AO 241 (Rev. 01 15)

## PETITION UNDER 28 U.S.C. § 2254 FOR WRIT OF - HABEAS CORPUS BY A PERSON IN STATE CUSTODY

MAD 2 7 2025

II 1 10 0					1	MAR Z / ZUZS
United States Distric			Dis	trict: E	astern	CLERK, U.S. DISTRICT COURT
Name (under which you v	were convicted): Datt	yl Burghardt			E/ BY	STERREDIGTRIGITATE SALIFORN DEFUTYCLERK
Place of Continement Rehabilitation (LD	(R) California Depo	istment of corre	ction	s and	Prisoner No.:	F-61090
Petitioner (include the na	nme under which you were	convicted)	Res	pondent	tauthorized person h	naving custody of petitioner)
Darryl Burgha	idt	v	. Je	.ff M	Nacombet	•
The Attorney General	of the State of: (a	lifornia				
31128	<del></del>	- W. W			16(P. + 2'	25-W-0960-SCR
		PETIT	TION	,	uso m. z	
1. (a) Name and	l location of court the	nt entered the judgme	ent of c	onviction	ı you are challen	ging:
Sacram	ento County S	Superior Court	, 72	0 9th	street, Roc	im 101, Sacramento,
CA 959	114-1302		· 	· · · · · · · · · · · · · · · · · · ·		
			•••		0 4040	
(b) Criminal	docket or case number	er (if you know):	211	E001	868	bet. See ground one & two to
	e judgment of convic	tion (if you know):	retn Justif	y why	petitiones de	esa't remember.
(b) Date of se	-0. 7	dud -				
<ol><li>Length of sen</li></ol>	ET AEMIS	to life as it is 1				/
	were you convicted or					☐ Yes ☑ No
<ol><li>Identify all cr</li></ol>	rimes of which you w	ere convicted and se	ntence	d in this	case: Batt	ety on a son-prisoner
ryl Burg	ihardt H	F-6109	0			
Box 1050	6-3/205	SVSP				
edad, CA	93960		• • • •			
6. (a) What was	your plea? (Check o	ne)	_			2 2 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3
	<b>A</b> (1)	Not guilty	J	(3)	Nolo contende	re (no contest)
	(7) (2)	Guilty	П	(4)	Insanity plea	

-	and the state of t							
(c) If	you went to tr	rial what k	ind of trial	did you have	2 (Charl: one	· · · · · · · · · · · · · · · · · · ·		
(0)	Jury		dge only	ala you have	. (Check one	,		
Did y	ou testify at a		VIE 1 - 1 - 5	or a post-tria	al hearing?			
•		e No			<b>.</b>	•		
Did y	ou appeal fror	n the judgn	nent of con-	viction? Pe	titioner w	asn't a	WASE. SP	e ground 1
12:0×13:00:00 <del>-</del> 01	☐ Yes	⊠ No		. 0	( and )	W3/1 1 W	w	c ground .
If you	did appeal, a	nswer the f	ollowing:					
(a) Na	ame of court:	NA-						
(b) Do	ocket or case n			NA -			_	
(c) Re	sult:	NA -						
(d) Da	ate of result (if	3555	): A/A —				200 000000	
	tation to the ca			NA -				
(f) Gro	ounds raised:	NA -		5-10				
		14/1						
-		The same (respect to the same same same same same same same sam						
						-	-	
							**	
-				-				
		ther review	by a highe	r state court	? 🗆 Y	es 🗹	No	
(g) Die	d you seek fur		wing:				*1	
(g) Did	d you seek fur If yes, answ	er the follo						
(g) Die			NA-					(2)
(g) Did	If yes, answ	f court:	NA - nber (if you	ı know):	NA -			

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	(5) Citation to the case (if you know): $NA$
	(6) Grounds raised: NA -
	(h) Did you file a petition for certiorari in the United States Supreme Court?
	If yes, answer the following:
	(1) Docket or case number (if you know): NA -  (2) Result: NA -
	(3) Date of result (if you know): NA -
	(4) Citation to the case (if you know): NA —
10.	Other than the direct appeals listed above, have you previously filed any other petitions, applications, or motions concerning this judgment of conviction in any state court?
11.	If your answer to Question 10 was "Yes," give the following information:
	(2) Docket or case number (if you know): 244(00248
	(2) Docket or case number (if you know): 24400248  (3) Date of filing (if you know): 5-30-2024
	(4) Nature of the proceeding: Petition for Writ of Habeas Corpus
	(5) Grounds raised: Unfair Trial-fetitioner's mental health wasn't taken
	into consideration & Ineffective Assistance of coursel
	MIN CONSIDERATION & IMETERCTIVE HISTISTANCE OF COUNSEL
	(6) Did you receive a hearing where evidence was given on your petition, application, or motion?  Tyes No
	(7) Result: Denied
	(8) Date of result (if you know): 8-12-2024

