

Appendix A

Cal. Sup. Ct.: Judgment (7/23/24)

S284504

IN THE SUPREME COURT OF CALIFORNIA

CHRISTOPHER HADSELL, Petitioner,

v.

**COURT OF APPEAL, FIRST APPELLATE
DISTRICT, DIVISION FOUR et al., Respondents,**

CATHERINE ISHAM et al., Real Parties in Interest.

The application of petitioner for leave to file a
petition for writ of mandate is hereby denied.

Appendix B

Constitutional Provisions and Statutes Involved in this Case

The pertinent constitutional provisions and statutes involved in this case are:

U.S. Constitution

U.S. Const. art. IV, §2, cl. 1:

The Citizens of each State shall be entitled to all Privileges and Immunities of Citizens in the several States.

U.S. Const. Amend. I:

Congress shall make no law... abridging the freedom of speech, or of the press, or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

U.S. Const. Amend. V:

No person shall be... deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

U.S. Const. Amend. XIV:

Sec. 1 ... No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process

of law; nor deny to any person within its jurisdiction the equal protection of the laws.

U.S. Statutes

28 U.S.C. §1257(a):

(a) Final judgments or decrees rendered by the highest court of a State in which a decision could be had, may be reviewed by the Supreme Court by writ of certiorari where the validity of a treaty or statute of the United States is drawn in question or where the validity of a statute of any State is drawn in question on the ground of its being repugnant to the Constitution, treaties, or laws of the United States, or where any title, right, privilege, or immunity is specially set up or claimed under the Constitution or the treaties or statutes of, or any commission held or authority exercised under, the United States.

28 U.S.C. §1652:

The laws of the several states, except where the Constitution or treaties of the United States or Acts of Congress otherwise require or provide, shall be regarded as rules of decision in civil actions in the courts of the United States, in cases where they apply.

California Statutes

Cal. Code Civ. Proc. §170.3(d):

The determination of the question of the disqualification of a judge is not an appealable order and may be reviewed only by a writ of mandate from the appropriate court of appeal sought only by the

parties to the proceeding. The petition for the writ shall be filed and served within 10 days after service of written notice of entry of the court's order determining the question of disqualification. If the notice of entry is served by mail, that time shall be extended as provided in subdivision (a) of Section 1013.

Cal. Code Civ. Proc. §170.4(a)(1)-(6):

(a) A disqualified judge, notwithstanding his or her disqualification may do any of the following:

(1) Take any action or issue any order necessary to maintain the jurisdiction of the court pending the assignment of a judge not disqualified.

(2) Request any other judge agreed upon by the parties to sit and act in his or her place.

(3) Hear and determine purely default matters.

(4) Issue an order for possession prior to judgment in eminent domain proceedings.

(5) Set proceedings for trial or hearing.

(6) Conduct settlement conferences.

Cal. Code Civ. Proc. §391:

As used in this title, the following terms have the following meanings:

(a) "Litigation" means any civil action or proceeding, commenced, maintained or pending in any state or federal court.

(b) "Vexatious litigant" means a person who does any of the following:

(1) In the immediately preceding seven-year period has commenced, prosecuted, or maintained in *propria persona* at least five litigations other than in a small claims court that have been (i) finally determined adversely to the person or (ii) unjustifiably permitted to remain pending at least two years without having been brought to trial or hearing.

(2) After a litigation has been finally determined against the person, repeatedly relitigates or attempts to relitigate, in *propria persona*, either (i) the validity of the determination against the same defendant or defendants as to whom the litigation was finally determined or (ii) the cause of action, claim, controversy, or any of the issues of fact or law, determined or concluded by the final determination against the same defendant or defendants as to whom the litigation was finally determined.

(3) In any litigation while acting in *propria persona*, repeatedly files unmeritorious motions, pleadings, or other papers, conducts unnecessary discovery, or engages in other tactics that are frivolous or solely intended to cause unnecessary delay.

(4) Has previously been declared to be a vexatious litigant by any state or federal court of record in any

action or proceeding based upon the same or substantially similar facts, transaction, or occurrence.

