



# United States District Court

SOUTHERN DISTRICT OF CALIFORNIA

Brandon Favor-El

Plaintiff,

v.

Warden Daniel Paramo

Defendant.

Case No. 15CV1418-JAH(JLB)

REPORT OF CLERK AND ORDER  
OF TRANSFER PURSUANT TO  
"LOW-NUMBER" RULE

JUL 24 2015

CLERK US DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY JH DEPUTY

### REPORT OF CLERK PURSUANT TO LOW NUMBER RULE

Re: "Low-Numbered Case No.: 14CV2352-H(BLM)

Title: Favor-El v. Paramo

Nature of Case: 28:2254 Petition for Writ of Habeas Corpus (State)

The above "low-numbered" case and the present case appear:

- (1) to arise from the same or substantially identical transactions, happenings or events; or
- (2) involve the same or substantially the same parties or property; or
- (3) involve the same patent or trademark or different patents or trademarks covering the same or substantially identical things; or
- (4) call for determination of the same or substantially identical questions of law; or
- (5) where a case is refiled within one year of having previously been terminated by the Court; or
- (6) for other reasons would entail unnecessary duplication of labor if heard by different judges.

New Case #: 15CV1418-H(BLM)

This case was transferred pursuant to the Low-Number Rule. The related cases have been assigned to the same judge and magistrate judge but they are NOT CONSOLIDATED at this point; all pleadings must still be filed separately in each case.

John Morrill, Clerk of Court,

Dated: 7/6/15

By: s/J. Petersen

J. Petersen, Deputy

### ORDER OF TRANSFER PURSUANT TO "LOW-NUMBER" RULE

I hereby consent to transfer of the above-entitled case to my calendar pursuant to Local Rule 40.1, Transfer of Civil Cases under "Low-Number" Rule.

Dated: 7/21/15

Marilyn L. Huff

United States District Judge

It appearing that the above-entitled case is properly transferable in accordance with the provisions of the Low-Number Rule, IT IS HEREBY ORDERED that this case is transferred to the calendar of Judge Marilyn L. Huff and Magistrate Judge Barbara Lynn Major for all further proceedings.

Dated: 7-24-15

John A. Houston  
United States District Judge

EX 1-A

***SAMPLE CIVIL RIGHTS COMPLAINT,  
IFP APPLICATION  
and INSTRUCTIONS  
(E-FILING PROGRAM ONLY)***



**For the  
UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

**INSTRUCTIONS FOR FILING A COMPLAINT IN THE EASTERN DISTRICT OF CALIFORNIA BY A PRISONER  
THROUGH THE E-FILING PROGRAM ONLY AGAINST STATE OR LOCAL GOVERNMENT EMPLOYEES UNDER THE  
CIVIL RIGHTS STATUTE 42 U.S.C. 1983**

An action under Section 1983 is available to challenge violations of the federal constitution or federal statutes which affect the conditions of your confinement or your treatment by state or local government employees. Although you may ask for and obtain money damages or an injunction under Section 1983, the court cannot issue an order which could affect the length of your sentence in any way. Those types of claims may be raised only through a petition for writ of habeas corpus. If you want to file a petition for writ of habeas corpus, you must do so on the correct forms, which are provided by the Clerk of the Court upon request.

Brandon Favor G-60488  
CSP Corcoran  
40501 King Avenue  
Corcoran, CA 93212



1/6 - 10043371



MIME-Version:1.0 From:cacd\_ecfmail@cacd.uscourts.gov To:ecfnf@cacd.uscourts.gov Bcc:  
Brandon Favor  
G-60488  
CSP Corcoran  
40501 King Avenue  
Corcoran CA 93212  
--Case Participants: Magistrate Judge John E. McDermott (crd\_mcdermott@cacd.uscourts.gov), Judge  
Jesus G. Bernal (crd\_bernal@cacd.uscourts.gov)  
--Non Case Participants:  
--No Notice Sent:  
Message-Id:<19972725@cacd.uscourts.gov>Subject:Activity in Case 2:15-cv-02918-JGB-JEM  
Brandon Favor v. Kamala D. Harris Order Content-Type: text/html

**This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT  
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**UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF CALIFORNIA**

**Notice of Electronic Filing**

The following transaction was entered on 8/12/2015 at 4:26 PM PDT and filed on 8/10/2015

**Case Name:** Brandon Favor v. Kamala D. Harris

**Case Number:** 2:15-cv-02918-JGB-JEM

**Filer:**

**Document Number:** 5

**Docket Text:**

**ORDER SUMMARILY DISMISSING PETITION AND DENYING A CERTIFICATE OF  
APPEALABILITY by Judge Jesus G. Bernal. (See document for specifics.) (iva)**

**2:15-cv-02918-JGB-JEM Notice has been electronically mailed to:**

**2:15-cv-02918-JGB-JEM Notice has been delivered by First Class U. S. Mail or by other means  
BY THE FILER to :**

Brandon Favor  
G-60488  
CSP Corcoran  
40501 King Avenue  
Corcoran CA 93212





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2  
3  
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6  
7 UNITED STATES DISTRICT COURT  
8 CENTRAL DISTRICT OF CALIFORNIA  
9

10 BRANDON FAVOR,

11 Petitioner,

12 v.

13 KAMALA D. HARRIS,

14 Respondent.  
15

NO. CV 15-2918-JGB (JEM)

**ORDER SUMMARILY DISMISSING  
PETITION AND DENYING A CERTIFICATE  
OF APPEALABILITY**

**INTRODUCTION**

16  
17 On April 17, 2015, Petitioner filed a Petition for Writ of Habeas Corpus pursuant to 28  
18 U.S.C. § 2254 in the Southern District of California, which was transferred to this Court on April  
19 20, 2015 (the "April 2015 Petition" or "Petition"). For the reasons set forth below, the April  
20 2015 Petition is dismissed without prejudice.

**PROCEDURAL HISTORY**

21  
22 **A. The June 2014 Petition**

23 On May 30, 2014, Petitioner filed a habeas petition in the Southern District of California,  
24 which was transferred to this Court on June 4, 2014, Brandon Favor-El v. Daniel Paramo,  
25 Warden, Case No. CV 14-4441-JGB (JEM) (the "June 2014 Petition"). In the June 2014  
26 Petition, Petitioner challenges his conviction in Los Angeles County Superior Court Case No.  
27 BA285265, and sets forth the following grounds for relief: (1) ineffective assistance of counsel;  
28 (2) failure to instruct regarding duress; and (3) prosecutorial misconduct. Petitioner amended  
his petition on August 25, 2014.

1 On January 9, 2015, Respondent filed an Answer. On March 5, 2015, Petitioner filed a  
2 Reply. Petitioner subsequently filed two motions to amend the petition, both of which were  
3 denied on the grounds that the proposed amended claims were unintelligible, vague, and  
4 conclusory.<sup>1</sup>

5 **B. The April 2015 Petition**

6 In the April 2015 Petition, Petitioner also challenges his conviction in Los Angeles  
7 County Superior Court Case No. BA285265. He sets forth the following grounds for relief:

8 (1) "Cruel and unusual punish[ment]. Ineffective assistance of counsel. See Defendants  
9 written [unintelligible]."

10 (2) "Ineffective assistance of counsel. No defense."

11 (3) "Due Process. Lack of evidence."

12 (4) "Equal protection. No defense."

13 (April 2015 Petition at 5-6.) Petitioner offers no additional facts or arguments to support his  
14 claims.

15 **DISCUSSION**

16 **A. Procedural Grounds for Summary Dismissal**

17 Rule 4 of the Rules Governing § 2254 Cases requires the Court to make a preliminary  
18 review of each petition for writ of habeas corpus. The Court must dismiss a petition "[i]f it  
19 plainly appears from the petition . . . that the petitioner is not entitled to relief." Rule 4 of the  
20 Rules Governing Section 2254 Cases; see also Hendricks v. Vasquez, 908 F.2d 490 (9th Cir.  
21 1990). The Advisory Committee Notes to Rule 8 indicate that the court may dismiss a habeas  
22 petition on its own motion under Rule 4, pursuant to the respondent's motion to dismiss, or

23  
24  
25 <sup>1</sup> In addition to the June 2014 Petition and the April 2015 Petition, Petitioner also has filed  
26 three other habeas petitions challenging his conviction and sentence in Los Angeles County  
27 Superior Court Case Number BA285265: Brandon Alexander Favor v. People of the State of  
28 California, Case No. CV 14-0555-JGB (JEM), filed January 23, 2014, and dismissed March 27,  
2014, as frivolous; Brandon Alexander Favor v. People of California, Case No. CV 14-6655-JGB  
(JEM), filed August 25, 2014, and dismissed December 17, 2014, as a futile amendment to the  
June 2014 Petition; Brandon Alexander Favor v. Warden, Case No. CV 15-5681-JGB (JEM), filed  
June 29, 2015, in the Southern District of California and transferred to this Court on July 23, 2015.





