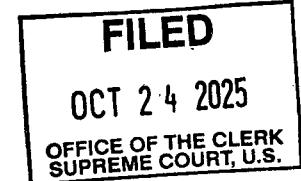


ORIGINAL

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 COCR# BY7912
(Your Name)

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

Represa, CA 95671
(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 NGRI P.C. 1026 civil committed person to prison without vacating the NGRI 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 ~~inmate~~ 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 4 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 _____.
10/11/25

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 9/29/25.
A copy of that decision appears at Appendix ¶ C.
9/29/25

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 _____.
10/11/25

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) "IT]he insane defendant can never be sent to a prison."
People v. Buttes (1982)

The ^{CA} W.I.C. 7301 states that I am supposed to be charged and convicted of a crime for this transfer and I wasn't.

I have been transferred to staff
position of ESP-SAC level 4 maximum security
prison without being charged and con-
victed of a crime. If was done also
without a day in court a judge a
jury, or a attorney to defend me
this unconstititional and obvious vi-
olation of proper due process is known
as the CA Welfare and Justicelaws
Code 7301, this action violates a civil
defended unconstitutional citizen and transfers
from of prison without a trial and is
obviously a biased action that allows a
huge abuse of power of happen. I am
a mental patient that took a lot of GUI/fy
by reason of Insanity plea and have been
acquitted meaning not convicted of any thing
I'm currently sentenced under. The reason
Napa Safe Hospital set me here was that
due to abuse from NSH staff I had of phy-
-ically defend myself through violence on 2 sep-
-erative occasions. I asked patients rights and NSH
Hospital due to refection Jeanie Clay to move me to another
Executive Director to the office of the attorney and abuse from staff more
than once prior to the affidavits and they more

STATEMENT OF THE CASE

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 WFC 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 Henry

Date: 10/22/25