(5) After being restrained pursuant to a restraining order issued after a hearing pursuant to Chapter 1 (commencing with [Section 6300](#)) of Part 4 of Division 10 of the Family Code, and while the restraining order is still in place, they commenced, prosecuted, or maintained one or more litigations against a person protected by the restraining order in this or any other court or jurisdiction that are determined to be meritless and caused the person protected by the order to be harassed or intimidated.

(c) "Security" means an undertaking to assure payment, to the party for whose benefit the undertaking is required to be furnished, of the party's reasonable expenses, including attorney's fees and not limited to taxable costs, incurred in or in connection with a litigation instituted, caused to be instituted, or maintained or caused to be maintained by a vexatious litigant.

(d) "Plaintiff" means the person who commences, institutes or maintains a litigation or causes it to be commenced, instituted or maintained, including an attorney at law acting in propria persona.

(e) "Defendant" means a person (including corporation, association, partnership and firm or governmental entity) against whom a litigation is brought or maintained or sought to be brought or maintained.

Cal. Code Civ. Proc. §391.3(a):

[I]f, after hearing the evidence upon the motion, the court determines that the plaintiff is a vexatious litigant and that there is no reasonable probability that the plaintiff will prevail in the litigation against the moving defendant, the court shall order the plaintiff to furnish, for the benefit of the moving defendant, security in such amount and within such time as the court shall fix.

Cal. Code Civ. Proc. §391.4:

When security that has been ordered furnished is not furnished as ordered, the litigation shall be dismissed as to the defendant for whose benefit it was ordered furnished.

Cal. Code Civ. Proc. §391.7:

(a) In addition to any other relief provided in this title, the court may, on its own motion or the motion of any party, enter a prefiling order which prohibits a vexatious litigant from filing any new litigation in the courts of this state in propria persona without first obtaining leave of the presiding justice or presiding judge of the court where the litigation is proposed to be filed. Disobedience of the order by a vexatious litigant may be punished as a contempt of court.

(b) The presiding justice or presiding judge shall permit the filing of that litigation only if it appears that the litigation has merit and has not been filed for the purposes of harassment or delay. The presiding justice or presiding judge may condition the filing of

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the litigation upon the furnishing of security for the benefit of the defendants as provided in Section 391.3.

Exhibit 1**Newspaper Bibliography****The Press Democrat**

Date	Article Title
01-24-62	Lake Mendocino Recreation Hit
02-28-62	Senate Seat Klee, Petersen Race Possible in Mendocino
03-08-62	Petersen To Run For Senate
03-18-62	Klee Case Is Delayed
03-19-62	Petersen Names Campaign Heads
03-30-62	Mendocino Candidates Go On Air Next Week
04-03-62	Reserved For Gaye LeBaron WENT TO Sacramento one day last week...
04-15-62	King Quits Eel River Association
05-24-62	Grand Jury Hits Road Operation Bartolomie Confirms Fund Shortage Report
05-27-62	Mendocino County Voters---Here Is Part of the Sheriff-Coroner's Record THE ELLIOTT CASE
05-30-62	4th District Senate Candidates Statements
05-31-62	Mendocino Sheriff Audit Proposal Delayed by Board p. 01
05-31-62	Mendocino Sheriff Audit Proposal Delayed by Board p. 11
06-06-62	Bartolomie Winner; Petersen Nominated
06-07-62	Mendocino County Fund Shortage Referred to DA
06-28-62	Elliot Trial Mrs. Carson Quizzed On Reason for Will
07-25-62	Top Mendocino Officials Accused Ex-Deputies Ask Supervisors for Help p. 01
07-25-62	Top Mendocino Law Officers Are Accused p. 37
07-30-62	Mendocino Officials Named in Complaint Ex-Deputy Files Charges With Judge
08-01-62	Mendocino Complaints Dismissed
08-02-62	Mendocino Law Dispute Taken to Governor Brown
08-03-62	State Steps In At Mendocino
08-03-62	Mosk Calls Mendocino Dispute 'Interference'
08-05-62	Charges Against Three Mendocino Officials Dropped p. 01
08-05-62	Lawyers, Judges Busy In Mendocino Rukus p. 14A
08-19-62	Third Time Mendocino Officials Get Same Warrants Again
08-21-62	Mendocino Complaints Are Dismissed Again
08-26-62	State Investigator Accused of 'Collusion'
08-28-62	Ukiah Judge Dismisses Deputy DA Complaint