1 after an answer to the petition has been filed. Allegations in a petition that are vague,  
2 conclusory, palpably incredible, or patently frivolous or false are subject to summary dismissal.  
3 Hendricks, 908 F.2d at 491. “[A] petition for habeas corpus should not be dismissed without  
4 leave to amend unless it appears that no tenable claim for relief can be pleaded were such  
5 leave granted.” Jarvis v. Nelson, 440 F.2d 13, 14 (9th Cir. 1971) (citations omitted).

6 **B. Motion to Amend the June 2014 Petition**

7 In Woods v. Carey, 525 F.3d 886 (9th Cir. 2008), the Ninth Circuit held that, if a prior  
8 habeas petition is still pending when a *pro se* petitioner files a subsequent habeas petition  
9 attacking the same judgment, the court should not deem the subsequent petition as  
10 successive but instead should construe it as a motion to amend the prior petition. Id. at 889-  
11 890. Accordingly, under Woods the Court will construe the April 2015 Petition as a Motion to  
12 Amend the June 2014 Petition.

13 Petitioner already amended the June 2014 Petition as a matter of course, pursuant to  
14 Fed. R. Civ. P. 15(a)(1). Accordingly, leave of court is required for all other amendments.  
15 Fed. R. Civ. P. 15(a)(2). “The court should freely give leave when justice so requires.” Id. In  
16 deciding whether to allow an amendment, the court may consider “bad faith, undue delay,  
17 prejudice to the opposing party, futility of the amendment, and whether the party has  
18 previously amended his pleadings.” Bonin v. Calderon, 59 F.3d 815, 844-45 (9th Cir. 1995)  
19 (applying Rule 15(a) in a habeas case).

20 The motion to amend is denied. The claims set forth in the April 2015 Petition are  
21 unintelligible, vague, and wholly conclusory. Petitioner sets forth no facts to support his stated  
22 grounds for relief, and it is impossible to discern the basis for any of his proposed amended  
23 claims. In these circumstances, amendment would be futile. See Greenway v. Schriro, 653  
24 F.3d 790, 804 (9th Cir. 2011) (“[C]ursory and vague claim[s] cannot support habeas relief.”);  
25 Jones v. Gomez, 66 F.3d 199, 205 (9th Cir. 1995) (“It is well-settled that “[c]onclusory  
26 allegations which are not supported by a statement of specific facts do not warrant habeas  
27 relief.” (citing James v. Borg, 24 F.3d 20, 26 (9th Cir. 1994)); Hendricks, 908 F.2d at 491  
28 (Summary dismissal is appropriate where allegations are “vague or conclusory,” “palpably





1 | incredible," or "patently frivolous or false.") (internal quotations and citations omitted); Rules  
2 | Governing § 2254 Cases, rule 2(c)(2) (petition must "state the facts supporting each ground").

3 | Accordingly, April 2015 Petition should be dismissed without prejudice.

4 | **CERTIFICATE OF APPEALABILITY**

5 | Pursuant to Rule 11 of the Rules Governing Section 2254 cases, the Court "must issue  
6 | or deny a certificate of appealability when it enters a final order adverse to the applicant."

7 | The Court has reviewed Petitioner's contentions and is fully apprised of the relevant  
8 | facts and law. For the aforementioned reasons, the Court concludes that Petitioner has not  
9 | made a substantial showing of the denial of a constitutional right, as is required to support the  
10 | issuance of a certificate of appealability. See 28 U.S.C. § 2253(c)(2).


11 | Accordingly, the certificate of appealability should be denied.

12 | **ORDER**

13 | Based on the foregoing, IT IS ORDERED THAT:

- 14 | 1. The Petition is **dismissed without prejudice**;  
15 | 2. A Certificate of Appealability is **denied**.

16 |  
17 |  
18 | DATED: August 10, 2015

19 |   
20 | \_\_\_\_\_  
21 | JESUS G. BERNAL  
22 | UNITED STATES DISTRICT JUDGE



1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 COUNTY OF LOS ANGELES

3 CONFORMED COPY  
4 ORIGINAL FILED  
5 Superior Court of California  
6 County of Los Angeles

7 JUN 21 2016

8 PEOPLE OF THE STATE OF CALIFORNIA, )  
9 Respondent/Plaintiff, )  
10 vs. )  
11 BRANDON FAVOR, )  
12 Petitioner/Defendant. )

CASE NO. BA285265

Sherri B. Carter, Executive Officer/Clerk  
By David Marquez Deputy

ORDER DENYING PETITION FOR  
WRIT OF HABEAS CORPUS

13 The Court has read and considered the Petitioner's Twenty-Fifth Petition for Writ of Habeas Corpus  
14 filed on June 7, 2016, which is now premised upon a new contention:

- 15 1. Regarding who is actually responsible for the murder of which he is convicted.

16 Following review of the Petition, all exhibits in support attached thereto, the overall court record of  
17 the underlying jury trial, this Court hereby denies the underlying Petition for the following reasons:

- 18 1. The Petitioner has failed to establish a prima facie case for relief. *In re Crow* (1971) 4 Cal. 3d 13.

19 The burden of proof is on the Petitioner to establish grounds for his release. Specifically, establish  
20 by a preponderance of substantial, credible evidence, the contentions upon which he seeks the  
21 requested relief. *People v. Duvall* (1995) 9 Cal.4<sup>th</sup> 464. Conclusory allegations made without any  
22 explanation of the basis for the allegations does not warrant relief;

- 23 2. The Petitioner's submission of all documents and/or exhibits which purportedly supports his  
24 contention that evidence establishes that he is not responsible for the murder in question is entirely  
25 unconvincing and frivolous and it does not in any manner undermine "the entire prosecution's  
26 case, or points unerringly to innocence or reduced culpability." *In re Clark* 5 Cal.4<sup>th</sup> 750. Newly  
27 discovered evidence does not warrant relief unless it is of such character as will completely  
28 undermine the entire structure of the case upon which the prosecution was based. *In re Lindly* 29  
30 Cal. 2d 709, *In re Hall* 3 Cal. 3d 408. However, a review of the overall trial record as well as the  
31 proffered evidence and documents attached to the instant petition reflects that the Petitioner has  
32 entirely failed to make such a showing.



MIME-Version:1.0 From:cacd\_ecfmail@cacd.uscourts.gov To:ecfnef@cacd.uscourts.gov Bcc:  
Brandon Favor-El  
G60488  
California State Prison  
40001 King Avenue  
Corcoran CA 93212  
--Case Participants: Magistrate Judge John E. McDermott (crd\_mcdermott@cacd.uscourts.gov), Judge  
Jesus G. Bernal (crd\_bernal@cacd.uscourts.gov)  
--Non Case Participants:  
--No Notice Sent:  
Message-Id:<20773393@cacd.uscourts.gov>Subject:Activity in Case 2:16-cv-00042-JGB-JEM  
Favor-El v. Williams et al Notice of Reference to US Magistrate Judge (CV-25) - optional html form  
Content-Type: text/html

This is an automatic e-mail message generated by the CM/ECF system. Please **DO NOT RESPOND** to this e-mail because the mail box is unattended.  
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**UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF CALIFORNIA**

**Notice of Electronic Filing**

The following transaction was entered on 1/6/2016 at 1:34 PM PST and filed on 1/4/2016

**Case Name:** Favor-El v. Williams et al  
**Case Number:** 2:16-cv-00042-JGB-JEM  
**Filer:**  
**Document Number:** 3

**Docket Text:**

**NOTICE OF ASSIGNMENT** to District Judge Jesus G. Bernal and referred to Magistrate Judge John E. McDermott. (ghap)

**2:16-cv-00042-JGB-JEM** Notice has been electronically mailed to:  
**2:16-cv-00042-JGB-JEM** Notice has been delivered by First Class U. S. Mail or by other means  
**BY THE FILER** to :

Brandon Favor-El  
G60488  
California State Prison  
40001 King Avenue  
Corcoran CA 93212





UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

BRANDON FAVOR-EL

PLAINTIFF(S)

v.