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(5) Grounds raised: Unfair Trial-Petitioner's mental health wasn't taken		(2) Docket or case number (if you know): <a href="mailto:c101928">C101928</a> (3) Date of filing (if you know): <a href="mailto:g-25-2029">9-25-2029</a>
(6) Did you receive a hearing where evidence was given on your petition, application. or motion?  Yes No  (7) Result: Defied  (8) Date of result (if you know): 9-20-2024  (c) If you filed any third petition, application, or motion, give the same information:  (1) Name of court: Supreme Court of California  (2) Docket or case number (if you know): \$287276  (3) Date of filing (if you know): 9-24-2024  (4) Nature of the proceeding: Petition for Writ of Habeas Corpus  (5) Grounds raised: Unfair Trial-Petitioner's mental health wasn't taken		
(6) Did you receive a hearing where evidence was given on your petition, application, or motion?  Yes No  (7) Result: Defied  (8) Date of result (if you know): 9-20-2024  (c) If you filed any third petition, application, or motion, give the same information:  (1) Name of court: Supreme Court of California  (2) Docket or case number (if you know): \$28,7276  (3) Date of filing (if you know): 9-24-2024  (4) Nature of the proceeding: Petition for Writ of Habeas Corpus  (5) Grounds raised: Unfair Trial-Petitioner's mental health wasn't taken		into consideration & Ineffective Assistance of Counsel
(6) Did you receive a hearing where evidence was given on your petition, application, or motion?  Yes No  (7) Result: Defied  (8) Date of result (if you know): 9-20-2024  (c) If you filed any third petition, application, or motion, give the same information:  (1) Name of court: Supreme Court of California  (2) Docket or case number (if you know): \$28,7276  (3) Date of filing (if you know): 9-24-2024  (4) Nature of the proceeding: Petition for Writ of Habeas Corpus  (5) Grounds raised: Unfair Trial-letitioner's mental health wasn't taken		
(6) Did you receive a hearing where evidence was given on your petition, application, or motion?  Yes No  (7) Result: Defied  (8) Date of result (if you know): 9-20-2024  (c) If you filed any third petition, application, or motion, give the same information:  (1) Name of court: Supreme Court of California  (2) Docket or case number (if you know): \$28,7276  (3) Date of filing (if you know): 9-24-2024  (4) Nature of the proceeding: Petition for Writ of Habeas Corpus  (5) Grounds raised: Unfair Trial-letitioner's mental health wasn't taken		
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(a) Date of result (if you know): 9-20-2024  (b) Date of result (if you know): 9-20-2024  (c) If you filed any third petition, application, or motion, give the same information:  (1) Name of court: Supreme Court of California  (2) Docket or case number (if you know): \$287276  (3) Date of filing (if you know): 9-24-2024  (4) Nature of the proceeding: Petition for Writ of Habeas Corpus  (5) Grounds raised: Unfair Trial-Petitioner's mental health wasn't taken		
(8) Date of result (if you know): 9-20-2024  (c) If you filed any third petition, application, or motion, give the same information:  (1) Name of court: Supreme Court of California  (2) Docket or case number (if you know): \$287276  (3) Date of filing (if you know): 9-24-2024  (4) Nature of the proceeding: Petition for Writ of Habeas Corpus  (5) Grounds raised: Unfair Trial-Petitioner's mental health wasn't taken		,
(8) Date of result (if you know): 9-20-2024  (c) If you filed any third petition, application, or motion, give the same information:  (1) Name of court: Supreme Court of California  (2) Docket or case number (if you know): 5287276  (3) Date of filing (if you know): 9-24-2024  (4) Nature of the proceeding: Petition for Writ of Habeas Corpus  (5) Grounds raised: Unfair Trial-Petitioner's mental health wasn't taken		(7) Result: Denied
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(2) Docket or case number (if you know): \$287276  (3) Date of filing (if you know): 9-24-2024  (4) Nature of the proceeding: Petition for Writ of Habeas Corpus  (5) Grounds raised: Unfair Trial-Petitioner's mental health wasn't taken		(1) Name of court: Supreme, Court of California
(3) Date of filing (if you know): 9-24-2024  (4) Nature of the proceeding: Petition for Writ of Habeas Corpus  (5) Grounds raised: Unfair Trial-Petitioner's mental health wasn't taken		(2) Docket or case number (if you know): \$28,7276
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(5) Grounds raised: Unfair Trial-Petitioner's mental health wasn't taken		
111. 0 001.31001471071		The state of the s

