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6 UNITED STATES DISTRICT COURT  
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
8 OAKLAND DIVISION  
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10 Steven W. BONILLA,

11  
12 Petitioner,

13 v.

14 Vincent CULLEN, Acting Warden of  
15 San Quentin State Prison,

16 Respondent.

Case Number 08-0471 CW

DEATH PENALTY CASE

Case Number CR 88-259 MISC  
AJZ

ORDER

17  
18 Petitioner Steven Bonilla has been sentenced to death by the  
19 Superior Court of California for the County of Alameda. Although  
20 his state habeas case is currently being litigated, he has filed  
21 a "protective petition" in this Court pursuant to Pace v.  
22 DiGuglielmo, 544 U.S. 408 (2005).

23 Pursuant to Habeas Local Rule 2254-25, this Court earlier  
24 granted his request for appointment of counsel and referred this  
25 action to the Northern District's Selection Board for the  
26 recommendation of qualified counsel to represent Petitioner in  
27 these proceedings. Pursuant to Habeas Local Rule 2254-24(a),  
28 Petitioner's concurrent request for a stay of execution was also

1 granted.

2 On July 15, 2010, Petitioner filed a pro se pleading  
3 containing numerous requests and motions. Pursuant to an order  
4 filed July 22, 2010, all of Petitioner's requests and motions  
5 were DENIED. Petitioner filed another pro se pleading on July  
6 23, 2010. Pursuant to an order filed July 26, 2010, all of  
7 Petitioner's requests and motions were DENIED.

8 Petitioner has since filed three more pro se pleadings in  
9 this matter, one a "Letter of Request" (filed November 18, 2010);  
10 one entitled "Damage Control Caused by the Conspiracy to Obstruct  
11 Justice" (filed November 22, 2010); and one "Requesting Ruling on  
12 Court Order Obtained Under False Pretense" (filed November 23,  
13 2010).

14 As were various issues in Petitioner's previous pleadings,  
15 the issues raised by Petitioner in his pleadings of November 18  
16 and 22, 2010 are not ripe for this Court to consider. Among  
17 other things, Petitioner's state habeas matter is still pending  
18 in the state court. Thus, the Court DENIES Petitioner's requests  
19 in his pleadings of November 18 and 22, 2010 in full, including  
20 his request that this Court vacate his convictions.

21 Petitioner's most recent pleading, filed November 23, 2010,  
22 concerns CR 88-259 MISC AJZ, a closed case. In this request,  
23 Petitioner asks that this Court vacate an order filed August 15,  
24 1988 in CR 88-259. According to Petitioner, the order in  
25 question mandated the disclosure of certain grand jury  
26 information. The judge assigned to that case being no longer  
27 available, the General Duty Judge referred the request to the  
28 undersigned.

1 As with the issues raised in Petitioner's other recent  
2 pleadings, the issues in this request are not ripe for this Court  
3 to consider. In addition, Petitioner has not demonstrated good  
4 cause for his request to vacate an order issued more than twenty  
5 years ago.

6 For the foregoing reasons, all of Petitioner's requests and  
7 motions contained in his pleadings of November 18, 22 and 23,  
8 2010 are DENIED.

9 IT IS SO ORDERED.

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12 DATED: 11/29/2010



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14 CLAUDIA WILKEN  
15 United States District Judge  
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1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA

4 STEVEN W. BONILLA,

5 Plaintiff,

6 v.

7 ROBERT AYERS JR. et al,

8 Defendant.

Case Number: CV08-00471 CW

**CERTIFICATE OF SERVICE**

9 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District  
10 Court, Northern District of California.

11 That on November 29, 2010, I SERVED a true and correct copy(ies) of the attached, by placing  
12 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by  
13 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office  
14 delivery receptacle located in the Clerk's office.

15 California Appellate Project  
16 Federal Court Docketing  
17 101 Second Street  
18 Suite 600  
19 San Francisco, CA 94105

20 Habeas Corpus Resource Center  
21 303 Second Street, Suite 400 South  
22 San Francisco, CA 94107

23 Steven W. Bonilla J-48500  
24 CSP-San Quentin  
25 CA State Prison at San Quentin  
26 San Quentin, CA 94974

27 Dated: November 29, 2010

28 Richard W. Wieking, Clerk  
By: Nikki Riley, Deputy Clerk