ISIS WILLIAMS , et al.

DEFENDANT(S).

CASE NUMBER:

2:16-cv-00042-JGB-JEM

NOTICE OF JUDGE ASSIGNMENT AND  
REFERENCE TO A UNITED STATES  
MAGISTRATE JUDGE

This case has been assigned to the calendar of the Honorable Judge Jesus G. Bernal U. S. District Judge, and referred to U. S. Magistrate Judge John E. McDermott, who is authorized to consider preliminary matters and conduct all further hearings as may be appropriate or necessary. Thereafter, unless the Magistrate Judge determines that a trial is required, the Magistrate Judge shall prepare and file a report and recommendation regarding the disposition of this case, which may include proposed findings of fact, conclusions of law, and proposed written order or judgment, which shall be served on all parties. If the Magistrate Judge concludes that a trial is required, the Magistrate Judge shall so report to the District Judge.

Pursuant to Local Rule 5-4.1, all subsequent documents in this case must be filed electronically, unless exempted by Local Rule 5-4.2. Documents exempt from electronic filing pursuant to Local Rule 5-4.2(b), or presented by filer exempt from electronic filing pursuant to Local Rule 5-4.2(a), must be filed with the Clerk in paper at the following location:

Western Division  
312 N. Spring Street, Rm. G-8  
Los Angeles, CA 90012

Please note that, pursuant to Local Rule 83-2.5, all matters must be called to the judge's attention by appropriate application or motion filed in compliance with the Court's Local Rules. Parties are not permitted to write letters to the judge.

Local Rule 83-2.4 requires that the Court must be notified within five (5) days of any address change. If mail directed by the clerk to your address of record is returned undelivered by the Post Office, and if the Court and opposing counsel are not notified in writing within five (5) days thereafter of your current address, the Court may dismiss the petition, with or without prejudice, for want of prosecution.

Clerk, U.S. District Court

January 4, 2016  
Date

By /s/ Geneva Hunt  
Deputy Clerk

NOTICE TO COUNSEL / PRO SE LITIGANT

*The party who filed the case-initiating document in this case must serve a copy of this Notice on all parties served with the case-initiating document.*



PROOF OF SERVICE

I declare that I am a resident of or employed in the County of King  
State of California. I am over the age of 18 years. The name and address of my  
residence or business is 1356 SOUTH BROADWAY LOS ANGELES, CALIFORNIA  
90015

JANUARY 31, 2017  
On ~~NOVEMBER 08, 2004~~, I served the NOTICE OF CHANGE OF ADDRESS OR  
(Date) (Description of document(s))

OTHER CONTACT INFORMATION  
(Description of document(s) continued)

on the parties listed below (include name, address and, where applicable, fax number) by (check  
the applicable method or methods):

placing a true copy thereof enclosed in a sealed envelope for collection and delivery  
by the United States Postal Service or private delivery service following ordinary business  
practices with postage or other costs prepaid;

personal delivery;

facsimile transmission in accordance with the requirements of PERB Regulations  
32090 and 32135(d).

(Include here the name, address and, where applicable, fax number of the Respondent and any other parties served.)  
BRANDON FAVOR, LLP, SHARIFE LAW FIRM 1356 SOUTH BROADWAY LOS ANGELES, CA  
90015  
OHIO ATTORNEY GENERAL'S OFFICE 30 EAST BROAD STREET, 14TH FLOOR,  
COLUMBUS, OHIO 43215-3100  
UNITED STATES DISTRICT COURT - CENTRAL DISTRICT 312 NORTH SPRING  
STREET, #6-8, LOS ANGELES, CALIFORNIA 90012-1793  
CLERK OF THE COURT, FAMILY LAW FILINGS 11 NORTH HILL STREET, ROOM 426,  
LOS ANGELES, CALIFORNIA 90012  
STANLEY MOSK COURTHOUSE, SHERIFF'S OFFICE, 11 NORTH HILL STREET, LOS  
ANGELES, CALIFORNIA 90012, 5TH FLOOR, ROOM 525

I declare under penalty of perjury that the foregoing is true and correct and that this  
declaration was executed on JANUARY 31, 2017 at TENNENAPE CALIFORNIA  
(Date) (City) (State)

BRANDON FAVOR  
(Type or print name)

[Signature]  
(Signature)

CASE NAME:	CASE NUMBER:
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**ATTACHMENT TO  
DECLARATION UNDER UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA)**

<input type="checkbox"/> Child's name <input type="checkbox"/> Residence information is the same as given on form FL-105/GC-120 for child a. (If NOT the same, provide the information below.)		Place of birth	Date of birth	Sex
Period of residence  to present	Present address  <input type="checkbox"/> Confidential	Person child lived with (name and complete current address)  <input type="checkbox"/> Confidential		Relationship
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
<input type="checkbox"/> Child's name <input type="checkbox"/> Residence information is the same as given on form FL-105/GC-120 for child a. (If NOT the same, provide the information below.)		Place of birth	Date of birth	Sex
Period of residence  to present	Address  <input type="checkbox"/> Confidential	Person child lived with (name and complete current address)  <input type="checkbox"/> Confidential		Relationship
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
<input type="checkbox"/> Child's name <input type="checkbox"/> Residence information is the same as given on form FL-105/GC-120 for child a. (If NOT the same, provide the information below.)		Place of birth	Date of birth	Sex
Period of residence  to present	Address  <input type="checkbox"/> Confidential	Person child lived with (name and complete current address)  <input type="checkbox"/> Confidential		Relationship
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		



CASE NAME:	CASE NUMBER:
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**ATTACHMENT TO  
DECLARATION UNDER UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA)**

<input type="checkbox"/> Child's name <input type="checkbox"/> Residence information is the same as given on form FL-105/GC-120 for child a. (If NOT the same, provide the information below.)		Place of birth	Date of birth	Sex
Period of residence  to present	Present address  <input type="checkbox"/> Confidential	Person child lived with (name and complete current address)  <input type="checkbox"/> Confidential		Relationship
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
<input type="checkbox"/> Child's name <input type="checkbox"/> Residence information is the same as given on form FL-105/GC-120 for child a. (If NOT the same, provide the information below.)		Place of birth	Date of birth	Sex
Period of residence  to present	Address  <input type="checkbox"/> Confidential	Person child lived with (name and complete current address)  <input type="checkbox"/> Confidential		Relationship
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
<input type="checkbox"/> Child's name <input type="checkbox"/> Residence information is the same as given on form FL-105/GC-120 for child a. (If NOT the same, provide the information below.)		Place of birth	Date of birth	Sex
Period of residence  to present	Address  <input type="checkbox"/> Confidential	Person child lived with (name and complete current address)  <input type="checkbox"/> Confidential		Relationship
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		

**SERVICE INSTRUCTIONS - FAMILY LAW**

**INSTRUCTIONS TO ATTORNEY OR LITIGANT**

**PRINT ALL INFORMATION**

CHECK BOXES FOR THE DOCUMENTS YOU WANT SERVED

PROVIDE COMPLETE NAME & ADDRESS FOR PERSON TO BE SERVED

CASE NUMBER: \_\_\_\_\_

- Summons and Petition (\$40)
- Request for Order (\$40)
- Child Custody and Visitation Application Attachment: [ ] Completed [ ] Blank
- Income and Expense Declaration: [ ] Completed [ ] Blank
- Declaration under Uniform Child Custody Jurisdiction and Enforcement Act: [ ] Completed [  ] Blank
- Family Law Case Cover Sheet Certificate of Grounds for Assignment to District
- Financial Statement: [ ] Completed [ ] Blank
- Schedule of Assets and Debts: [ ] Completed [ ] Blank
- Property Declaration: [ ] Completed [ ] Blank
- Blank Response
- Other Documents: NOTICE OF CHANGE OF ADDRESS OR OTHER CONTACT INFORMATION, PETITION TO ESTABLISH PARENTAL RELATIONSHIP, REQUEST TO WAIVE COURT FEES