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(C) Did				.2
(6) Did you receive a hearing wh	ere evidence was	given on your petitio	n, application, or motion	1.
☐ Yes 👿 No				
(7) Result: Denied				
(8) Date of result (if you know):	3-12-202	5		
(d) Did you appeal to the highest state cou	rt having jurisdict	tion over the action to	iken on your petition, ap	plication.
or motion?				
(1) First petition: Yes	□ No			
(2) Second petition: Yes	□ No			
(3) Third petition: Yes	□ No	20		
e) If you did not appeal to the highest stat		isdiction explain wh	v von did not:	
o, in you did not appear to the ingliest state	c court having jui	isdiction, explain wil	y you and not.	
For this petition, state every ground on whaws, or treaties of the United States. Attaupporting each ground.  CAUTION: To proceed in the federal contact court remedies on each ground on forth all the grounds in this petition, you have a contact to the court remedies on the court remedi	ch additional page ourt, you must or which you reque I may be barred	es if you have more the dinarily first exhaus est action by the fede from presenting add	nan four grounds. State st (use up) your availab eral court. Also, if you litional grounds at a la	the facts ole fail to set ter date,
aws, or treaties of the United States. Atta supporting each ground.  CAUTION: To proceed in the federal contate-court remedies on each ground on forth all the grounds in this petition, you of the court in the grounds in this petition, you on the court in the grounds in this petition, you only one.	ourt, you must or which you reque may be barred	es if you have more the dinarily first exhaust action by the federal from presenting additional from the federal from presenting additional from the federal from presenting additional from the federal from the	nan four grounds. State st (use up) your availab eral court. Also, if you litional grounds at a la	the facts ole fail to set ter date.
aws, or treaties of the United States. Attaupporting each ground.  CAUTION: To proceed in the federal contate-court remedies on each ground on orth all the grounds in this petition, you on one:  Ineffective Assistanting facts (Do not argue or cite law. Just states)	ourt, you must or which you reque may be barred	es if you have more the dinarily first exhaust action by the federal from presenting additional forms of the federal from presenting additional facts that support you	nan four grounds. State  st (use up) your available all court. Also, if you litional grounds at a la	the facts  ole fail to set ter date.
aws, or treaties of the United States. Atta upporting each ground.  CAUTION: To proceed in the federal cotate-court remedies on each ground on orth all the grounds in this petition, you	ourt, you must or which you reque may be barred	es if you have more the dinarily first exhaust action by the federation presenting address that support you calcelation was	nan four grounds. State  st (use up) your available ral court. Also, if you litional grounds at a la	the facts  ole fail to set ter date.  2024, Pet

forth all the grounds in this petition, you may be barred from p Ineffective Assistance of **GROUND ONE:** 

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12.

(a) Supporting facts (Do not argue or cite law. Just state the specific facts that tioner found out his release date from state prison incarcer to year 2059. See Exhibit 1. Petitioner inquired about si no. 21 FE 00 1868 in Sacramento county Superior court is wh From Petitioner doesn't remember anyone applying additional years to his sentence for Petitioner has been incompetent to stand trial & incapacitated off & on For quite some time now in other cases like; 15 cms-7208, 16 cm-0779, 20 cm 2408, 19 cm-1117, 20 cm-2053, 23 cm-0694, 20 cm-3258, and 20 cm-1943, in kings county Superior Court. See 6-(b) If you did not exhaust your state remedies on Ground One, explain why:

Joseph B. Deilly of the person that was appointed to Petitionel as Petitioner's attorney failed to file a Notice of Appeal on Petitioner's behalf.

