



1 the petition, Petitioner alleged the claims in both the above-captioned petition and in the prior  
2 petition (Johnson v. Secretary of Corrections (1:15-cv-01771-JLT HC)).

3 Under applicable law, the District Court lacks jurisdiction to address the petition filed in this  
4 case. Because Petitioner has already filed a petition for habeas corpus related to the same  
5 conviction, he cannot file another petition in the District Court without first obtaining permission  
6 (leave to file a second or successive complaint) from the U.S. Court of Appeals for the Ninth  
7 Circuit.

8 Petitioner's motion for reconsideration of the Court's dismissal of his petition for writ of  
9 habeas corpus pursuant to 28 U.S.C. § 2254 is hereby denied, without prejudice to Petitioner's  
10 seeking leave to file a second or successive petition pursuant to 28 U.S.C. § 2244(b)(3)(A).

11 IT IS SO ORDERED.

12  
13 Dated: August 18, 2017

*/s/ Sheila K. Oberto*  
UNITED STATES MAGISTRATE JUDGE