

1 Richard B. Mazer SBN: 49632
 2 Law Office of Richard B. Mazer
 3 99 Divisadero St.
 4 San Francisco, CA 94117
 5 Tel: 415 621 4100

6 William L. Osterhoudt SBN 43021
 7 Law Offices of William L. Osterhoudt
 8 135 Belvedere Street
 9 San Francisco, CA 94117
 10 Tel (415) 664-4600
 11 Fax: (415) 664-4691
 12 Email Osterhoudt@aol.com

13 Attorneys for Defendant
 14 Willie D. Johnson

15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28

IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

16 **WILLIE D. JOHNSON,**

Petitioner,

C 98-4043 SI

v.

DEATH PENALTY CASE

18 **RON DAVIS, Warden, San Quentin State
 19 Prison,**

Respondent,

CORRECTED

PETITION FOR AND WRIT OF HABEAS
 CORPUS AD TESTIFICANDUM

DATE: ~~August 19, 2019~~ August 23, 2019

TIME: ~~9:00 a.m.~~ 10:00 a.m.

COURTROOM OF THE
 HONORABLE SUSAN ILLSTON

25
 26
 27
 28

PETITION FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM

To the Honorable Susan Illston, United States District Judge of the United States District
 Court for the Northern District of California:

PETITION FOR AND WRIT OF HABEAS CORPUS AD TESTIFICANDUM

1 Petitioner respectfully petitions the Court to issue a Writ of Habeas Corpus Ad Testificandum
2 for the prisoner Willie D. Johnson, whose place of custody and jailor are set forth in the
3 requested Writ, attached hereto, and your petitioner avers that the prisoner is required to appear
4 in the above-entitled matter in this Court ~~August 19, 2019 at 9:00 a.m.~~
5 August 23, 2019 at 10:00 a.m., and therefore petitioner
6 requests that this Court issue the Writ as presented.

7 This is a 28 U.S.C. section 2254 habeas corpus action filed in 1998, by California capital
8 inmate Willie Darnell Johnson, challenging his Contra Costa County conviction and death
9 sentence for first degree murder, attempted murder, and related offenses, with special
10 circumstances. The Court has set August 19, 2019 at 9:00am for argument on Claim I, that
11 Petitioner is actually innocent of the offenses for which he was convicted in 1987. Petitioner's
12 presence at that hearing is necessary to a fair determination of the issues at the hearing. He is
13 confined at San Quentin Prison, San Quentin, California.

14 Should the Court issue this Order, representatives to the warden of San Quentin are instructed
15 August 23, 2019
16 to transport Willie D. Johnson from San Quentin State Prison on or before ~~August 19, 2019 at~~
17 10:00 a.m.
18 ~~9:00a.m.~~, for the duration of the hearing for access to the U.S. Courthouse/Federal Building, to
19 United States District Court for the Northern District of California, 450 Golden Gate Ave.,
20 Courtroom 1-17th Floor, San Francisco, CA, 94102, the Honorable Susan Illston, presiding.

21 Dated: August 5, 2019

22 Respectfully Submitted,

23 _____/s/
24 RICHARD B. MAZER
25 Attorney for Defendant,
26 WILLIE D. JOHNSON
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

_____/s/_____
WILLIAM L. OSTERHOUDT

Attorney for Defendant,
WILLIE D. JOHNSON

1 PETITION FOR AND WRIT OF HABEAS CORPUS AD TESTIFICANDUM

2 To: Ron Davis, Warden, San Quentin State Prison

3
4
5 GREETINGS

6 WE COMMAND that on **August 23, 2019**, you have and produce the body of Willie
7 Darnell Johnson, in your custody in the above-referenced institution, before the United States
8 District Court in and before the Northern District of California, in the Courtroom of Judge
9 Illston, Courtroom 1 – 17th Floor, 450 Golden Gate Avenue, San Francisco, CA, 94102, so
10 Willie Darnell Johnson may then and there appear for a hearing in the above-captioned case at
11 **10:00 a.m. on August 23, 2019.**
12

13
14
15 Dated: August ¹³, 2019



CLERK
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA


DEPUTY CLERK