used to show proof of electronic service. For that purpose, use *Proof of Electronic Service* (form POS-050).

Certain documents must be personally served. For example, an order to show cause and temporary restraining order generally must be served by personal delivery. You must determine whether a document must be personally delivered or can be served by mail or another method.

GENERAL INSTRUCTIONS

A person must be over 18 years of age to serve the documents. The person who served the documents must complete the Proof of Service. **A party to the action cannot serve the documents.**

The Proof of Service should be typed or printed. If you have Internet access, a fillable version of this proof of service form is available at www.courts.ca.gov/forms.htm.

Complete the top section of the proof of service form as follows:

First box, left side: In this box print the name, address, and telephone number of the person for whom you served the documents.

Second box, left side: Print the name of the county in which the legal action is filed and the court's address in this box. The address for the court should be the same as the address on the documents that you served.

Third box, left side: Print the names of the plaintiff/petitioner and defendant/respondent in this box. Use the same names as are on the documents that you served.

Fourth box, left side: Check the method of service that was used. You should check only one method of service and should show proof of only one method on the form. If you served a party by several methods, use a separate form to show each method of service.

First box, top of form, right side: Leave this box blank for the court's use.

Second box, right side: Print the case number in this box. The case number should be the same as the case number on the documents that you served.

Third box, right side: State the judge and department assigned to the case, if known.

Complete items 1–6:

1. You are stating that you are over the age of 18.
2. Print your home or business address.
3. If service was by fax service, print the fax number from which service was made.
4. List each document that you served. If you need more space, check the box in item 4, complete the *Attachment to Proof of Service—Civil (Documents Served)* (form POS-040(D)), and attach it to form POS-040.
5. Provide the names, addresses, and other applicable information about the persons served. If more than one person was served, check the box on item 5, complete the *Attachment to Proof of Service—Civil (Persons Served)* (form POS-040(P)), and attach it to form POS-040.
6. Check the box before the method of service that was used, and provide any additional information that is required. The law may require that documents be served in a particular manner (such as by personal delivery) for certain purposes. Service by fax generally requires the prior agreement of the parties.

You must sign and date the proof of service form. By signing, you are stating under penalty of perjury that the information that you have provided on form POS-040 is true and correct.

SHORT TITLE: Bruce Lomont Fuller
 People of The State of California

CASE NUMBER:

FSB 184 24-2

ATTACHMENT TO PROOF OF SERVICE—CIVIL (DOCUMENTS SERVED)

(This Attachment is for use with form POS-040)

The documents that were served are as follows (describe each document specifically):

JUDICIAL NOTICE EVIDENCE CODES 450-459

COVER SHEET [DO NOT DISCARD]

" PETITION TO VACATE JUDGMENT "

"MANDATORY WRIT OF MANDATE"

" PETITION TO UNSEAL RECORD "

MEMORANDUM OF POINTS AND AUTHORITIES

AFFIDAVITS

EXHIBITS 21 PAGES= 36 TOTAL

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

SAN BERNARDINO DIST. COURT
PROBATE DIVISION
247 W 3RD STREET
SAN BERNARDINO CA
92415-0212



9590 9402 7768 2152 5424 70

2. Article Number (Transfer from service label)

EI 666 497 542 US

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Superior Court Clerk
San Bernardino County
8303 N. HAVEN AVE
Rancho Cucamonga Ca
91730



9590 9402 7768 2152 5424 63

EI 666 497 539 US

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent
 Addressee

B. Received by (Printed Name)

Marie B

C. Date of Delivery
06-08-23

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent
 Addressee

B. Received by (Printed Name)

Marie B

C. Date of Delivery
06-08-23

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

APPENDIX E



**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF SAN BERNARDINO
San Bernardino District
247 West 3rd St
San Bernardino, CA 92415
www.sb-court.org**

MINUTE ORDER

Case Number: FSB18424-2

Date: 7/14/2023

Case Title: People of the State of California vs. BRUCE LAMONT FULLER

Department S20 - SBJC	Date: 7/14/2023	Time: 8:30 AM	Request For Action - No Appearance
-----------------------	-----------------	---------------	------------------------------------

