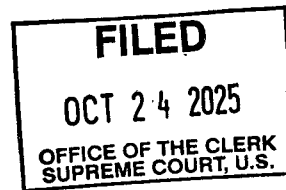


ORIGINAL

No. \_\_\_\_\_

25-6226



IN THE

SUPREME COURT OF THE UNITED STATES

CHRISTOPHER GREGORY PETITIONER  
(Your Name)

vs.

Jason Schultz et al. — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

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

PETITION FOR WRIT OF CERTIORARI

Chris Gregory CDCK# BY7912  
(Your Name)

CSP- SAC P.O. Box 290066  
(Address)

Represa, CA 95691  
(City, State, Zip Code)

N/A  
(Phone Number)

### QUESTION(S) PRESENTED

Is it not wrongful imprisonment to send someone to prison who has not been charged and convicted of a crime?

The Welfare and Institutions Code 7301 should be considered an unconstitutional abuse of power, since it sends a non-convicted NGRT P.C. 1026 civil committed person to prison without vacating the N6KI and without a court trial, charges, conviction, judge, jury or attorney should it not?

Is it not a obvious conflict of interest and a biased one at that to not have an independent party that does not work for the hospital or CDCR decide if a transfer to prison is appropriate for a non-convicted mental patient?

Is it not a violation of my due process rights and my liberty interests to transfer me to maximum security Level 4 EOP prison when my current charges from over 8 years ago if criminally convicted would not place me at maximum security level 4 ~~prison~~ <sup>inmate</sup> is this not punishment?

## LIST OF PARTIES

[ ] All parties appear in the caption of the case on the cover page.

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

CDCR secretary Jeff Macomber  
The DSH Director of CA  
Napa State Hosp. Executive Director  
Jennie Clay  
The Director Review Board of CA

## RELATED CASES

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## INDEX TO APPENDICES

APPENDIX A	1st District Court of Appeals. Denied Petition claiming no "Prima Facie"
APPENDIX B	Del Norte superior Court gave order to show cause yet provided no attorney and sent mail to wrong address so no reply from me came. Denied no "Prima Facie"
APPENDIX C	CA supreme Court denied in Banc Petition For Review
APPENDIX D	Exhibit "A" case laws related to transfer and NGRJ's not being subject to being put in prison.
APPENDIX E	

## APPENDIX F

Note\* I do not have copies of the denial of writ of Habeas Corpus for the Superior Court or the Court of Appeal, I sent them in on appeals and didn't receive them back. The cases are published though on the web. Del Norte County's court website has the case listed as HC245045 and the Court of Appeal (1st District) has the case listed as A173565 both denials thank you.

## TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

STATUTES AND RULES

OTHER To make it simple I placed an exhibit "A" with case law Related to Transfer in Appendix "D" the same case laws I used in my habeas corpus' at the state levels.

IN THE  
SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF CERTIORARI

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

**OPINIONS BELOW**

☐ For cases from **federal courts**:

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

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

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

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

☐ For cases from **state courts**:

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

- ☒ reported at ~~Sept. 29 2025~~ Oct. 1, 2025; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

The opinion of the 1st District Court of Appeals court appears at Appendix A to the petition and is

- ☒ reported at Sept. 9 2025; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

## JURISDICTION

☐ For cases from **federal courts**:

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

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

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

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

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

☐ For cases from **state courts**:

The date on which the highest state court decided my case was 10/11/25  
9/29/25.  
A copy of that decision appears at Appendix C.

☒ A timely petition for rehearing was thereafter denied on the following date:  
9/29/25 10/11/25, and a copy of the order denying rehearing appears at Appendix C.

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

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

## CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

The 5th and 14th amendments to the Constitution of the United States  
The rights to proper Due process.

My liberty interests under the Due Process clause are triggered since I've been transferred to Maximum Security.

(Penal Code 1026) "[T]he insane defendant can never be sent to a prison..."

~~People v. Buttes (1982)~~

The <sup>CA</sup> W.I.C. 7301 states that I am supposed to be charged and convicted of a crime for this transfer and I wasn't.



STATEMENT OF THE CASE

I have been transferred to state prison to ASP-SAC level 4 maximum security prison without being charged and convicted of a crime. It was done also without a day in court, a judge, a jury, or a attorney to defend me, this unconstitutional and obvious violation of proper due process is known as the CA Welfare and Institutions Code 7301. This action takes a civilly detained unconvicted citizen and transfers them to prison without a trial and is obviously a biased action that allows a huge abuse of power to happen. I am a mental patient that took a not guilty By Reason of Insanity plea and have been acquitted meaning not convicted of anything. I'm currently sentenced under. The reason Napa State Hospital sent me here was that due to abuse from NSH staff I had to physically defend myself through violence on 2 separate occasions. I asked Patients Rights and NSH Executive Director Jeanie clay to move me to another hospital due to retaliation and abuse from staff more than once prior to the altercations and they wouldn't move me.

## REASONS FOR GRANTING THE PETITION

The Welfare and Institutions Code 7301 in California violates proper due process, in my case especially since I was not charged with a crime nor convicted of a crime prior to being transferred to prison, which is supposed to be part of the CA WIC 7301 transfer. This action is unconstitutional because it does violate proper due process under the 14th amendment by not involving an uninvolved 3rd party or affording me a day in court with an attorney to defend myself. This current allowed use of the WIC 7301 leaves patients vulnerable to a huge abuse of power that has no independent checks to make sure it's not being abused. This concerns a lot of mentally ill patients in CA that could unconstitutionally be sent to prison without proper due process. Especially because they are usually sent to Maximum Security Level 4 unjustifiably.

### CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Chris Bunn

Date: 10/22/25