**PERSON TO SERVE:**

Name: RAQUEL HARPER ATTENTION: STEPHANIE YONEKURA

Address: 312 NORTH SPRING STREET, #1200, LOS ANGELES, CALIFORNIA 90012

City: LOS ANGELES Zip Code: 90012 Phone: \_\_\_\_\_

Description: [ ] Male [  ] Female Race: BLACK Age or D.O.B: UNAVAILABLE

Height: 5'8" Weight: 236 LBS Hair Color: RED/BLACK Eye Color: \_\_\_\_\_

Safety Issues, Special Instructions, Best Time to Serve:

CAA: ENCLOSED

**PERSON REQUESTING SERVICE:**

Name: BRANDON FAVOR, LLP, SHARTEL LAW FIRM

Address: 1356 SOUTH BROADWAY

City: LOS ANGELES State: CA Zip Code: 90015 Phone: (310) 870-1145

Signature: \_\_\_\_\_ Date: FEBRUARY 1, 2017  
NOVEMBER 08, 2004  
JANUARY 1, 2017

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES**

COURTHOUSE ADDRESS: <u>111 NORTH HILL STREET, LOS ANGELES, CALIFORNIA 90012</u>	CASE NUMBER:
PETITIONER: <u>BRANDON A FAVOR</u>	DEPARTMENT/UNIT
RESPONDENT: <u>RAGUEL HARPER, ANTHONY HARPER</u>	CONTACT TELEPHONE NUMBER
<b>PARENTAGE ACTION REQUEST TO INSPECT AND COPY</b>	

Pursuant to Family Code section 7643, I am requesting to inspect and/or obtain copies of documents that are part of the permanent record of the Court contained in the above-entitled Parentage action.

**Information of person making the request to inspect and/or copy if not a party to the action:**

Name: BRANDON FAVOR, LLP, SHARTEI LAW FIRM  
(PRINT)

Status:  Attorney for:  Petitioner  Respondent  
 Agent for: \_\_\_\_\_

Address: 1356 SOUTH BROADWAY LA, CA 90015 Telephone: (310) 870-1445  
(PRINT)

**Person authorizing the request to inspect and/or copy documents in the Court file:**

Name: BRANDON FAVOR, LLP, SHARTEI LAW FIRM  
(PRINT)

Status:  Party  Attorney for:  Petitioner  Respondent

Address: 1356 SOUTH BROADWAY LA, CA 90015 Telephone: (310) 870 1445

I have obtained the consent of the party to this action to authorize an agent to inspect the permanent record.

I declare under penalty of perjury under the laws of the State of California that I am a party or attorney of record authorized to allow the above-mentioned requestor to inspect and/or copy documents in the above-entitled Parentage action, pursuant to Family Code section 7643.

Date: FEBRUARY 1, 2017  
NOVEMBER 08, 2004  
JANUARY 1, 2017

Signature: 

**FOR COURT USE ONLY**

I have verified the requesting party's identification prior to releasing the court file.

SHERRI R. CARTER, Executive Officer/Clerk

Date: \_\_\_\_\_

By: \_\_\_\_\_  
Deputy Clerk



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>BRANDON FAVOR, LLP, SHARIFI LAW FIRM</b> <b>1356 SOUTH BROADWAY LOS ANGELES, CALIFORNIA 90015</b>  TELEPHONE NO: <b>(310) 870 1445</b> FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>Brandon A Favor</b>	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 NORTH HILL STREET</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>LOS ANGELES 90012</b> BRANCH NAME: <b>STANLEY MCK</b>	
PETITIONER/PLAINTIFF: <b>BRANDON A FAVOR</b> RESPONDENT/DEFENDANT: <b>RAGUEL HARPER, ANTHONY HARPER</b> OTHER PARENT/PARTY: <b>KAMALA D. HARRIS, CALIFORNIA ATTORNEY GENERAL</b>	CASE NUMBER:  (If applicable, provide): HEARING DATE: HEARING TIME: DEPT.:
<b>PROOF OF SERVICE BY MAIL</b>	

**NOTICE: To serve temporary restraining orders you must use personal service (see form FL-330).**

1. I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place.
2. My residence or business address is: **1356 SOUTH BROADWAY LOS ANGELES, CALIFORNIA 90015**
3. I served a copy of the following documents (specify): **NOTICE OF CHANGE OF ADDRESS OR OTHER CONTACT INFORMATION, PETITION TO ESTABLISH PARENTAL RELATIONSHIP, SUMMONS, FAMILY LAW CASE COVER SHEET, DECLARATION UNDER UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA), PROOF OF SERVICE OF SUMMONS,**  
  
 by enclosing them in an envelope AND
  - a.  depositing the sealed envelope with the United States Postal Service with the postage fully prepaid.
  - b.  placing the envelope for collection and mailing on the date and at the place shown in item 4 following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
4. The envelope was addressed and mailed as follows:
  - a. Name of person served: **UNITED STATES ATTORNEY STEPHANIE YONEKURA**
  - b. Address: **312 NORTH SPRING STREET #1200 LOS ANGELES, CALIFORNIA 90012**
  - c. Date mailed: **NOVEMBER 08, 2004**
  - d. Place of mailing (city and state): **TEHACHAPI, CALIFORNIA**
5.  I served a request to modify a child custody, visitation, or child support judgment or permanent order which included an address verification declaration. (Declaration Regarding Address Verification—Postjudgment Request to Modify a Child Custody, Visitation, or Child Support Order (form FL-334) may be used for this purpose.)
6. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **JANUARY 31, 2017**  
~~NOVEMBER 08, 2004~~  
**BRANDON FAVOR, LLP, SHARIFI LAW FIRM**  
 (TYPE OR PRINT NAME)

  
 (SIGNATURE OF PERSON COMPLETING THIS FORM)

PROOF OF SERVICE

I declare that I am a resident of or employed in the County of King State of California. I am over the age of 18 years. The name and address of my residence or business is 1356 SOUTH BROADWAY STREET LOS ANGELES CALIFORNIA 90015

On FEBRUARY 28, 2011 I served the PETITION TO ESTABLISH PARENTAL (Date) (Description of document)

RELATIONSHIP, APPLICATION FOR WAIVER OF COURT FEES AND COSTS, DECLARATION (Description of document)

on the parties listed below (I include name, address and, where applicable, fax number) by (I select the applicable method or methods):

placing a true copy thereof enclosed in sealed envelope for collection and delivery by the United States Postal Service or private delivery service (I include delivery business profile number, account or other identifying information)


personal delivery;

facsimile transmission in accordance with the requirements of PERB Regulations 32093 and 32135 (3).

(I include name, address and, where applicable, fax number of the responsible party or the person(s) to whom the document is being delivered.)  
BRANDON FAVOR, LLP, SHARIFI LAW FIRM  
1356 SOUTH BROADWAY STREET LOS ANGELES CALIFORNIA 90015  
COUNTY OF LOS ANGELES SUPERIOR COURT, FAMILY LAW, ROOM 426  
111 NORTH HILL STREET LOS ANGELES, CALIFORNIA 90012-3014  
COUNTY OF LOS ANGELES DISTRICT ATTORNEY'S OFFICE  
320 WEST TEMPLE STREET LOS ANGELES, CALIFORNIA 90012  
UNITED STATES ATTORNEY STEPHANIE YONEKURA  
312 NORTH SPRING STREET LOS ANGELES, CALIFORNIA 90012

I declare under penalty of perjury that the foregoing is true and correct. I declare this declaration was executed on FEBRUARY 28, 2011 at TEHACHAPI CALIFORNIA (Date) (City) (State)

BRANDON FAVOR, LLP

 LLP



PROOF OF SERVICE

I declare that I am a resident of or employed in the County of King  
State of California. I am over the age of 18 years. The name and address of my  
residence or business is POST BOX 1031-1906, TEHACHAPI, CALIFORNIA 93581

On FEBRUARY 30, 2017, I served the PETITION FOR WRIT OF HABEAS  
(Date) (Description of document(s))

CEPUS  
(Description of document(s) continued)

on the parties listed below (include name, address and, where applicable, fax number) by (check  
the applicable method or methods):

placing a true copy thereof enclosed in a sealed envelope for collection and delivery  
by the United States Postal Service or private delivery service following ordinary business  
practices with postage or other costs prepaid;

personal delivery;

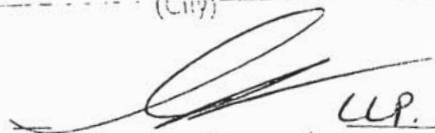
facsimile transmission in accordance with the requirements of PERB Regulations  
32090 and 32135(d).

