

OFFICE OF THE FEDERAL DEFENDER  
EASTERN DISTRICT OF CALIFORNIA  
801 I STREET, 3rd FLOOR  
SACRAMENTO, CALIFORNIA 95814  
(916) 498-5700 Fax: (916) 498-5710


Daniel J. Broderick  
Federal Defender

Linda Harter  
Chief Assistant Defender

January 5, 2010

**FILED**

JAN 06 2010

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY  DEPUTY CLERK

Charles Bonneau  
Attorney at Law  
331 J St. #200  
Sacramento, CA 95814

Re: Shabondy Simpson v. Evans  
CIV.S-05-640 JAM DAD

Dear Mr. Bonneau:

This will confirm your appointment as counsel by the Honorable Dale A. Drozd, U.S. Magistrate Judge, to represent the above-named defendant. You are attorney of record until such time as you are relieved or other action is taken to appoint a different attorney.

Enclosed is CJA 20 form, your Order of Appointment and Voucher for services rendered. Also enclosed is an instruction sheet discussing the use of the forms.

If we may be of any further assistance regarding the processing of the enclosed form, (HC) ~~Preparation of~~ form CJA 21 for expert services, or in reference to any other matter pertaining to this case, please feel free to call upon us at any time.

Doc. 43

Sincerely,



Becky Darwazeh  
CJA - Legal Secretary

:bd  
Enclosures

cc: Clerk's Office

SCJA 20 APPOINTMENT OF AND AUTHORITY TO PAY COURT-APPOINTED COUNSEL (Rev. 12/03)

1. CIR./DIST./ DIV. CODE	2. PERSON REPRESENTED <b>Shabondy Simpson</b>	VOUCHER NUMBER
3. MAG. DKT./DEF. NUMBER	4. DIST. DKT./DEF. NUMBER <b>CIV.S-05-0640 JAM DAD</b>	5. APPEALS DKT./DEF. NUMBER <b>09-16902</b>
7. IN CASE/MATTER OF (Case Name) <b>Simpson v. Evans</b>	8. PAYMENT CATEGORY <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor <input checked="" type="checkbox"/> Appeal	9. TYPE PERSON REPRESENTED <input type="checkbox"/> Adult Defendant <input type="checkbox"/> Juvenile Defendant <input type="checkbox"/> Other
		6. OTHER DKT. NUMBER
		10. REPRESENTATION TYPE (See Instructions) <b>Appeal</b>

11. OFFENSE(S) CHARGED (Cite U.S. Code, Title & Section) *If more than one offense, list (up to five) major offenses charged, according to severity of offense.*

12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix), AND MAILING ADDRESS  
**Charles Bonneau**  
**331 J Street, Suite 200**  
**Sacramento, CA 95814**

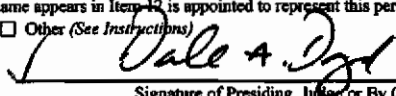
Telephone Number : \_\_\_\_\_

13. COURT ORDER  
 O Appointing Counsel  
 F Subs For Federal Defender  
 P Subs For Panel Attorney  
 C Co-Counsel  
 R Subs For Retained Attorney  
 Y Standby Counsel

Prior Attorney's Name: \_\_\_\_\_  
 Appointment Dates: \_\_\_\_\_

Because the above-named person represented has testified under oath or has otherwise satisfied this Court that he or she (1) is financially unable to employ counsel and (2) does not wish to waive counsel, and because the interests of justice so require, the attorney whose name appears in Item 12 is appointed to represent this person in this case, OR  
 Other (See Instructions)

14. NAME AND MAILING ADDRESS OF LAW FIRM (Only provide per instructions)

Signature of Presiding Judge or By Order of the Court  
  
 \_\_\_\_\_  
 Date of Order: \_\_\_\_\_ Nunc Pro Tunc Date: **12/7/2009**

Repayment or partial repayment ordered from the person represented for this service at time appointment.  YES  NO