15)					Page
Direct Appeal of Ground One:					
(1) If you appealed from the judgment			Yes	No	)
(2) If you did not raise this issue in yo	ur direct appeal, explain why:	The senten	ina c	OUASE.	1
never filed a Notice	of Appeal on Petit	ioner's beho	IF.		
ost-Conviction Proceedings:					
(1) Did you raise this issue through a	ost-conviction motion or petitic	on for habeas corpus	in a state	trial court	r?
Yes D No					
(2) If your answer to Question (d)(1) i	s "Yes," state:				
Type of motion or petition: Petit	ion for Writ of Habe	as latous	*		
Name and location of the court where			Count	y Suner	ior L
(2) cA court of Appeal for the				,	, , , ,
Docket or case number (if you know):	1)244(80348 (2) (1014	928 \$ (3) 52872	76		
Date of the court's decision: (1) 8-1	2-2024. (2) 9-20-2024 1	(3) 3-12-2025			
Result (attach a copy of the court's opi		see Exhibit			
(3) Did you receive a hearing on your	notion or petition?		Yes	Ø No	
(4) Did you appeal from the denial of y	our motion or petition?	<b>,</b> 0	Yes	No No	
(5) If your answer to Question (d)(4) is	"Yes," did you raise this issue i	in the appeal?	Yes	□ No	
(6) If your answer to Question (d)(4) is	"Yes," state;				
Name and location of the court where	he appeal was filed: NA-				
Docket or case number (if you know):	NA				
Date of the court's decision:					
Result (attach a copy of the court's opin	tion or order, if available):	NA -			
(7) If your answer to Question (d)(4) or	Question (d)(5) is "No," explai	n why you did not ra	ise this is	ssue:	
Petitioner filed & refiled	his Petitions for Wr	it of Haheas	orpus	Front	he
lowest to the highest state	1			var variation (C)	

Filed a Notice of Appeal on Petitioner's behavior.  (d) Post-Conviction Proceedings:  (1) Did you raise this issue through a post-conviction motion or petition for Yes  No  (2) If your answer to Question (d)(1) is "Yes," state:	strative remedies. etc.) that you have
(a) Supporting facts (Do not argue or cite law. Just state the specific facts that support it it in All Found out his release date. From state prison in a compact form year 2034 to year 2059, see Exhibit 1. Petitioner in All Petitioner as informed that case no. 21 FE DO 1868 in Sactamento Control the additional years came from Petitioner doesn't additional years to his sentence for Petitioner doesn't additional years to his sentence for Petitioner has been fined incapacitated off on For quite some time now in 208, 16 cm-0779, 20 cm-2408, 19 cm-1117, 20 cm-26258, and 20 cm-1943, in Kings Quarty Superior Court.  (b) If you did not exhaust your state remedies on Ground Two, explain why: NA  (c) Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue (2) If you did not raise this issue in your direct appeal, explain why: The Filed a Notice of Appeal on Petitioner's behalf of Post-Conviction Proceedings:  (d) Post-Conviction Proceedings:  (1) Did you raise this issue through a post-conviction motion or petition for Yes  No  (2) If your answer to Question (d)(1) is "Yes." state:	ealth wasn't taken into
on year 2034 to year 2059, See Exhibit 1. Petitionel inquasinformed that case no. 21 FE 00 1868 in Sacramento Considere the additional years came from Petitionel doesn't additional years to his sentence for Petitionel has been richt incapacitated of for painte some time now in 208, 16 cm-0779, 20 cm-2408, 19 cm-1117, 20 cm-2408, 19 cm-1117, 20 cm-2408, 20 cm-1117, 20 cm-2408, 20 cm-1943, in Kings County Superior Court, (b) If you did not exhaust your state remedies on Ground Two, explain why: NA  (c) Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue (2) If you did not raise this issue in your direct appeal, explain why: The Filed a Notice of Appeal on Petitioner's behalf (d)  Post-Conviction Proceedings:  (1) Did you raise this issue through a post-conviction motion or petition for Yes  No  (2) If your answer to Question (d)(1) is "Yes." state:	
ditional years to his sentence for Petitional has been in the incapacitated off on Fol quite some time now in 108, 16 cm-0779, 20 cm-2408, 19 cm-1117, 20 cm-2408, 258, and 20 cm-1943, in Kings County Superior Court.  (b) If you did not exhaust your state remedies on Ground Two, explain why: NA  (c) Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue (2) If you did not raise this issue in your direct appeal, explain why: The Filed a Notice of Appeal on Petitional's behavior.  (d) Post-Conviction Proceedings:  (1) Did you raise this issue through a post-conviction motion or petition for Yes  No  (2) If your answer to Question (d)(1) is "Yes," state:	uised about such and he unty superior court is
(c) Direct Appeal of Ground Two:  (1) If you appealed from the judgment of conviction, did you raise this issue  (2) If you did not raise this issue in your direct appeal, explain why: The  Filed a Notice of Appeal on Petitioner's behavior.  (d) Post-Conviction Proceedings:  (1) Did you raise this issue through a post-conviction motion or petition for Yes	1 incompetent to stand other cases like; 15 cms- 053, 2) cm-0694, 20 cm-
(1) If you appealed from the judgment of conviction, did you raise this issue  (2) If you did not raise this issue in your direct appeal, explain why: The  Filed a Notice of Appeal on Petitioner's behavior  (d) Post-Conviction Proceedings:  (1) Did you raise this issue through a post-conviction motion or petition for  Yes	
(2) If you did not raise this issue in your direct appeal, explain why: The Filed a Notice of Appeal on Petitioner's behand  d) Post-Conviction Proceedings:  (1) Did you raise this issue through a post-conviction motion or petition for Yes  No  (2) If your answer to Question (d)(1) is "Yes," state:	
Filed a Notice of Appeal on Petitioner's behavior.  d) Post-Conviction Proceedings:  (1) Did you raise this issue through a post-conviction motion or petition for Yes  No  (2) If your answer to Question (d)(1) is "Yes," state:	? 🗇 Yes 😿 No
(1) Did you raise this issue through a post-conviction motion or petition for  Yes  No  (2) If your answer to Question (d)(1) is "Yes," state:	sentencing counselnever
Yes  No  (2) If your answer to Question (d)(1) is "Yes," state:	
-	habeas corpus in a state trial court?
· · · · · · · · · · · · · · · · ·	
Type of motion or petition: Petition for Writ of Habeas	
Name and location of the court where the motion or petition was filed: (1)  (out +, (2) CA Court of Appeal for the 3rd Distri	
Docket or case number (if you know): (1)24HC00248, (2) (10.	1928,4(3)5287276