(include here the name, address and, where applicable, fax number of the Respondent and any other parties served.)

BRANDON FAVOR, LLP, SHARPEL LAW FIRM  
1356 SOUTH BROADWAY STREET LOS ANGELES, CALIFORNIA 90015  
UNITED STATES EASTERN DISTRICT COURT 2500 TOLARE STREET FRESNO,  
CALIFORNIA 93721-1318  
DISTRICT ATTORNEY 320 WEST TEMPLE STREET LOS ANGELES, CALIFORNIA  
90012  
UNITED STATES ATTORNEY STEPHANIE YONEKURA, BRANDON FAVOR, LLP, 312 NORTH  
SPRING STREET LOS ANGELES, CALIFORNIA 90012

I declare under penalty of perjury that the foregoing is true and correct and that this  
declaration was executed on FEBRUARY 30, 2017, at TEHACHAPI, CALIFORNIA  
(Date) (City) (State)

BRANDON FAVOR, LLP.  
(Type or print name)

  
(Signature) LLP.



# LOS ANGELES POLICE DEPARTMENT

**CHARLIE BECK**  
Chief of Police



P. O. Box 30158  
Los Angeles, Calif. 90030  
TDD: (877) 275-5273  
Telephone: (213) 978-4640  
Ref #: 2.7

**ERIC M. GARCETTI**  
Mayor

September 23, 2016

Mr. Brandon Alexander Favor EL  
California State Prison - Tehachapi  
24900 End of Highway 202  
Tehachapi, California 93561

Dear Mr. Favor EL:

Enclosed, please find the correspondence that was received by the Los Angeles Police Department on or about September 20, 2016. If the correspondence was intended as a Summons and Complaint, please be advised that the City Clerk's Office is the proper agency to accept service of Summons and Complaints against the City of Los Angeles, and its departments. Service on named individuals must be made on each individual. Therefore, we are returning the enclosed documents to you as improperly served.

The City Clerk's mailing address is: City Clerk's Office, City of Los Angeles, Room 395 – City Hall, 200 North Spring Street, Los Angeles, California 90012.

If you have any questions regarding this matter, please contact Sergeant Martin, Legal Unit, at (213) 978-8305.

Very truly yours,

**CHARLIE BECK**  
Chief of Police

A handwritten signature in cursive script that reads "Roseira C. Moreno".

ROSEIRA C. MORENO, Captain  
Commanding Officer  
Legal Affairs Division

Enclosures

MINUTE ORDER  
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE PRINTED: 04/14/09

CASE NO. BA285265

THE PEOPLE OF THE STATE OF CALIFORNIA  
VS.  
DEFENDANT 01: BRANDON ALEXANDER FAVOR

INFORMATION FILED ON 12/27/05.

COUNT 01: 187(A) PC FEL  
COUNT 02: 664-187(A) PC FEL  
COUNT 03: 664-187(A) PC FEL  
COUNT 04: 211 PC FEL  
COUNT 05: 211 PC FEL

ON 09/12/06 AT 830 AM IN CENTRAL DISTRICT DEPT 107

CASE CALLED FOR PRETRIAL CONF/TRIAL SETTING

PARTIES: MICHAEL E. PASTOR (JUDGE) SAMMIE BENSON (CLERK)  
MAVIS THEODOROU (REP) VALERIE AENLLE-ROCHA (DA)

THE DEFENDANT IS PRESENT (IN LOCK UP) AND REPRESENTED BY NANCY POGUE DEPUTY PUBLIC DEFENDER

BAIL SET AT NO BAIL

-BKG. #861 8636

AT REQUEST OF DEFENSE COUNSEL AND THE D.D.A. OF RECORD;  
COURT SIGNS AN AFFIDAVIT AND ORDER FOR REMOVAL OF PRISONER  
OF THE ABOVE NAMED DEFENDANT TO BE TRANSPORTED FROM THE  
CUSTODY OF THE LOS ANGELES COUNTY SHERIFF DEPARTMENT INTO THE  
CUSTODY OF THE LOS ANGELES POLICE DEPARTMENT AND DETECTIVE  
FANNING AND OFFICER DAVE NUMM FOR THE PURPOSE OF CONDUCTING AN  
INTERVIEW AT THE NEWTON DIVISION DIVISION LOS ANGELES POLICE  
DEPARTMENT ON TODAYS DATE AT 12:00 PM.

THE ABOVE NAMED OFFICERS ARE TO RETURN THE DEFENDANT BACK INTO  
THE CUSTODY OF THE LOS ANGELES SHERIFF DEPARTMENT BY 3:30 P.M.  
TO DAY.

AT 4:00 P.M., CAUSE IS CALLED FOR HEARING. STIPULATED BETWEEN

143  
ALL INFORMATION ON  
TO BE FILED WITH  
AFFIDAVIT  
11/11/08

PREVIOUS SUBMISSION  
CV. M-4111 TEM (TOD  
JUDGE - CENTRAL  
REQUEST TO BE RELEASED ON  
BAIL BOND SET IN 2015 IN  
OWN RECOGNITION  
LAND IN 2008  
UNBOND STATES, 2014 ON

NOVEMBER 8, 2015

RE-REQUEST BAIL FOR  
OUT OF THE JAIL  
ORIGINALLY APPROX. TO  
DAILY, ONLY AFTER  
BOARD MEETING  
WITH UNPROBATIONAL  
COMMITMENTS. SET BACK  
THIS LEGAL STRATEGY  
AND REQUESTED L.A.

EXB



**I. E-Filing Program:** Pursuant to a Standing Order signed by the Chief District Judge entitled "In Re: Procedural Rules for Electronic Submission Of Prisoner Litigation Filed By Plaintiffs Incarcerated at [Selected Institutions]", this institution is participating in the E-filing program with the United States District Court for the Eastern District of California.

The E-filing program applies only to "initial case documents" filed in federal civil cases brought at participating penal institutions in the Eastern District of California for cases only involving conditions of confinement, usually brought under 42 U.S.C. § 1983. "Initial case documents" include the following documents and must comply with the page limitations indicated. **Any document which exceeds the stated page limitation without court authorization will be rejected for filing by CDCR and the Court.**

<u>Document</u>	<u>Page Limit</u>
A. Civil Cover Sheet;	1
B. Civil Complaint;	25
C. Application for <i>In Forma Pauperis</i>	← 15 pages on all these documents <u>combined</u>
D. Motion to Seek Relief from E-Filing Procedures; and	
E. Motion for Emergency Relief (e.g., injunctive relief)	

All other documents can be filed with the Court by mailing the documents through the routine legal mail procedures at the institution.

All documents that fall within the scope of the E-filing program must be filed through the E-filing program. Any attempt by a plaintiff to file "initial case documents" through a process other than the E-filing program will be rejected and returned unfiled to the plaintiff, unless the plaintiff pays the full filing fee at the time of filing.

**Procedure for E-filing:** Initial case documents filed through the E-filing program shall be delivered to designated CDCR staff. The plaintiff need not pay for copies or mailing costs. CDCR staff will scan and e-mail the initial case documents to the Court for filing. The original initial case documents will be returned to the plaintiff with a date stamp indicating the originals were scanned and emailed for filing. Plaintiff will not receive any other file stamped copies of their initial case documents from the Court or CDCR.

After the initial case documents are received by the Court, the Court will issue "prisoner new case documents," which include the Notice of Filing (noting the civil case number and the date complaint was filed), the First Informational Order, Sample Proof of Service, Change of Address form and Consent to Proceed before a United States Magistrate Judge form. These documents shall be emailed by the Court to CDCR for delivery to the plaintiff.