The Press Democrat (Cont'd)

Date	Article Title
08-29-62	Another Day, Another Warrant for Morton
08-30-62	Dismissal To Be Sought In New Morton Complaint
09-02-62	Mosk Is New Target In Long Ukiah Hassle
09-07-62	Tindall, Klee Take After Mosk in New Court Order
09-14-62	Judge Goss Arrested At Ukiah
09-18-62	Reporter Released Three Mendocino Officials in Court
09-19-62	Warrant War New Arrests In Mendocino
09-20-62	Warrant War Comstock To Preside
09-23-62	\$1.5 Million Suit In Mendocino Wrangle p. 01
09-23-62	\$1.5 Million Suit In Mendocino Wrangle p. 14
09-30-62	Ukiah Warrants Die Under Dismissal Axe
10-12-62	Klee Trial Prelude to Attorney General Action Described by Ware
10-18-62	Seven Witnesses Heard In Klee Trial Defense
10-31-62	Mendocino Jury Acquits Klee On All Counts
11-06-62	New Flurry of Warrants In Mendocino Melodrama
11-08-62	Routine Mendocino Day: More Court Warrants
11-16-62	Warrant War Preliminary Hearing Ordered for Two Officials
11-22-62	State Will Fight Lowering Morton Bail
11-29-62	Bartolomie, Petersen Plea; Judge Dismisses Charges Morton, Attorney Clash in Hearing
01-27-63	'Warrant War' Continues In Ukiah Court
06-03-63	Historical Warrant Trial Opens in Ukiah
06-25-63	Trial Told About--- Shon and the Hidden Hundred Dollar Bills
06-26-63	Witness Says She's Followed
06-27-63	Pro-Klee Group Link Sought
06-28-63	Warrant War Trial Hears of Willits Case
06-30-63	Warrant War Trial May Take All Summer
07-02-63	Warrant Trial Jurors Lose Their Vacations
07-11-63	Objections Fly At Warrant Trial
07-16-63	Guthrie Tells How He Counted Wert Case Money
07-17-63	Judge Scolds Attorneys In Warrant Trial
07-18-63	'Redhead's' Letters Read at Warrant Trial
07-19-63	Sheriff On Stand At Trial
07-23-63	Sheriff Bartolomie Ends Testimony on Warrants
07-25-63	Sen. Petersen On Stand in Warrant Trial
07-26-63	Warrant Trial Recessed
08-01-63	Morton Bail Bond Move By Prosecution Is Denied
08-04-63	Morton's Wife On Stand As Defense Opens
08-06-63	Warrant War Deputies Tell Why They Quit

The Press Democrat (Cont'd)

Date	Article Title
08-07-63	Warrant War Bartolomie Foes on Stand
08-08-63	Morton Takes Stand on Warrants
08-09-63	Morton Tells Why Warrants
08-11-63	Petersen Reviews Legislation-NO MENTION VL
08-13-63	MORTON ILL Petersen Bill Would Have Halted Warrants
08-14-63	Morton Under Stiff Cross-Examination
08-15-63	Goldstein Rips Into Morton on Warrants
08-16-63	Morton Tried Willits Judge for Warrants
08-21-63	Warrant War 'Mendo Red' Tells Court of Beatings
08-22-63	Judge Tindall Tells His Side of Warrants
08-23-63	Tindall Denies Klee Tie With Warrants
08-27-63	Warrant War Trial Near End
08-28-63	Summing Up Underway In Warrant War Trial
09-05-63	Warrant Defendants Are All Found 'Guilty' Long Ukiah Trial Comes to Quick End
10-09-63	Morton Jailed for Year; Tindall, Evans Fined
10-10-63	Warrant War Finally Over