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Fround Two (a) continued

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was offered to Petitioner either. Petitioner needs a new trial & the opportunity to testify on his behalf.

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	ou did not exhaust your state remedies on Ground Three, explain why:
	Direct Appeal of Ground Three:
	(1) If you appealed from the judgment of conviction, did you raise this issue? // - □ Yes □ No
	(2) If you did not raise this issue in your direct appeal, explain why:
	Post-Conviction Proceedings:
	(1) Did you raise this issue through a post-conviction motion or petition for habeas corpus in a state trial court? ///
	☐ Yes ☐ No
	(2) If your answer to Question (d)(1) is "Yes," state:
	Name and location of the court where the motion or petition was filed:
	Docket or case number (if you know): MA -
	Date of the court's decision:
	Result (attach a copy of the court's opinion or order, if available):
	(3) Did you receive a hearing on your motion or petition? NA~
	(4) Did you appeal from the denial of your motion or petition? NA -
	(5) If your answer to Question (d)(4) is "Yes," did you raise this issue in the appeal? NA Yes Solve
	(6) If your answer to Question (d)(4) is "Yes," state:
	(6) If your answer to Question (d)(4) is "Yes," state:  Name and location of the court where the appeal was filed:
	Name and location of the court where the appeal was filed: NA -
	Name and location of the court where the appeal was filed: NA -

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	(7) If your answer to Question (d)(4) or Question (d)(5) is "No." explain why you did not raise this issue:
(e)	Other Remedies: Describe any other procedures (such as habeas corpus, administrative remedies, etc.) that you have used to exhaust your state remedies on Ground Three:
GRO	ound four: NA -
(a) Si	upporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):
+	
(b) If	you did not exhaust your state remedies on Ground Four, explain why:
(c)	Direct Appeal of Ground Four:  (1) If you appealed from the judgment of conviction, did you raise this issue? NA -
(d)	Post-Conviction Proceedings:  (1) Did you raise this issue through a post-conviction motion or petition for habeas corpus in a state trial court? NA
	☐ Yes ☐ No
	(2) If your answer to Question (d)(1) is "Yes." state:
	Type of motion or petition: NA -

