

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO

ACIS Case No.: JUDGE: BOB N. KRUG DATE: 12/14/01 TIME: --
CASE NO.: SWHSS-5092 CLERK: V. GAYTON COUNSEL: (NP)
DEPT.: S16 BAILIFF: --
REPORTER: --

CASE TITLE: In the Matter of the Application of
JUSTIN JOSEPH RUEB on Habeas Corpus

NATURE OF PROCEEDINGS:

ORDER DENYING PETITION FOR WRIT OF HABEAS CORPUS

MINUTE ORDER:

The Petition for Writ of Habeas Corpus filed with this court on December 13, 2001 seeks to set aside petitioner's plea.

The Petition is DENIED.

Petitioner alleges ineffective assistance of counsel. He contends his plea was not voluntary. The petitioner has offered no independent evidence to support his contention that his 1994 plea was the result of some misrepresentation by counsel. He also has failed to explain or justify waiting some seven years to complain. In re Alvernaz, 2 C4 924.

I certify that copies of the above Order were mailed to counsel of record as indicated on _____

Court Clerk

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO

SAN BERNARDINO DISTRICT

TITLE OF CASE (ABBREVIATED): In the Matter of the Application of
JUSTIN JOSEPH RUEB on Habeas Corpus

CASE NUMBER: SWHSS-5092

DECLARATION OF SERVICE BY MAIL

My business address is: Third Floor, Courthouse, 351 North Arrowhead Avenue, San Bernardino, California 92415-0240.

I hereby declare that I am a citizen of the United States, over the age of 18, employed in the above-named county, and not a party to nor interested in this proceeding.

On December 14, 2001, I deposited in the United States mail at San Bernardino, California, a sealed envelope (postage repaid) which contained a true copy of the attached: **ORDER DENYING PETITION FOR WRIT OF HABEAS CORPUS** which was addressed as follows:

Name and Address of Persons Served:

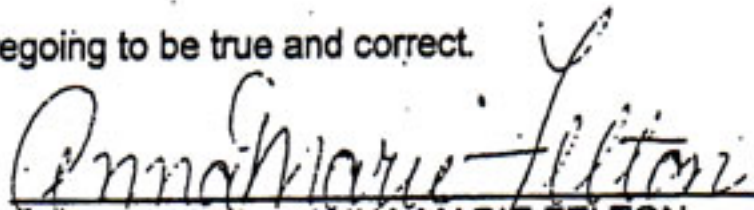
JUSTIN JOSEPH RUEB, #94567
Unit A3, 27
Colorado State Prison
P.O. Box 27
Canon City, CO 81215

At the time of mailing this notice there was regular communication between the place of mailing and the place(s) to which this notice was addressed.

I declare under penalty of perjury the foregoing to be true and correct.

DATED: December 14, 2001

BY



ANNA MARIE FELTON
Secretary