**All subsequent documents submitted for filing by the plaintiff after the "initial case documents" are filed must be done through CDCR's normal legal mail process and sent via mail to the Court.**

## **II. Exhaustion of Administrative Remedies**

If there is an inmate appeal or administrative grievance process available at your institution, you may not file a Bivens Action, Section 1983, or an action under any other federal law, until you have first completed (exhausted) the process available at your institution. You are required to complete the inmate appeal or

MIME-Version:1.0 From:cacd\_ecfmail@cacd.uscourts.gov To:ecfnf@cacd.uscourts.gov Bcc:  
Brandon Favor-El  
CDC G-60488  
California State Prison - Corcoran  
PO Box 3467  
Corcoran CA 92312-3476  
--Case Participants: Judge Jesus G. Bernal (crd\_bernal@cacd.uscourts.gov), Magistrate Judge John E.  
McDermott (crd\_mcdermott@cacd.uscourts.gov)  
--Non Case Participants:  
--No Notice Sent:  
Message-Id:<20210745@cacd.uscourts.gov>Subject:Activity in Case 2:15-cv-07137-JGB-JEM  
Brandon Favor-El v. Natasha Danette Guidroz Notice of Reference to a US Magistrate Judge (CV-25)  
- optional html form Content-Type: text/html

**This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.**

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

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

**Notice of Electronic Filing**

The following transaction was entered on 9/22/2015 at 2:25 PM PDT and filed on 9/18/2015

**Case Name:** Brandon Favor-El v. Natasha Danette Guidroz  
**Case Number:** 2:15-cv-07137-JGB-JEM  
**Filer:**  
**Document Number:** 4

**Docket Text:**

**NOTICE OF ASSIGNMENT to District Judge Jesus G. Bernal and referred to Magistrate Judge John E. McDermott. (ghap)**

**2:15-cv-07137-JGB-JEM Notice has been electronically mailed to:**

**2:15-cv-07137-JGB-JEM Notice has been delivered by First Class U. S. Mail or by other means BY THE FILER to :**

Brandon Favor-El  
CDC G-60488  
California State Prison - Corcoran  
PO Box 3467  
Corcoran CA 92312-3476





UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

BRANDON FAVOR-EL

PLAINTIFF(S)

v.

NATASHA DANETTE GUIDROZ

DEFENDANT(S).

CASE NUMBER:

2:15-cv-07137-JGB-JEM

**NOTICE OF JUDGE ASSIGNMENT AND  
REFERENCE TO A UNITED STATES  
MAGISTRATE JUDGE**

This case has been assigned to the calendar of the Honorable Judge Jesus G. Bernal U. S. District Judge, and referred to U. S. Magistrate Judge John E. McDermott, who is authorized to consider preliminary matters and conduct all further hearings as may be appropriate or necessary. Thereafter, unless the Magistrate Judge determines that a trial is required, the Magistrate Judge shall prepare and file a report and recommendation regarding the disposition of this case, which may include proposed findings of fact, conclusions of law, and proposed written order or judgment, which shall be served on all parties. If the Magistrate Judge concludes that a trial is required, the Magistrate Judge shall so report to the District Judge.

Pursuant to Local Rule 5-4.1, all subsequent documents in this case must be filed electronically, unless exempted by Local Rule 5-4.2. Documents exempt from electronic filing pursuant to Local Rule 5-4.2(b), or presented by filer exempt from electronic filing pursuant to Local Rule 5-4.2(a) -- including litigants not represented by an attorney -- must be filed with the Clerk in paper at the following location:

Western Division  
312 N. Spring Street, Rm. G-8  
Los Angeles, CA 90012

Please note that, pursuant to Local Rule 83-2.5, all matters must be called to the judge's attention by appropriate application or motion filed in compliance with the Court's Local Rules. Parties are not permitted to write letters to the judge.

Local Rule 83-2.4 requires that the Court must be notified within five (5) days of any address change. If mail directed by the clerk to your address of record is returned undelivered by the Post Office, and if the Court and opposing counsel are not notified in writing within five (5) days thereafter of your current address, the Court may dismiss the petition, with or without prejudice, for want of prosecution.

Clerk, U.S. District Court

September 18, 2015  
Date

By /s/ Geneva Hunt  
Deputy Clerk

**NOTICE TO COUNSEL / PRO SE LITIGANT**

*The party who filed the case-initiating document in this case must serve a copy of this Notice on all parties served with the case-initiating document.*





6. GROUNDS FOR RELIEF

Ground 1: State briefly the ground on which you base your claim for relief. For example, "The trial court imposed an illegal enhancement." (If you have additional grounds for relief, use a separate page for each ground. State ground 2 on page 4. For additional grounds, make copies of page 4 and number the additional grounds in order.)

IMMUNITY OF WITNESSES

a. Supporting facts:

Tell your story briefly without citing cases or law. If you are challenging the legality of your conviction, describe the facts on which your conviction is based. If necessary, attach additional pages. CAUTION: You must state facts, not conclusions. For example, if you are claiming incompetence of counsel, you must state facts specifically setting forth what your attorney did or failed to do and how that affected your trial. Failure to allege sufficient facts will result in the denial of your petition. (See In re Swain (1949) 34 Cal.2d 300, 304.) A rule of thumb to follow is, who did exactly what to violate your rights at what time (when) or place (where). (If available, attach declarations, relevant records, transcripts, or other documents supporting your claim.)

Petitioners whom claim no parental relationship equally bind legal standpoint, inconspicuously approaching justice case, rights protection banning any sex related contesting timeline otherwise non-illegal; Petitioner Brandon Alexander Favor found guilty on ones own's unrelated taking unfairly just attempting to exclude immediate evidence unrelated or linking persons (identities) suspectedly one of police authority carrying proposed related suspect persons with witness credibility one's witness - victim identity (ONLY) both persons in company with petitioner did not intend risk life or liberty would possibly result with a casualty fatal in death by charge or finding criminal proposed actions otherwise necessary violating public safety the three (3) person out of expressed force were taken to protect the unsafe store fearing (Brandon Alexander Favor) the store would later be entered for robbery with DAQUAN HARPER the occurrence started early the day plaintiff defendant petitioner arrived while not challenged appearing with action tub whom both patronized A11 Liquor Store two times and on entrance witnessed the store security clear upon seeking to secure the door maintained its protection an arrival secure time patronizing seeking further store security leaving returning to Crenshaw Boulevard petitioner arrived after 11:00 a.m. seeking vision (emerald) at 4:00 p.m. leaving 4283 Crenshaw Boulevard entering the Liquor Store completely burgled unsecured to travel alone or in the area entering the store not completely trusting surroundings including earlier seeking safe exiting contacting encountering JESSE WILKINS, DAQUAN HARPER finding "SECURITY" "SHOOTER" down the street feeling fear then celebrating

b. Supporting cases, rules, or other authority (optional):

(Briefly discuss, or list by name and citation, the cases or other authorities that you think are relevant to your claim. If necessary, attach an extra page.)

Long v. County of Los Angeles, 442 F.3d 1178, 1185 (9th Cir. 2006)  
Presabackor, Jr. v. Clark County, Wash. Bd. of Trs., 479 F.3d 1176, 1183 (9th Cir. 2007)  
People v. Favor B4285265 Jury Trial July 23-30 2008; Sentencing Date April 07, 2009  
Johnson, 588 F.2d at 743  
§ 6004 (b)  
Baker v. McCollan, 443 U.S. 137, 144 n. 3 (1979)  
§ 521. Criminal Street Gangs

7. Ground 2 or Ground 1 (if applicable):

a. Supporting facts:

Trub close by leaving in force to protect A&V Liquor reformize with property not to possess firearm difficultly to return store property thru R&D of ANPCU ISRS WILLIAMS seeking to protect furtherly disallowed entrance entry against persons causing injury firearm petition: retainers while entering Exclusive entering to telephone notify Los Angeles Police Detectives searching for petitioner

b. Supporting cases, rules, or other authority:

Harper v. City of Los Angeles, 533 F.3d 1010, 1026 (9th Cir. 2008)  
§ 1369 (a) (2)  
§ 6004. Certain administrative proceedings  
§ 1369 (b) (1)  
Arnold v. Int'l Bus. Mach. Corp., 637 F.2d 1350, 1355 (9th Cir. 1981)  
Proschke v. II v. Clark Cmty. Sch. Bd. of Trs., 479 F.3d 1175, 1183 (9th Cir. 2007)  
18 USC §§ 3521  
§ 2118. Robberies and burglaries involving controlled substances



8. Did you appeal from the conviction, sentence, or commitment?  Yes  No If yes, give the following information:

a. Name of court ("Court of Appeal" or "Appellate Division of Superior Court"):