Charges: PC459-F, PC12022(A)(1)-E, PC12022.5(A)-E, PC12022.53(B)-E, PC459-F, PC12022(A)(1)-E, PC12022(A)(1)-E, PC211-F, PC12022(A)(1)-E, PC12022.53(B)-E, PC12022.53(B)-E, PC211-F, PC12022(A)(1)-E, PC12022(A)(1)-E, PC209.5(A)-F, PC12022.53(B)-E, PC12022.53(B)-E, PC209(B)(1)-F, PC12022(A)(1)-E, PC12022(A)(1)-E, PC215(A)-F, PC12022.53(B)-E, PC12022.5(A)-E, VC10851(A)-F, PC12022(A)(1)-E, PC12022(A)(1)-E, PC245(B)-F, PC12022.5(A)-E, PC1192.7(C)(8)-E

Judicial Officer: Gregory S Tavill

Judicial Assistant: Sylvia Ramirez

Court Reporter: Not Reported or Recorded

Bailiff: A Ramirez

Appearances

Defendant not present

Proceedings

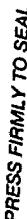
The Court has reviewed the notice received from the Defendant.

The Court takes no action. Case closed and final. Place in file.

Custody Status

Case Custody - State Prison

== Minute Order Complete ==



PRESS FIRMLY TO SEAL



This package is made from post-consumer waste. Please recycle - again.

APPENDIX

July 2022



July 2022
12 x 9 1/2

This package is the property of the U.S. Postal Service and is provided solely for use in sending Priority Mail Express® shipments. This package may be a violation of federal law. This package is not for resale. EPT13 © U.S. Postal Service July 2022. All rights reserved.

U.S. POSTAGE PAID
1ST DAY
VISALIA, CA
8/27
JUN 37 '23
AMOUNT
\$32.10
R2305K142809-19

PRESS FIRMLY TO SEAL

230

PRESS FIRMLY TO SEAL

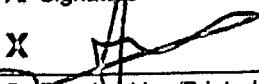
A Priority Mail Express envelope. The stamp on the left reads "UNITED STATES POSTAL SERVICE" and "PRIORITY MAIL EXPRESS". The handwritten address on the right is: "TO: BRIAN J. FULTON, 3000 CECIL AVE, DELANO, CA 93214". The envelope also features a large "PRIORITY MAIL" graphic and the words "PRIORITY MAIL EXPRESS" at the top.

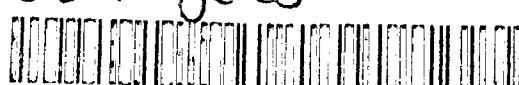
DO PEEL FROM THIS CORNER



PI 3F July 2022
D: 12 1/2 x 9 1/2

APPENDIX F

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<input type="checkbox"/> Complete items 1, 2, and 3. <input type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits.		A. Signature  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to: The Trilateral Commission (North America) 15 Dayton AVENUE Sleepy Hollow New York 10591  9590 9402 7768 2152 5416 33		B. Received by (Printed Name) C. Date of Delivery D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
EI 666 499 676 US		3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
<small>PS Form 3811, July 2020 PSN 7530-02-000-9053</small>			
Domestic Return Receipt			

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<input type="checkbox"/> Complete items 1, 2, and 3. <input type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits.		A. Signature  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to: The Honorable F. Rothschild and Court of Appeals 300 S. Spring St Los Angeles CA 90013  9590 9402 7768 2152 5416 88		B. Received by (Printed Name) C. Date of Delivery D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
EI 666 499 693 US		3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
<small>PS Form 3811, July 2020 PSN 7530-02-000-9053</small>			
Domestic Return Receipt			

From:
 Bruce Lamont Fuller
 3000 Cecil Ave
 Delano CA 93216

TO
 U.S. Department of
 Treasury
 1500 Pennsylvania Ave NW
 Washington, DC 20220



VISALIA
 2345 W BEECH AVE
 VISALIA, CA 93277-9998
 (800)275-8777

06/09/2023 04:27 PM

Product	Qty	Unit Price	Price
---------	-----	------------	-------

PM Express 2-Day	1		\$28.75
Flat Rate Env			
Washington, DC 20220			
Flat Rate			
Signature Requested			
Scheduled Delivery Date			
Mon 06/12/2023 06:00 PM			
Money Back Guarantee			
Tracking #:			
EI666499265US			
Insurance			\$0.00
Up to \$100.00 included			
Return Receipt			\$3.35
Tracking #:			
9590 9402 7768 2152 5424	32		
Total			\$32.10

Grand Total:	\$32.10
--------------	---------

Debit Card Remit	\$32.10
Card Name: VISA	
Account #: XXXXXXXX7975	
Approval #: 091564	
Transaction #: 484	
Receipt #: 055564	
Debit Card Purchase: \$32.10	
AID: A0000000980840	Chip
AL: US DEBIT	
PIN: Verified	

Save this receipt as evidence of
 insurance. For information on filing an
 insurance claim go to
<https://www.usps.com/help/claims.htm>
 or call 1-800-222-1811

Text your tracking number to 28777 (2USPS)
 to get the latest status. Standard Message
 and Data rates may apply. You may also
 visit www.usps.com USPS Tracking or call
 1-800-222-1811.

