

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION FIVE

COURT OF APPEAL – SECOND DIST.

FILED

Jul 20, 2021

DANIEL P. POTTER, Clerk

Maria Perez Deputy Clerk

In re JOSEPH HUNT

on

Habeas Corpus.

B313344

(Super. Ct. No. A090435)

(H. Jay Ford III, Judge)

ORDER

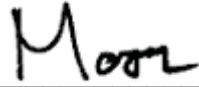
THE COURT:

The court has read and considered the petition for writ of habeas corpus, the request for judicial notice, and the motion to file under seal filed June 30, 2021. The request for judicial notice and the motion to file under seal are both granted. The petition is denied. Petitioner is procedurally defaulted from challenging his conviction due to his inadequately explained delay in filing his habeas petition in the appellate court. (*Robinson v. Lewis* (2020) 9 Cal.5th 883, 901; *In re Robbins* (1998) 18 Cal.4th 770, 780-781.) Petitioner also fails to demonstrate that the “new evidence” discovered after trial is “credible, material, presented without substantial delay, and of such

decisive force and value that it would have more likely than not changed the outcome at trial.” (Pen. Code, § 1473, subd. (b)(3)(A).)



RUBIN, P.J.



MOOR, J.



KIM, J.