**CLAIM FOR SERVICES AND EXPENSES FOR COURT USE ONLY**

CATEGORIES (Attach itemization of services with dates)	HOURS CLAIMED	TOTAL AMOUNT CLAIMED	MATH/TECH. ADJUSTED HOURS	MATH/TECH. ADJUSTED AMOUNT	ADDITIONAL REVIEW
<b>In Court</b>	a. Arraignment and/or Plea	0.00		0.00	
	b. Bail and Detention Hearings	0.00		0.00	
	c. Motion Hearings	0.00		0.00	
	d. Trial	0.00		0.00	
	e. Sentencing Hearings	0.00		0.00	
	f. Revocation Hearings	0.00		0.00	
	g. Appeals Court	0.00		0.00	
	h. Other (Specify on additional sheets)	0.00		0.00	
(RATE PER HOUR = \$ _____) TOTALS:	0.00	0.00	0.00	0.00	
<b>Out of Court</b>	a. Interviews and Conferences	0.00		0.00	
	b. Obtaining and reviewing records	0.00		0.00	
	c. Legal research and brief writing	0.00		0.00	
	d. Travel time	0.00		0.00	
	e. Investigative and other work (Specify on additional sheets)	0.00		0.00	
(RATE PER HOUR = \$ _____) TOTALS:	0.00	0.00	0.00	0.00	
17. Travel Expenses (lodging, parking, meals, mileage, etc.)					
18. Other Expenses (other than expert, transcripts, etc.)					
<b>GRAND TOTALS (CLAIMED AND ADJUSTED):</b>			0.00	0.00	

19. CERTIFICATION OF ATTORNEY/PAYEE FOR THE PERIOD OF SERVICE  
 FROM: \_\_\_\_\_ TO: \_\_\_\_\_

20. APPOINTMENT TERMINATION DATE IF OTHER THAN CASE COMPLETION

21. CASE DISPOSITION

22. CLAIM STATUS  Final Payment  Interim Payment Number \_\_\_\_\_  Supplemental Payment

Have you previously applied to the court for compensation and/or reimbursement for this  YES  NO If yes, were you paid?  YES  NO  
 Other than from the Court, have you, or to your knowledge has anyone else, received payment (compensation or anything of value) from any other source in connection with this representation?  YES  NO If yes, give details on additional sheets.  
 I swear or affirm the truth or correctness of the above statements.  
 Signature of Attorney \_\_\_\_\_ Date \_\_\_\_\_

**APPROVED FOR PAYMENT COURT USE ONLY**

23. IN COURT COMP.	24. OUT OF COURT COMP.	25. TRAVEL EXPENSES	26. OTHER EXPENSES	27. TOTAL AMT. APPR./CERT. <b>\$0.00</b>
28. SIGNATURE OF THE PRESIDING JUDGE			DATE	28a. JUDGE CODE
29. IN COURT COMP.	30. OUT OF COURT COMP.	31. TRAVEL EXPENSES	32. OTHER EXPENSES	33. TOTAL AMT. APPROVED <b>\$0.00</b>
34. SIGNATURE OF CHIEF JUDGE, COURT OF APPEALS (OR DELEGATE) <i>Payment approved in excess of the statutory threshold amount.</i>			DATE	34a. JUDGE CODE

**FILED**

UNITED STATES COURT OF APPEALS

NOV 04 2009

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

SHABONDY LAMAR SIMPSON,

Petitioner - Appellant,

v.

M. EVANS, Warden,

Respondent - Appellee.

No. 09-16902

D.C. No. 2:05-cv-00640-JAM  
Eastern District of California,  
Sacramento

ORDER

Before: Peter L. Shaw, Appellate Commissioner.

The motion to proceed in forma pauperis is granted. The Clerk shall amend the docket to reflect this status.

Appellant's motion for appointment of counsel in this appeal from the denial of a 28 U.S.C. § 2254 petition for writ of habeas corpus is granted. *See* 18 U.S.C. § 3006A(a)(2)(B); *Weygant v. Look*, 718 F.2d 952, 954 (9th Cir. 1983) (per curiam). Counsel will be appointed by separate order.

The Clerk shall electronically serve this order on the appointing authority for the Eastern District of California, who will locate appointed counsel. The district court shall send notification of the name, address, and telephone number of

appointed counsel to the Clerk of this court at [counselappointments@ca9.uscourts.gov](mailto:counselappointments@ca9.uscourts.gov) within 14 days of locating counsel.

If new counsel identifies uncertified issues that should be raised on appeal, counsel shall include them in the opening brief as permitted by Ninth Circuit Rule 22-1(e).

The opening brief and excerpts of record are due January 5, 2010; the answering brief is due February 5, 2010; and the optional reply brief is due within 14 days after service of the answering brief.