Second Appellate District Division

b. Result: Modified and Affirmed

c. Date of decision: December 02, 2010

d. Case number or citation of opinion, if known: B215387

e. Issues raised: (1) insufficient evidence under special circumstances true finding for conviction  
(2) trial court instruction for jury trial  
(3) cruel and/or unusual punishment violates eighth amendment

f. Were you represented by counsel on appeal?  Yes  No If yes, state the attorney's name and address, if known:

Law Office of Allen C. Weinberg, Esq., 9454 Wilshire Boulevard Suite 600 Beverly Hills, California 90212

9. Did you seek review in the California Supreme Court?  Yes  No If yes, give the following information:

a. Result: Denied

b. Date of decision: July 16, 2012

c. Case number or citation of opinion, if known: S189317

d. Issues raised: (1) reasonably foreseeable consequence  
(2) consecutive sentence  
(3) cruel and/or unusual punishment

10. If your petition makes a claim regarding your conviction, sentence, or commitment that you or your attorney did not make on appeal, explain why the claim was not made on appeal:

After sentence appellant conducted review with trial jury errors or self served conduct difficult errors within etc. finding reasons further appealing criminal appeal with new discovery including articles or exhibits

11. Administrative review:

a. If your petition concerns conditions of confinement or other claims for which there are administrative remedies, failure to exhaust administrative remedies may result in the denial of your petition, even if it is otherwise meritorious. (See *In re Muszalski* (1975) 52 Cal.App.3d 500.) Explain what administrative review you sought or explain why you did not seek such review:

Exhausted at Second Level for Third Level Approval

b. Did you seek the highest level of administrative review available?  Yes  No

Attach documents that show you have exhausted your administrative remedies.



# Memorandum



Date : January 20, 2015

To : FAVOR, BRANDON G60488  
Richard J. Donovan Correctional Facility  
at Rock Mountain  
P.O. Box 799006  
San Diego, CA 92179-9005

Subject: **APPEAL ACTIVITY**

The attached page(s) lists a summary of your recent appeal history and status of appeals still under review. The attached loose documentation, received January 15, 2015, did not include a corresponding CDCR form 602. All appeals must be submitted pursuant to California Code of Regulations 3084.

A handwritten signature in black ink, appearing to be "M. Harder".

M. Harder, SSA  
Office of Appeals

Attachment(s)

CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION  
 Inmate / Parolee Appeals Tracking System - Level III

Appellant Information

CDCR Number: G60488

Sorted By: Last Name

Case Number	Appellant Name	Location	Arrival Date	Inst. Log Number	Closed Date	Disposition
8	FAVOR, BRANDON	RJD	07/08/2013			
<u>Accepted Appeals</u>						
20399	STAFF COMPLAINTS			KVSP-11-00303	08/31/2011	DENIED
00383	STAFF COMPLAINTS			KVSP-12-01712	09/20/2012	DENIED
<u>Screen Outs</u>						
20399	STAFF COMPLAINTS			KVSP-11-00303	05/19/2011	R07 SUPPORTING DOCUMENTS NOT ATTACHED
08049	MAIL				01/31/2012	R15 NOT AUTHORIZED TO BYPASS ANY LEVEL
08050	MAIL				01/31/2012	R15 NOT AUTHORIZED TO BYPASS ANY LEVEL
11320	STAFF COMPLAINTS				04/09/2012	R15 NOT AUTHORIZED TO BYPASS ANY LEVEL
11639	LIVING CONDITIONS			KVSP-12-00151	04/16/2012	R15 NOT AUTHORIZED TO BYPASS ANY LEVEL
04114	LEGAL			CAL-13-00826	10/23/2013	R10 SUBMIT ORIGINALS IN 12PT. INK R15 NOT AUTHORIZED TO BYPASS ANY LEVEL
13040	DISCIPLINARY			RJD-14-00917	08/04/2014	PROCESSING DELAY STATEMENT R01 APPEALING AN ACTION NOT YET TAKEN
13040	DISCIPLINARY			RJD-14-00917	10/27/2014	A08 ISSUE EXHAUSTED AT SECOND LEVEL

2. Other than direct appeal, have you filed any other petitions, applications, or motions with respect to this conviction, commitment, or issue in any court?  Yes If yes, continue with number 13.  No If no, skip to number 15.

- 13 a. (1) Name of court: Los Angeles Police Department  
 (2) Nature of proceeding (for example, "habeas corpus petition"): Correspondence  
 (3) Issues raised: (a) Summons and Complaint  
 (b) Witness Appearance  
 (4) Result (attach order or explain why unavailable): Correspondence  
 (5) Date of decision: September 23, 2016
- b. (1) Name of court: Superior Court of The State of California County of Los Angeles  
 (2) Nature of proceeding: habeas corpus petition  
 (3) Issues raised: (a) Regarding who is actually responsible for the murder of  
 (b) \_\_\_\_\_  
 (4) Result (attach order or explain why unavailable): Denial  
 (5) Date of decision: June 21, 2016

c. For additional prior petitions, applications, or motions, provide the same information on a separate page.

14. If any of the courts listed in number 13 held a hearing, state name of court, date of hearing, nature of hearing, and result:  
Criminal Courts Building, June 21, 2016, habeas corpus, denied

15. Explain any delay in the discovery of the claimed grounds for relief and in raising the claims in this petition. (See *In re Swain* (1949) 34 Cal.2d 300, 304.)  
After and prior to document petitions provided public safety not understanding what occurred fine Sgt. Labe Rachel Harper, Anthony Harper, & S. Williams are legally responsible

16. Are you presently represented by counsel?  Yes  No If yes, state the attorney's name and address, if known:  
DRAGON FAYEN, LLP, US ATTORNEY STEPHANIE YONAKIA,  
312 NORTH SPRING STREET, LOS ANGELES, CALIFORNIA 90012

17. Do you have any petition, appeal, or other matter pending in any court?  Yes  No If yes, explain:  
Cortesi, Habeas Corpus, 1983 Civil Complaint, Bond/Own Release Remymane, Assisting other persons, etc., Criminal Complaints

18. If this petition might lawfully have been made to a lower court, state the circumstances justifying an application to this court:  
Federal Jurisdiction to release custody officials authorized court order serving petition under summons and complaint trial jury court exemption with relief served on counsel prior extensive working public order with Sheriff's Department

I, the undersigned, say: I am the petitioner in this action. I declare under penalty of perjury under the laws of the State of California that the foregoing allegations and statements are true and correct, except as to matters that are stated on my information and belief, and as to those matters, I believe them to be true.

Date: MAY 24, 2017

  
(SIGNATURE OF PETITIONER)



**PROOF OF SERVICE (Court of Appeal)  
Mail, Electronic Service or Personal Service**

Case Name: RAGUEL HARPER, BRANDON ALEXANDER FAVOR VS THE PEOPLE OF THE STATE OF CALIFORNIA  
Court of Appeal Case Number:  
Superior Court Case Number:

- 1. At the time of service I was at least 18 years of age and not a party to this legal action.
- 2. My  residence  business address is (specify): 312 NORTH SPRING STREET LOS ANGELES, CALIFORNIA 90012  
My electronic service address is: WWW.USDOJ.GOV
- 3. I mailed, electronically served or personally delivered a copy of the as indicated below (complete either a, b or c):
  - a.  **Mail.** I mailed a copy of the document identified above as follows:
  - b.  **Electronic service.** I electronically served a copy of the document identified above as follows:
  - c.  **Personal delivery.** I personally delivered a copy of the document identified above as follows:

Date mailed, electronically served or personally served:

- (1) Name of Person served: BRANDON FAVOR, LLP, STEPHANIE HONEKURA, US ATTORNEY  
On behalf of (name or names of parties represented, if person served is an attorney): BRANDON FAVOR, LLP
  - (a) Address: 312 NORTH SPRING STREET LOS ANGELES CALIFORNIA 90012
  - (b) E-Mail Address: WWW.USDOJ.GOV
- (2) Name of Person served: UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA  
On behalf of (name or names of parties represented, if person served is an attorney): BRANDON FAVOR, LLP.
  - (a) Address: POST BOX FRESNO, CALIFORNIA 93721
  - (b) E-Mail Address:
- (3) Name of Person served: ATTORNEY GENERAL OF THE UNITED STATES OF AMERICA  
On behalf of (name or names of parties represented, if person served is an attorney): BRANDON FAVOR, LLP.
  - (a) Address: 950 PENNSYLVANIA AVENUE, NORTHEAST, WASHINGTON, DC 20530
  - (b) E-Mail Address: WWW.USDOJ.GOV

