INSTRUCTIONS FOR FILING PETITION UNDER 28 U.S.C. § 2241 FOR WRIT OF HABEAS CORPUS IN THE UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA

- (1) This petition must be legibly handwritten or typewritten. You must tell the truth in the petition and you must sign the petition under penalty of perjury. If you do not tell the truth in this petition, you may be prosecuted for and convicted of perjury.
- (2) Answer all the questions on the form as concisely as you can. You do not need to cite cases. Include the facts supporting your ground for relief. If briefs or arguments are submitted, they should be submitted as a separate memorandum.
- (3) You must pay a \$5.00 filing fee to have your petition filed. The \$5.00 fee must be submitted with the petition, not separately. If you do not have the \$5.00 for the filing fee and any other costs, you may request permission to proceed in forma pauperis. To do so, fill out and submit the "Motion to Proceed in Forma Pauperis" form provided by the Court with your petition. You also MUST have an authorized officer at the penal institution complete the "Prison Certificate" statements stating the amount of money and securities on deposit to your credit in any account in the institution.
- (4) You may only challenge a judgment entered by one court in a single petition. If you want to challenge judgments entered by different courts either in the same state or in different states, you must file separate petitions as to each court.
- (5) You must include all grounds for relief and all facts supporting such grounds for relief in the petition you file seeking relief from any judgment of conviction.
- (6) When the petition is fully completed, the original and at least one copy must be mailed to:

Clerk of U.S. District Court Southern District of California 333 W. Broadway, Suite 420 San Diego CA 92101

(7) Petitions that do not conform to these instructions will be returned with a notation as to the deficiency.

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Name	
Prison Number	
LACE OF CONFINEMENT	
ADDRESS	
	tes District Court strict Of California
	Civil No.
(FULL NAME OF PETITIONER) Petitioner	(To be filled in by Clerk of U.S. District Court)
v.	
	PETITION FOR WRIT OF HABEAS CORPUS
(Name of Warden, Superintendent, Jailor, or authorized person having custody of petitioner, e.g. Parole Officer) Respondent	
_	UNDER 28 U.S.C. § 2241
and The Attorney General of the State of California, Additional Respondent.	
. Are you currently:	
☐ A pretrial detainee (waiting for trial on cr	
If you are currently serving a sentence, p	, probation, etc.) after having been convicted of a crime provide:
	sentenced you:
(b) Docket or case number (if you k	know):
Being held on immigration charge	
Utner (explain):	

2.		you currently being held on orders by: deral authorities □ State authorities □ Other - explain:
3.	☐ Ho☐ Pro☐ Im☐ De	are you challenging in this petition: ow your sentence is being carried out, calculated, or credited by prison or parole authorities etrial detention migration detention stainer e validity of your conviction or sentence as imposed sciplinary proceedings her (specify):
4. Pi	rovide (a)	more information about the decision or action you are challenging: Name and location of the court or agency:
	(b) (c)	Case number, docket number or opinion number (if you know): Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):
	(d)	Date of the decision or action:
5. D	-	appeal the decision, file a grievance or seek an administrative remedy? ss □ No
	(a) If	your answer to 5 was "Yes," give the following information:
		(1) Name of court, agency or authority:
		(2) Date of filing:
		(3) Case number, docket number or opinion number:
		(4) Result:
		(6) Issues raised:
		
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(b)	If yo	our answer to 5 was "No," explain why you did not appeal:
er tl	ne first	appeal, did you file a second appeal to a higher authority, court or agency?
□ Y	es 🗆	No
(a)	If yo	our answer to 6 was "Yes," give the following information:
	(1)	Name of court, agency or authority:
	(2)	Date of filing:
	(3)	Date of filing:Case number, docket number or opinion number:
	(4)	Result:
	(5)	Date of result:
	(6)	Issues raised:
(b)	If yo	our answer to 5 was "No," explain why you did not appeal:
(b)	If yo	
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er th		our answer to 5 was "No," explain why you did not appeal: ond appeal, did you file a third appeal to a higher authority, agency or court?
er tl □ Y	ne seco	our answer to 5 was "No," explain why you did not appeal: ond appeal, did you file a third appeal to a higher authority, agency or court?
er tl □ Y	ne seco	our answer to 5 was "No," explain why you did not appeal: ond appeal, did you file a third appeal to a higher authority, agency or court? No our answer to 7 was "Yes," give the following information: Name of court, agency or authority:
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er tl □ Y	If you (1) (2) (3)	our answer to 5 was "No," explain why you did not appeal: ond appeal, did you file a third appeal to a higher authority, agency or court? No our answer to 7 was "Yes," give the following information: Name of court, agency or authority: Date of filing: Case number, docket number or opinion number:

(b)	If your answer to 7 was "No," explain why you did not appeal:
	ncisely every ground on which you claim that you are being held in violation of the tion, law or treaties of the United States. Summarize briefly the facts supporting each
ground.	If necessary, you may attach pages stating additional grounds and facts supporting same.
<u>C</u> .	AUTION: In order to proceed in the federal court, you must ordinarily first exhaust your available court remedies as to each ground on which you request action by the
	federal court. Moreover, if you fail to set forth all grounds in this petition, you may
Van	be barred from presenting additional grounds at a later date.
	should <i>raise in this petition all available grounds</i> on which you base your allegations that you being held in custody unlawfully.
DOLIND	ONE.
KOUND	ONE:
(a	Supporting FACTS (state <i>briefly</i> without citing cases or law)
§ 2254 SDForm—(Rev. 4/96)	EPro- Set are Carlo JUNEAN DAIL (FORMS 2016-mill 2016 and
g	_4_

(b)	Did you present Ground One in all appeals that were available to you? ☐ Yes ☐ No	
UNI	O TWO:	
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(a _	a) Supporting FACTS (state <i>briefly</i> without citing cases or law):	
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J ND T -	HREE:	
(a)	Supporting FACTS (state <i>briefly</i> without citing cases or law):	
(b) I	Did you present Ground Three in all appeals that were available to you?	
	Yes □ No	

(a)	Supporting FACTS (state <i>briefly</i> without citing cases or law):
_	
	Did you present Ground Four in all appeals that were available to you? Yes □ No
f any of t	the grounds listed in 4A, B, C, and D were not previously presented in any other court, sta
r federal hem:	, state briefly what grounds were not presented, and give your reasons for not presenting

execut	a have any petition or appeal ion of sentence under attack' Yes □ No	now pending in any court, either state or federal, as to the?
	ne name and address, if know execution of sentence attack	wn, of each attorney who represented you in the following stages ed herein:
(a)	In any post-conviction pro	oceeding
(b)	On appeal from any adver	rse ruling in a post-conviction proceeding
Wherefore, proceeding.	petitioner prays that the Cour	rt grant petitioner relief to which he may be entitled in this
		SIGNATURE OF ATTORNEY (IF ANY)
declare und	ler penalty of perjury that the	e foregoing is true and correct. Executed on
declare und	ler penalty of perjury that the	e foregoing is true and correct. Executed on
declare und	ler penalty of perjury that the	e foregoing is true and correct. Executed on SIGNATURE OF PETITIONER
declare und		