			-			
					***********	
				774		
Other Remedies: Descr	ibe any other	procedures (si	ich as habeas co	mus administr	ative remedies, et	c.) that you
have used to exhaust you	ır state remed	lies on Ground	Four: NA-			
	14 44					
						• three
			H.			
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presenting them:  (b) Is there any ground in this petition that has not been presented in some state or federal court? If so, wh ground or grounds have not been presented, and state your reasons for not presenting them:  **MA**  Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?  Yes SNO  If "Yes." state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  Yes SNO  Yes SNO  No  If "Yes." state the name and location of the court, the docket or case number, the type of proceeding, and the issuraised.	(a)	
If your answer is "No," state which grounds have not been so presented and give your reason(s) for not presenting them:  (b) Is there any ground in this petition that has not been presented in some state or federal court? If so, wh ground or grounds have not been presented, and state your reasons for not presenting them:  NA ~  Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?   Yes  No  No     If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?   Yes  No     If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issuraised.	X/	Have all grounds for relief that you have raised in this petition been presented to the highest state court
presenting them:  (b) Is there any ground in this petition that has not been presented in some state or federal court? If so, wh ground or grounds have not been presented, and state your reasons for not presenting them:  ***********************************		having jurisdiction? Yes  No
Is there any ground in this petition that has not been presented in some state or federal court? If so, wh ground or grounds have not been presented, and state your reasons for not presenting them:  ### A		If your answer is "No." state which grounds have not been so presented and give your reason(s) for not
(b) Is there any ground in this petition that has not been presented in some state or federal court? If so, wh ground or grounds have not been presented, and state your reasons for not presenting them:  ### *********************************		presenting them:
Is there any ground in this petition that has not been presented in some state or federal court? If so, whe ground or grounds have not been presented, and state your reasons for not presenting them:  NA		
(b) Is there any ground in this petition that has not been presented in some state or federal court? If so, whe ground or grounds have not been presented, and state your reasons for not presenting them:  ### *********************************		
Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?	(b)	Is there any ground in this petition that has not been presented in some state or federal court? If so, whi
Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?		ground or grounds have not been presented, and state your reasons for not presenting them:
that you challenge in this petition?		NA-
that you challenge in this petition?		
If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  The yes, state the name and location of the court, the docket or case number, the type of proceeding, and the issuestated.	Have :	you previously filed any type of petition, application, or motion in a federal court regarding the conviction
If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, the issues raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  The yes, "state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised.	that vo	ou challenge in this petition?
raised, the date of the court's decision, and the result for each petition, application, or motion filed. Attach a cop of any court opinion or order, if available.  Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  They so work the docket or case number, the type of proceeding, and the issuraised.	>:::::::::::::::::::::::::::::::::::::	2000
Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  The Solono  The Yes Solono  The type of proceeding, and the issuraised.		s. State the name and location of the court, the docket of case number, the type of proceeding, the issues
Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?		그렇다는 회사에 교육되었다. 그는 그와 그렇는 화면에서 그 이사를 되었다. 그는 그렇다면서 그 사람이 그 보았다는 그는 그 없었다면서 그리고 그 사람이 그렇다는 것이다. 그 때문에 그렇다는 그렇다는
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Do you have any petition or appeal now pending (filed and not decided yet) in any court, either state or federal, the judgment you are challenging?  The yes of No  If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issue and the issue of the court, the docket or case number.		
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(a) At preliminary	y hearing: Petitiones cannot remember.
(b) At arraignmen	nt and plea: Petitiones cannot semembes.
(c) At trial:	Petitioner cannot remember.
(d) At sentencing	Joseph B. Deilly at Professional Law Corporation, 2001
5. Street S	Sacramento, LA 95811
(e) On appeal:	NA-
(t) In any post-co	nviction proceeding: NA-
(g) On appeal from	m any ruling against you in a post-conviction proceeding. U/I ~
(g) On appeal froi	m any ruling against you in a post-conviction proceeding:
