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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

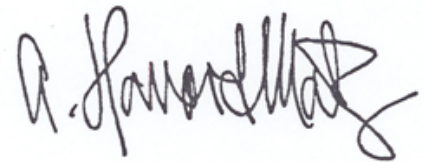
DARRYL ANDRES ESCALANTE,
Petitioner,
v.
RANDY GROUNDS, Warden,
Respondent.

NO. CV 02-7711 AHM (FMO)

JUDGMENT

IT IS ADJUDGED that Grounds Two and Three in petitioner’s Petition for Writ of Habeas Corpus (“Petition”) are **denied with prejudice**. The Petition is **granted** as to Ground One. Respondent is directed to release petitioner unless the State of California elects to grant petitioner a new trial within ninety (90) days of entry of Judgment.

DATED: June 14, 2012



A. HOWARD MATZ
UNITED STATES DISTRICT JUDGE

JS-6