Ukiah Daily Journal

Date	Article Title
01-02-62	Busy Week Ahead For Oscar Klee
01-05-62	Grupp Defends Klee' Charges 'Ridiculous'
01-15-62	Klee Defense Group Names Officers
02-01-62	O Grupp's Klee Defense v DA
02-10-62	Grupp to the Rescue
02-28-62	Attorney Fees County 'Baby,' Scaramella, Hartley Believe
03-08-62	D.A. a Candidate Frank Petersen Enters Race For State Senate p. 01
03-08-62	D.A. a Candidate p. 08
04-06-62	Klee Setback Finley Denies Grupp Motion to Quash Felony Indictments
04-10-62	Klee Charges 'Deal' Made on Road Report p. 01
04-10-62	Klee Charges p. 08
04-24-62	<u>Antidote for Shutdowns</u> Highway, Building Funds Bolster County's Economy
04-25-62	Explaining the Problem
05-01-62	Vivian Martin Outlines District's Pressing Needs
05-02-62	Slattery Endorses Petersen For 4th District Senator
05-09-62	<u>Candidate Outlines Issues</u> Petersen Sees Water Development as Vital
05-18-62	Parade, Talk Planned
05-24-62	Law Enforcement 'Good' Grand Jury Dumps Klee-Duncan Charges as Politics p. 01
05-24-62	Grand Jury p. 06
05-24-62	Frank S. Petersen Campaign Ad p. 06
05-28-62	Robert Morton Quits Post as Deputy Sheriff; Supervisor Klee's Trial Set by Burke for Sept. 17
05-29-62	Spokesman Says Not 'Political' p. 01
05-29-62	Five Deputies p. 03
05-31-62	Political Maneuvering Hits All-Time Bottom
06-04-62	Frank S. Petersen Ad & ~500 Endorsers
06-06-62	<u>75 Per Cent Turnout</u> Winslow Over Busch In Judge Contest; Brown Beats Hawkins
07-25-62	Sheriff and D.A. Accused p. 01
07-25-62	Former Deputies p. 03
07-31-62	Burke May Rule Today on Morton Charges
08-01-62	Morton Suffers Setback
08-03-62	<u>Stefani Also Cited</u> Attorney General Terms Action Gross Interference
08-06-62	Complaints 'Groundless' Charges Dismissed Against Three County Officials p. 01
08-06-62	Complaints p. 08
08-07-62	County Once More Target of Ridicule

Ukiah Daily Journal (Cont'd)

Date	Article Title
08-08-62	<u>Charges Conspiracy</u> Petersen Demands Retractions; Says He Will Sue
08-20-62	3 Officials Again Target of Warrants; Oscar Klee Joins Employees Group
08-21-62	Charges 'Fanciful' Judge Goss Dismisses Charges Against 3 County Officials p. 01
08-21-62	A Type of Advertising We Can Do Without p. 05
08-27-62	O'Brien Warrant Target Attorney General Raps Tindall's Judicial Antics p. 01
08-27-62	Attorney p. 05
08-30-62	Warrants Fly Thick and Fast p. 01
08-30-62	Warrants p. 08
08-31-62	Attorneys Hit Warrants as Persecution
09-04-62	AG's Office Promises Move Against Tindall
09-13-62	'Collusion, Deceit' Is Charged
09-18-62	<u>Officials Cleared</u> Marin County Judge Dismisses Complaints
09-19-62	Reporter to File Suit Kathy Hunter Angered by False Arrest p. 01
09-19-62	Reporter to p. 08
09-25-62	<u>Mosk Criticized</u> Contempt of Court Charge Dismissed
09-26-62	Grand Jury Will Convene To Hear Mosk's Findings <u>Probe of Judges</u> Famed Racket Buster Alvin Goldstein To Present Evidence
09-26-62	Wener Will Support Petersen
10-01-62	Charges Against Mrs. Hunter Dismissed; Never Should Have Been Filed, Says Judge p. 01
10-01-62	Oscar Klee Goes On Trial; Venire of 140 Summoned p. 01
10-01-62	Demos Condemn Unfair Tactics Against Petersen p. 05
10-03-62	Jury Selected Prosecutor Details Counts Against Klee p. 01
10-03-62	Jury Selected p. 03
10-04-62	Parade of Witnesses Called in Klee Trial p. 01
10-04-62	Parade of p. 08
10-17-62	Co. Road Commissioner Quits Personnel Director Hired Severance Resigns After 34 Years Of County Service p. 01
10-17-62	Motion to Dismiss Klee Charges Denied by Judge p. 01
10-19-62	8 Jurors Morton's Target Charges Bias, Prejudice
10-22-62	Klee Testifies He Attempted to Equip Big River Court
10-31-62	Jury Finds Klee Not Guilty Jury Out Only 6 1/2 Hours p. 01
10-31-62	Jury Finds p. 08