(g) On appeal from	m any ruling against you in a post-conviction proceeding:
	future sentence to serve after you complete the sentence for the judgment that you are
Do you have any	
Do you have any challenging?	future sentence to serve after you complete the sentence for the judgment that you are
Do you have any the challenging?  (a) If so, give name	future sentence to serve after you complete the sentence for the judgment that you are  Yes  No ne and location of court that imposed the other sentence you will serve in the future:
Do you have any the challenging?  (a) If so, give name	future sentence to serve after you complete the sentence for the judgment that you are  Yes  No
Do you have any the challenging?  (a) If so, give name of the challenging in the challenging?	future sentence to serve after you complete the sentence for the judgment that you are  Yes  No ne and location of court that imposed the other sentence you will serve in the future:  COUNTY SUPCTION COURT
Do you have any challenging?  (a) If so, give name  Monterey  (b) Give the date to	future sentence to serve after you complete the sentence for the judgment that you are  Yes No  ne and location of court that imposed the other sentence you will serve in the future:  COUNTY SUPCTION COURT  the other sentence was imposed: 7-3-2024
Do you have any challenging?  (a) If so, give name  Monterey  (b) Give the date to the length	future sentence to serve after you complete the sentence for the judgment that you are  Yes No  ne and location of court that imposed the other sentence you will serve in the future:  COUNTY SUPCTION COURT  the other sentence was imposed: 7-3-2024
Do you have any challenging?  (a) If so, give name  Monterey  (b) Give the date to  (c) Give the length  (d) Have you filed	future sentence to serve after you complete the sentence for the judgment that you are  Yes No  ne and location of court that imposed the other sentence you will serve in the future:  COUNTY SUPCTION COURT  the other sentence was imposed: 7-3-2024  th of the other sentence: 25 years to life
Do you have any challenging?  (a) If so, give named to the date the date the length (d) Have you filed future?	future sentence to serve after you complete the sentence for the judgment that you are  Yes No  ne and location of court that imposed the other sentence you will serve in the future:  COUNTY Superior Court  the other sentence was imposed: 7-3-2024  the other sentence: 25 years to life  d, or do you plan to file, any petition that challenges the judgment or sentence to be served in the
Do you have any challenging?  (a) If so, give named to the date the length (c) Give the length (d) Have you filed future?  TIMELINESS OF	future sentence to serve after you complete the sentence for the judgment that you are  Yes  No  ne and location of court that imposed the other sentence you will serve in the future:  COUNTY SUPCTION COUNT  the other sentence was imposed: 7-3-2024  the other sentence: 25 years to life  If or do you plan to file, any petition that challenges the judgment or sentence to be served in the  Yes  No
Do you have any challenging?  (a) If so, give named to the date of the length (d) Have you filed future?  TIMELINESS OF why the one-year:	future sentence to serve after you complete the sentence for the judgment that you are  Yes No  ne and location of court that imposed the other sentence you will serve in the future:  COUNTY SUPCTION COURT  the other sentence was imposed: 7-3-2024  the of the other sentence: 25 years to life.  If or do you plan to file, any petition that challenges the judgment or sentence to be served in the  Yes No  PETITION: If your judgment of conviction became final over one year ago, you must explain statute of limitations as contained in 28 U.S.C. § 2244(d) does not bar your petition.*
Do you have any challenging?  (a) If so, give name of the few of the date to the length (d) Have you filed future?  TIMELINESS OF why the one-year:	future sentence to serve after you complete the sentence for the judgment that you are  Yes

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- A one-year period of limitation shall apply to an application for a writ of habeas corpus by a person in (1) custody pursuant to the judgment of a State court. The limitation period shall run from the latest of
  - the date on which the judgment became final by the conclusion of direct review or the expiration (A) of the time for seeking such review;
  - the date on which the impediment to filing an application created by State action in violation of (B) the Constitution or laws of the United States is removed, if the applicant was prevented from filing by such state action;
  - the date on which the constitutional right asserted was initially recognized by the Supreme Court, (C) if the right has been newly recognized by the Supreme Court and made retroactively applicable to cases on collateral review: or
  - the date on which the factual predicate of the claim or claims presented could have been (D) discovered through the exercise of due diligence.

<sup>\*</sup> The Antiterrorism and Effective Death Penalty Act of 1996 ("AEDPA") as contained in 28 U.S.C. § 2244(d) provides in part that:

DD and Brushard D

Signature of Petitioner

If the person signing is not petitioner, state relationship to petitioner and explain why petitioner is not signing this petition.