Preview your Mail
 Track your Packages
 Sign up for FREE @
<https://informeddelivery.usps.com>

All sales final on stamps and postage
www.usps.com 1-800-222-1811

Appendix F

1 AFFIDAVIT OF OWNERSHIP OF CERTIFICATE OF TITLE & SECURITIES
2 REGISTERED

3 REG'D NO: 19-453265

4 IN NORTH AMERICA) TREASURY NO: EI666499265US (6-9-23)

5 } 555-57-7524 Trust

6 LAND OF CALIFORNIA) 555 57 7524 "WRIT OF REPLEVIN": EI666497539US

7 "EQUALITY IS PARAMOUNT AND MANDATORT BY-LAW"

8 BEING FIRST DULY SWORN UNDER THE PENALTY OF PERJURY OF THE LAWS

9 OF California STATE: I, BRUCE LAMONT OF THE FAMILY: (Fuller) AM A

10 SAID OWNER IN DUE COURSE OF CERTIFICATE OF TITLE AND REGISTERED

11 SECURITIES NO: 19-453265; AND ALL REAL ESTATE, OR PARCEL

12 OF LAND-AS ORIGINAL NATIVE AMERICAN MAN TOGETHER WITH ALL HANDS

13 & FEET, AND HEAD LYING, OR BEING WITHIN NORTH AMERICA IN THE LAND

14 OF THE United STATES, AND /OR , SEA. CONSISTING OF THE CHILD BIRTH:

15 PLAT NO: 19-453265 VALLUED AT \$100,000,000 MILLION USD.

16 BRUCE LAMONT FULLER : IS THE SAME NAME APPEARS BY REFRENCE TO THE

17 OFFICIAL CERTIFICATE OF LIVE BIRTH, THE SAME RECORDED & FILED AS

18 DEED OF TRUST DATED 1-1-1979 IN THE OFFICEOF THE CLERK,

19 COUNTY OF LOS ANGELES AND OF CITY OF MONTERAY PARK. SAID REAL

20 ESTATE IS FUTHER DESCRIBED AS THE SAME BRUCE LAMONT FULLER : PROPE

21 -ERTY CONVEYED UNTO REGISTERED OWNER AS SET FOURTH IN ABOVE-

22 -MENTIONED CERTIFICATE OF TITLT.[WITH TRUST]THIS REAL ESATE IS

23 THE PRIVATE PROPERTY OF: BRUCE LAMONT FULLERENTITLEMENT HOLDER/-

24 -REGISTERED OWNER.[WITH TRUST] ALL COLLATERAL IS THE PRIVATE PRO

25 -PERTY OF ENTITLEMENT HOLDER/REGISTERED, AND ALL DERIVATIVES THER

26 -EFROM ANY PERSON(s) GAINING SAID PROPERTY WITHOUT CONSENT OR---

27 ---VALUBALE CONSIDERATION GIVEN IN RETURN IS SUBJECT TO PENALTIES

28 IN SUM AMOUNT \$100,000,000.00 ONE HUNDRED MILLION USD

[IT IS SO ORDERED] [SEAL] (REAL PROPERTY REQUIRE
-ES THUB:PRINT)

X

Bruce Lamont Fuller

Bruce Lamont Fuller

6-6-23



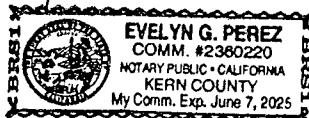
APPENDIX F

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Kern

Subscribed and sworn to (or affirmed) before me on this 6th day of June, 2023, by Bruce Lamont Fuller

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



(Seal)

Signature Evelyn G. Perez

**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

November 17, 2023

Bruce Lamont Fuller
#P-35248
3000 Cecil Avenue
Delano, CA 93216

RE: In Re Bruce Lamont Fuller

Dear Mr. Fuller:

The above-entitled petition for an extraordinary writ of mandamus was received on November 7, 2023. The papers are returned for the following reason(s):

Failure to reflect the changes requested in prior correspondence.