Ukiah Daily Journal (Cont'd)

Date	Article Title
11-05-62	New War Breaks Out on Warrant \$250,000 Damage Suit Filed p. 01
11-05-62	New War p. 06
11-07-62	Petersen-Miller Are Victorious <u>HS Tax Hike Fails</u> Record Turn Out Gives Democrats Sweeping Victory
11-16-62	'Warrants' Will Go to Preliminary; Oscar Klee In Court on Lawsuit
11-20-62	Tindall and Evans Indicted for Conspiracy <u>Judges Booked, Freed</u> Grand Jury Action Jails Morton; ABP Issued for Shon
11-28-62	Morton Rapped As Thomas Kills Warrants
06-17-63	Evans Seeks Counsel Opening Argument By Goldstein in Conspiracy Trial p. 01
06-17-63	Evans Seeks p. 08
06-19-63	'Behind Bars' Ex-Deputy Testifies Morton and Shon Out to Get Sheriff p. 01
06-19-63	Ex-Deputy p. 08
06-20-63	Atmosphere Charged Heated Exchanges Plague Judge in 'Warrant' Trial p. 01
06-20-63	Heated Exchange p. 08
06-25-63	Morton 'On Air' Sheriff Bears Brunt Of Accusations In KMSL Playbacks p. 01
06-25-63	Sheriff Bears Brunt p. 08
06-26-63	Third Day On Stand Mrs. Anderson Has Trouble Recalling Volunteers Names p. 01
06-26-63	Mrs. Anderson p. 08
06-27-63	Notes No Help 'Hostile' Witness Leaves Stand; Memory No Better p. 01
06-27-63	Notes No Help p. 08
06-28-63	Mosk Aide Tells Court More About Broadcasts p. 01
06-28-63	Mosk Tells All p. 06
07-09-63	<u>Now in 6th Week</u> State Offers Long List of Warrants In Conspiracy Trial
07-10-63	<u>The 'Secret' Is Out</u> Now It Can Be Told—Tindall Was Head Of the 'Volunteers'
07-12-63	Bombshell Exploded Prosecution Hints 'Frame' of Sheriff p. 01
07-12-63	Constable p. 08
07-18-63	Conflicting Testimony Shon's Letters Take The Limelight In Conspiracy Trial p. 01
07-18-63	Letters To p. 03

Ukiah Daily Journal (Cont'd)

Date	Article Title
07-23-63	Bartolomie Stands Ground Sheriff, Fitzgerald In Shouting Match p. 01
07-23-63	Bartolomie p. 08
07-24-63	Prisoner 'Talkative' Told to Leave Town, Shon Informs Deputy p. 01
07-24-63	Prisoner Talkative p. 08
07-25-63	Believed Morton on 'Vendetta' Ukiah Police Chief Says Warrant War 'Wrong and Illegal' p. 01
07-25-63	Ukiah Police Chief p. 05
07-26-63	Brief 'Vacation' Warrant Trial Ends 8th Week with Senator on Stand p. 01
07-26-63	Warrant Trial in Eighth Week p. 05
08-02-63	Morton's Wife on Stand 'Good Faith' Claimed by Defense p. 01
08-06-63	Mulrooney Admits Bombing Episode p. 01
08-06-63	Mulrooney p. 08
08-07-63	Doll McConathy III Warrants War Jury Has First Casualty
08-16-63	'Whitewash' Charged By Morton p. 01
08-16-63	'Whitewash' p. 05
08-21-63	Redhead on Stand Shon Salisbury Testifies She 'Feared for Life' p. 01
08-21-63	Redhead p. 08
08-23-63	Klee Scheduled to Take Stand In Warrant Trial Tindall Concludes Testimony p. 01
08-23-63	Klee Scheduled p. 08
08-27-63	Defense Rests in 'Warrant' Trial 'Nothing to Disprove' Judge Evans Fails To Take Stand In Own Defense p. 01
08-27-63	Defense Rests p. 08
08-29-63	Goldstein Still Arguing State's Case p. 01
08-29-63	Goldstein Still p. 08
08-30-63	Conspiracy Picture Is Drawn p. 01
08-30-63	Conspiracy p. 08
09-03-63	Guthrie Castigated Bob Morton Pictured As Innocent Tool p. 01
09-03-63	Bob Morton p. 05
09-04-63	'Warrant War' Trial Goes to Jury Defense Pleads 'Faith' p. 01
09-04-63	Warrant War p. 08