- 4. I am a resident of or employed in the county where the mailing occurred. The document was served from (city and state): TENACHAPI, CALIFORNIA  
 Additional persons served are listed on the attached page (See page 3).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.  
Date: MAY 25, 2017

BRANDON FAVOR, LLP, STEPHANIE HONEKURA  
(TYPE OR PRINT NAME OF PERSON COMPLETING THIS FORM)

[Signature]  
(SIGNATURE OF PERSON COMPLETING THIS FORM)

Case Name: <b>RACHEL HARPER, BRADON ALEXANDER VS THE PEOPLE OF THE STATE OF CALIFORNIA</b>
Court of Appeal Case Number:
Superior Court Case Number:

- (4) Name of Person served: **LOS ANGELES COUNTY SUPERIOR COURT**  
 On behalf of (name or names of parties represented, if person served is an attorney): **US ATTORNEY STEPHANIE HONEKURA**  
 (a) Address: **210 WEST TEMPLE STREET LOS ANGELES, CALIFORNIA 90012-3210**  
**BRADON FAVOR, LLP**  
 (b) E-Mail Address:
- (5) Name of Person served: **DISTRICT ATTORNEY COUNTY OF LOS ANGELES**  
 On behalf of (name or names of parties represented, if person served is an attorney): **BRADON FAVOR, LLP.**  
**US ATTORNEY STEPHANIE HONEKURA**  
 (a) Address: **210 WEST TEMPLE STREET LOS ANGELES, CALIFORNIA 90012-3210**  
 (b) E-Mail Address:
- (6) Name of Person served: **ATTORNEY GENERAL CALIFORNIA GARY LIEBERMAN, DEPUTY**  
 On behalf of (name or names of parties represented, if person served is an attorney): **US ATTORNEY STEPHANIE HONEKURA**  
**BRADON FAVOR, LLP.**  
 (a) Address: **300 SOUTH SPRING STREET LOS ANGELES, CALIFORNIA 90013**  
 (b) E-Mail Address: **www.caag.state.ca.us**
- (7) Name of Person served: **LOS ANGELES POLICE DEPARTMENT, DETECTIVE DENNIS FANNING**  
 On behalf of (name or names of parties represented, if person served is an attorney): **US ATTORNEY STEPHANIE HONEKURA**  
**BRADON FAVOR, LLP.**  
 (a) Address: **200 NORTH SPRING STREET LOS ANGELES, CALIFORNIA 90013**  
 (b) E-Mail Address:
- (8) Name of Person served: **OFFICE OF THE WARDEN, TEHAMA PI CORRECTIONAL INSTITUTE**  
 On behalf of (name or names of parties represented, if person served is an attorney): **US ATTORNEY STEPHANIE HONEKURA**  
 (a) Address: **24900 END OF HIGHWAY 202, POST BOX 1031**  
**TEHAMA PI, CALIFORNIA 93581**  
 (b) E-Mail Address: **www.cccrc.ca.gov**



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>BRANDON FAVOR, LLP., US ATTORNEY STEPHANIE YONEKURA</b> <b>312 NORTH SPRING STREET LOS ANGELES CALIFORNIA</b> <b>90013</b>		FOR COURT USE ONLY          CASE NUMBER:
TELEPHONE NO.: E-MAIL ADDRESS (Optional):	FAX NO. (Optional): ATTORNEY FOR (Name): <b>BRANDON ALEXANDER FAVOR</b>	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>210 WEST TEMPLE STREET</b> MAILING ADDRESS: <b>111 NORTH HILL STREET LOS ANGELES, CALIFORNIA 90012</b> CITY AND ZIP CODE: <b>LOS ANGELES 90012-3210</b> BRANCH NAME:		
PLAINTIFF/PETITIONER: <b>RAQUEL HARPER, BRANDON ALEXANDER FAVOR</b> DEFENDANT/RESPONDENT: <b>THE PEOPLE OF THE STATE OF CALIFORNIA</b>		
DECLARATION		


BRANDON FAVOR, LLP, hereby declares under perjury and State legislative regulations RAQUEL HARPER responsible with the NOVEMBER 08, 2004 Robbery - Murder at A&T Liquor Store must be apprehended arrested and prosecuted where three (3) persons accused where the store may possibly have become targeted for robbery with, under by RAQUEL HARPER including ISIS WILLIAMS; Plaintiff openly attempted explanation under Detective Weber/Rico for Los Angeles Police Department Newton Division. Plaintiff is a victim by legal standards and rescued with two party company persons otherly victimized and were prosecuted July 30, 2008 without relief

ALL EVIDENCE INCLUDED HERETIN FILED BEFORE DISTRICT ATTORNEY HAS FORWARDED ORDER WITH AND BEFORE DEFENDANT AS PRO SE WITH AUTHORITY RELIEF BEFORE COUNTY PROSECUTOR WITH STATE AND US ATTORNEY

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **MAY 24, 2017**

**BRANDON FAVOR, LLP,**  
 (TYPE OR PRINT NAME)

  
 (SIGNATURE OF DECLARANT)

- Attorney for     Plaintiff     Petitioner     Defendant  
 Respondent     Other (Specify): **ALL PARTIES INCLUDING SUSPECT PARTIES**



IN THE SUPERIOR COURT OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

Use a separate petition for each county where you received a 25-life sentence as a three-strike offender. If you had multiple cases in the same county, list all cases.

IN RE: Brandon Alexander Fovus, Petitioner  
(Print name of petitioner)

Case No. BA285265-01  
(To be completed by court clerk)

PETITION FOR RESENTENCING  
(Penal Code section 1170.126)  
AND MOTION FOR APPOINTMENT OF COUNSEL

TO THE ABOVE-ENTITLED COURT:

I am the petitioner in the above-entitled matter. I am petitioning for resentencing under Penal Code section 1170.126, enacted by the voters effective November 7, 2012. I also am requesting counsel be appointed for the resentencing.

Cases I am seeking resentencing for these cases in this County:  
(Identify cases as precisely as possible and give case numbers if known.)

**ROBBERY - MURDER**

3. Current offenses: I am currently serving a term in state prison of at least 25 years to life, as a three-strike offender. My understanding is that the offenses constituting my third strike are not classified as serious or violent felonies under the law and have no disqualifying factors under Penal Code section 1170.126.

List each crime for which you are now serving time and for which you received a sentence of at least 25 years to life as a three-strike offender. Give the code section (for example, "PC 497") and the type of offense (for example, "grand theft").

Code section  
187(a)  
664/187(a)  
211  
190.2(a)(1)(A)  
664(a)  
12622(a)(1)

Type of offense  
MURDER - FIRST DEGREE  
ATTEMPT MURDER - TWO COUNTS  
SECOND DEGREE ROBBERY - TWO COUNTS  
SPECIAL CIRCUMSTANCE MURDER COMMITTED IN COURSE OF ROBBERY  
ATTEMPT MURDER WAS COMMITTED; WILLFULLY, DECEITFULLY OR FRAUDULENTLY  
PRELIMINARY WAS AIDED WITH A FIREARM IN COMMITTING OFFENSE

4. Prior strikes: In my case these prior convictions were alleged and proved (or admitted, as strikes). My understanding is that these prior strikes have no disqualifying factors under Penal Code section 1170.126.

(List each prior strike with the code section (for example, "PC 211") and the type of offense (for example, "robbery").

FILED \_\_\_\_\_ JUDGE \_\_\_\_\_

5 Request for appointment of counsel. I ask that counsel be appointed to represent me at  
the resentencing ordered in response to this petition. (See *Mempa v. Rhay* (1967) 389 U.S.  
128, 134-137; *People v. Gilman* (1988) 92 Cal.2d 228, 231.) I am indigent and unable to  
retain counsel.

6 My current information:

Name: <sup>STEPHANIE</sup> BRANDON FAVOR, LLP, US ATTORNEY HONOLULU CDOR No 660460

Address: 312 NORTH SPRING STREET LOS ANGELES, CALIFORNIA 90012

I declare under penalty of perjury under the laws of California that the foregoing is true and  
correct.

Signed on MAY 24, 2017  
(date signed)

Signature:  LLP.