Sincerely,
Scott S. Harris, Clerk

By: 
Clayton R. Higgins, Jr.
(202) 479-3019

Enclosures

W

SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001

September 13, 2023

Bruce Lamont Fuller
#P-35248
3000 Cecil Avenue
Delano, CA 93216

RE: In Re Bruce Lamont Fuller

Dear Mr. Fuller:

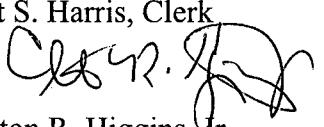
The above-entitled petition for an extraordinary writ of mandamus was received on September 12, 2023. The papers are returned for the following reason(s):

The petition does not show how the writ will be in aid of the Court's appellate jurisdiction, what exceptional circumstances warrant the exercise of the Court's discretionary powers, and why adequate relief cannot be obtained in any other form or from any other court. Rule 20.1.

You have not appended a copy of the judgment or order in respect of which the writ is sought. Rule 20.3 pertaining to petitions for writs of prohibition and mandamus.

A copy of the corrected petition must be served on opposing counsel.

Failure to reflect the changes requested in prior correspondence.

Sincerely,
Scott S. Harris, Clerk
By: 
Clayton R. Higgins, Jr.
(202) 479-3019

Enclosures

AMENDMENT

IV

NOTICES TO CLERK ENCLOSURE 2 Applications to TWO
8-31-23 JUSTICES CHIEF & SENIOR ASSOCIATES PRIORITY
SUPREME COURT OF THE UNITED STATES

28 U.S.C. § 1746
(3) PROOFS OF 1681
SERVICE ENCLOSED

OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001

August 28, 2023

AMENDED 8-31-23
Bruce Lamont Fuller
#P-35248
3000 Cecil Avenue
Delano, CA 93216

BF
2nd Service
Attached 28 U.S.C. § 1746
PG. 7. IN RE MANDAMUS
All PARTIES

RE: In Re Bruce Lamont Fuller

9205-S902-45013-8800-0000-2846-99
USPS TRACKING ACCEPTED FOR VALUE
RETURNED FOR DISCHARGE

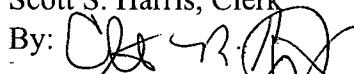
Dear Mr. Fuller:

The above-entitled petition for an extraordinary writ of mandamus was received on August 28, 2023. The papers are returned for the following reason(s):

✓ The petition does not show how the writ will be in aid of the Court's appellate jurisdiction, what exceptional circumstances warrant the exercise of the Court's discretionary powers, and why adequate relief cannot be obtained in any other form or from any other court. Rule 20.1.

✓ You have not appended a copy of the judgment or order in respect of which the writ is sought. Rule 20.3 pertaining to petitions for writs of prohibition and mandamus.

⚠ A copy of the corrected petition must be served on opposing counsel.

Sincerely,
Scott S. Harris, Clerk
By: 

Clayton R. Higgins, Jr.
(202) 479-3019

Enclosures

Original

BANDON U.S.P.S. TRACKING
#S-9205-5902-4503-8801-0000
-2829 79 ATTACHED

SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001

Enclosed 28 U.S.C. § 1746
PROOF OF SERVICE

August 11, 2023

Bruce Lamont Fuller
#P-35248
3000 Cecil Avenue
Delano, CA 93216

AMENDED COMPLETE

BF

RE: In Re Bruce Lamont Fuller

2nd Amended 8-31-23
92

Dear Mr. Fuller:

The above-entitled petition for an extraordinary writ of mandamus was received on August 1, 2023. The papers are returned for the following reason(s):

The petition does not show how the writ will be in aid of the Court's appellate jurisdiction, what exceptional circumstances warrant the exercise of the Court's discretionary powers, and why adequate relief cannot be obtained in any other form or from any other court. Rule 20.1.

You have not appended a copy of the judgment or order in respect of which the writ is sought. Rule 20.3 pertaining to petitions for writs of prohibition and mandamus.

No motion for leave to proceed in forma pauperis, signed by the petitioner or by counsel, is attached. Rules 33.2(a) and 39.

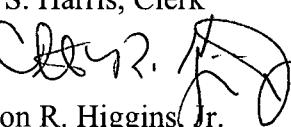
No notarized affidavit or declaration of indigency is attached. Rule 39. You may use the enclosed form.

No affidavit or declaration of service, specifying the names and addresses of those served, was received. Rule 29.5

The petition does not follow the form prescribed by Rule 14 as required by Rule 20.2.

A copy of the corrected petition must be served on opposing counsel. 14.1(2)§ 1651

Sincerely,
Scott S. Harris, Clerk

By: 

Clayton R. Higgins, Jr.
(202) 479-3019

Enclosures