Ukiah Daily Journal (Cont'd)

Date	Article Title
09-05-63	The Verdict Is Guilty Brief Deliberation 'Warrant War' Jury Finds All Four Defendants Guilty p. 01
09-05-63	Warrant War p. 05
09-09-63	Tindall Sits It Out Evans and Guthrie Expected to Resign Tomorrow p. 01
09-09-63	Tindall Sits p. 05
10-09-63	Morton Jailed; Heavy Fines for Judges Probation Granted Ex-Deputy Sentenced To Year In Jail; Shon Gets 30 Days p. 01
10-09-63	Ex-Deputy p. 08

Exhibit 2

Senate Calendar

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FINAL CALENDAR OF LEGISLATIVE BUSINESS

1177—McAteer (Coauthors. Assemblymen Foran, Marks, Meyers, Burton, and Gaffney), April 9. To Com. on L. Gov.

An act to amend Section 71142 of the Government Code, relating to municipal courts.

April 9—Read first time. To printer. From printer. To committee.

May 10—From committee with author's amendments. Read second time

Amended To print Re-referred to committee

May 22—From committee Do pass as amended To Consent Calendar.

May 23—Read second time. Amended. To print, engrossment and to Consent Calendar.

May 24—Reported correctly engrossed

May 27—Read third time, passed, title approved. To Assembly.

May 28—In Assembly. Read first time. Held at desk.

May 29—Referred to Com. on Jud.

June 11—From committee. Do pass as amended. To Consent Calendar.

June 13—Read second time. Amended To printer. From printer. Ordered returned to second reading file

June 14—Read second time. To Consent Calendar.

June 17—Read third time, passed, title approved To Senate

June 17—In Senate To unfinished business

June 18—Senate concurs in Assembly amendment To enrollment.

June 24—Reported correctly enrolled To Governor at 3 p m

July 23—Approved by Governor Chapter 2058

1178—McAteer and Burns, April 9. To Com. on Gov. Eff.

An act to amend Sections 19483 and 19484 of and to add Section 19537 5 to, the Business and Professions Code, relating to horsebreeding

April 9—Read first time. To printer. From printer. To committee.

May 23—From committee: Do pass. To Consent Calendar.

May 30—Read second time, to engrossment and to Consent Calendar.

May 31—Reported correctly engrossed From Consent Calendar to second reading file

June 3—Read second time, to engrossment and third reading.

June 4—Read third time, passed, title approved To Assembly.

June 5—In Assembly Read first time Held at desk

June 9—Referred to Com. on W & M

June 7—From committee with author's amendments. Read second time

Amended To print Re-referred to Com. on W & M

June 14—From committee: Do pass To Consent Calendar.

June 15—Read second time To Consent Calendar

June 18—Read third time, passed, title approved. To Senate

June 18—In Senate. To unfinished business.

June 19—Senate concurs in Assembly amendment. To enrollment.

June 26—Reported correctly enrolled To Governor at 4 45 p m.

July 23—Approved by Governor Chapter 2059

1179—Petersen, April 9. To Com. on Jud.

An act to add Title 3A (commencing with Section 391) to Part 2 of the Code of Civil Procedure, relating to vexatious litigants.

April 9—Read first time. To printer. From printer. To committee.

May 27—From committee: Do pass.

May 28—Read second time, to engrossment and third reading.

May 29—Reported correctly engrossed. Read third time, passed, title approved. To Assembly.

May 30—In Assembly Read first time Held at desk.

May 31—Referred to Com. on Jud.

June 13—From committee. Do pass as amended

June 14—Read second time. Amended. To printer. From printer. Ordered returned to second reading file

June 15—Read second time. To third reading

June 17—Read third time, passed, title approved. To Senate.

June 17—In Senate. To unfinished business

June 18—Senate concurs in Assembly amendment. To enrollment.

July 3—Reported correctly enrolled. To Governor at 2 p m.

July 13—Approved by Governor Chapter 1471.

Exhibit 3

Reporter's Transcript 4/28/16 Excerpt

1 proof of service went out by mail on April 25th by the
2 Clerk's Office. It was filed by the Clerk's Office
3 April 22nd, and the judge actually made the decision on
4 April 11th.

5 MR. HADSELL: May I have a copy of that then, your
6 Honor? I have not received a copy of that.

7 THE COURT: We can give you a copy.

8 MR. HADSELL: Thank you very much.

9 Even though that has gone out, that is not a final
10 determination. I still have an opportunity for a writ of
11 mandamus, so you would still remain disqualified until a
12 final determination has been made.

13 MS. WAPNICK: This is a final determination, your
14 Honor. It's not subject to appeal.

15 THE COURT: Yes, it is a final determination. I
16 don't think you have a right to a writ.

17 MR. HADSELL: I have a writ of mandamus, but
18 that's fine, your Honor. It's on the record.

19 MS. WAPNICK: There is no record, your Honor.
20 There is no stipulation for the court reporter.

21 THE COURT: Oh, okay.

22 MR. HADSELL: I'm -- I don't understand that
23 either, your Honor, but to the extent that there's any
24 confusion on the parties' part, the last time we had a
25 court reporter was in front of Judge Bowen, and -- yes,
26 Judge Bowen, and he just made a court order that we would
27 have a court report for, so may I request the court order
28 for a court reporter today?

Exhibit 4

Judge Mockler Reversal Examples

Date	Case	IDCA Statement	Comment
2023-01-11	Polk v. Super. Ct.	On January 3, 2023, respondent superior court vacated its order of November 21, 2022, denying petitioner's peremptory challenge under Code of Civil Procedure section 170.6.	Later mooted when case assigned to another judge.
2021-04-15	Ionescu v. Super. Ct.	Let a peremptory writ of mandate issue directing respondent superior court to vacate its order of March 8, 2021, striking petitioner's challenge for cause pursuant to Code of Civil Procedure section 170.1 as untimely.	Failure to hold CCP 170.1 DQ hearing.
2020-06-23	Ku v. Super. Ct.	Let a peremptory writ of mandate issue directing respondent superior court to set aside and vacate the portion of its January 24, 2020 order denying Petitioner's motion to bifurcate...	
2020-01-03	McNemar v. Johnson	The order denying Johnson's motion to quash service of the five-year restraining order is reversed. The matter is remanded to the trial court with directions to enter a new order granting the motion to quash and vacating the five-year restraining order.	
2017-08-30	People v. St. Onge	We reverse the order denying St. Onge's motion to suppress.... [W]e also reverse the order denying the section 995 motion.	
2017-04-27	Ilalib v. Super. Ct.	The court has conducted a detailed review of the record and petitioner's briefing. It appears respondent superior court erred when it denied petitioner's ex parte request for a Temporary Restraining Order (TRO) protecting her and her minor child...	
2016-11-15	People v. Nieto	The order of September 11, 2015 denying defendant's section 1170.18 petition for resentencing is reversed...	

Judge Mockler Reversal Examples

Date	Case	1DCA Statement	Comment
2016-11-03	Jacobs v. Super. Ct.	Respondent Superior Court also ordered that "reunification therapy shall commence..." It appears the court erred in making that order without receiving live competent testimony under Family Code section 217 or making the findings required by Family Code section 3190.... [L]et an alternative writ of mandate issue directing respondent Superior Court to vacate its order and to conduct a hearing...	
2016-08-08	People v. Moore	The order revoking Moore's outpatient status is reversed. Failure to hold hearing and the case is remanded to allow Moore a hearing, as required under section 1608.	
2016-06-08	In re Thomas D. Wallace on Habeas Corpus	The judgment of the Contra Costa County Superior Court in case No. 5-140063-9 is vacated and the case is remanded to the superior court with directions to grant the motion to suppress.	
2016-04-29	People v. Payne	The postjudgment order of the trial court denying Proposition 47 relief is vacated...	8/6/15, Roberta Simon, court appointed counsel for appellant This letter is to advise the Court of Appeal that because the Attorney General has conceded the only issue in this appeal, appellant will not be filing a reply brief.
2016-03-30	People v. Gamboa	The probation conditions are modified to vacate the condition related to alcohol use and clarify that the drug condition applies only to illegal use or possession. The orders directing the payment of attorney fees and a probation report fee are vacated and the probation order is modified to reflect a criminal conviction assessment fee of \$150.	
2016-02-22	People v. Sactern	The order denying defendant's petition pursuant to Penal Code section 1170.18 is reversed...	
2016-02-09	People v. Wallace	The judgment is reversed with directions to grant the motion to suppress.	

Judge Mockler Reversal Examples

Date	Case	IDCA Statement	Comment
2015-12-09	People v. Calihan	The August 6, 2015 order denying the petition for a writ of habeas corpus is remanded to the trial court for further consideration.	
2015-10-26	People v. Waters	We... find the restitution order was an act in excess of the trial court's jurisdiction.	No SMJ.
2015-08-03	People v. Wooten	The attorney general concedes defendant should have received a hearing.... Accordingly, the order executing sentence is reversed.	Failure to hold hearing. Attorney General conceded the issue.
2015-06-29	Duplay v. Super. Ct.	[L]et an alternative writ of mandate issue commanding respondent Contra Costa County Superior Court, in its case number 51406404, to hold a hearing forthwith...	Failure to hold hearing.
2015-05-05	Angulo v. Super. Ct.	[L]et a peremptory writ of mandate issue commanding respondent Superior Court... to vacate its order entered on January 30, 2015, denying Angulo's petition for recall of sentence.	

Exhibit 5

10/31/18 Humes Denied Appeal Filing

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FIRST APPELLATE DISTRICT

CHRISTOPHER HADSELL,

Appellant,

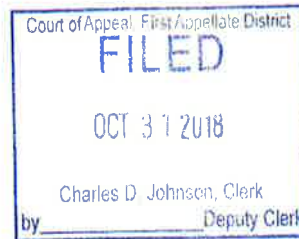
v.

CATHERINE HADSELL,

Respondent.

A155591

(Contra Costa County
Super. Ct. No. MSD1100783)



COPY

Christopher Hadsell has been declared to be a vexatious litigant and is subject to a prefiling order. On October 26, 2018, Mr. Hadsell filed an application seeking permission to appeal an August 14, 2018, judgment filed in the Contra Costa County superior court. The application is denied. Mr. Hadsell has failed to show the vexatious litigant rules as articulated in *John v. Superior Court* (2016) 63 Cal.4th 91, do not apply to him. Furthermore, Mr. Hadsell has failed to show a reasonable possibility his appeal has merit. (Code Civ. Proc., § 391.7.)

The matter is now complete as to this court.

Dated: OCT 31 2018

HUMES, A.P.J.

A.P.J.

Exhibit 6

11/28/23 Humes Denied Appeal Application

Court of Appeal, First Appellate District
Charles D. Johnson, Clerk/Executive Officer
Electronically FILED on 11/28/2023 by S. Diener, Deputy Clerk

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIRST APPELLATE DISTRICT

Estate of CHARLES RICHARD
HADSELL, Deceased.

CHRISTOPHER HADSELL,
Plaintiff and Appellant,

v.

CATHERINE ISHAM et al.,
Defendants and Respondents.

A168257

(Contra Costa County
Super. Ct. No. P2200643)

Christopher Hadsell has been declared a vexatious litigant; he is subject to a prefiling order. (Code Civ. Proc., §§ 391, 391.7; all statutory references are to this code.) He seeks permission to appeal a July 2023 order denying his “motion to vacate and enter different 4/11/23 judgments pursuant to CCP §§ 663 and 663a.” (Capitalization omitted.) Application for permission to appeal is denied. Hadsell has failed to show the vexatious litigant rules as articulated in *John v. Superior Court* (2016) 63 Cal.4th 91 do not apply to him. He has also failed to demonstrate a reasonable possibility his appeal has merit. (§ 391.7, subd. (b); *Kobayashi v. Superior Court* (2009) 175 Cal.App.4th 536, 541, 544.) The appeal is dismissed. The matter is deemed complete in this court.

Dated: 11/28/2023

Humes, A.P.J., A. P. J.