

1 John Henry Yablonsky AL-0373
2 Box 8500
3 Coalinga, Ca. 93210
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7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT CENTRAL DIVISION

9 John Henry Yablonsky,
10 Petitioner,

EDCV

14-01877-PA(DTB)

11 Vs.

MOTION FOR LEAVE OF COURT TO
JOINDER OF CLAIMS UNDER RULE 18(b)
FEDERAL RULES OF CIVIL PROCEDURE

12
13 Scott Fraeunheim (warden),
14 Respondent,

15 Filed ; September 4, 2014
The Honorable Magistrate Bristow

16 Comes petitioner with good cause, under federal rules
17 of civil procedure for leave of court to joinder claims. Petitioner
18 filed a habeas corpus petition from the illegal conviction of
19 state parties for case #FVI900518 of the state of California. This
20 petition claims forty-two (42) grounds of federal violations by
21 state agents in this conviction. Petitioner's case EDCV14-01877-PA
22 (DTB) was assigned to the Honorable Magistrate D. Bristow.

23 Petitioner filed a civil rights claim in this same
24 jurisdiction for civil rights violations that resulted from that
25 same state conviction case # FVI900518 with nine causes of action.
26 This case was filed on February 4, 2015 and assigned case number
27 EDCV15-00197-PA(DTB) AND assigned to the same Magistrate.

Joinder 1



Ken over

HABEAS

1 Petitioner moves this court for judicial comity, to join
2 these two same, and identical matters that resulted from the same
3 parties of interest for related violations, under rule 18(b) of the
4 Federal Rules of Civil Procedure. (Note to Subdivision (b)

5 This rule is inserted to make it clear that in a single
6 action a party should be accorded all the [relief] to which he is
7 entitled regarding of what it is legal or equitable or both.

8 This necessity included a deficiency judgement in fore-
9 closure actions formerly provide in former equity rrule 10
10 (decree for deficiency in forclosures, etc.)

11 If Federal Rules 19, 20, and 22 are satisfied, Federal
12 Housing Administration v. Christianson, 26 f. supp. 419 (D. Conn. 1939)
13 Fed. Prac. & Proc. § 533.1 (Wright ed 1961); 3 Moore's Fed. Prac., para
14 18.04 [3] (2d ed 1963)

15 Thus if it could be found in Christianson situation that
16 the claim on the second note arose out of the same transaction as
17 the claim on the first, or out of a transaction forming part of a
18 "series", and that any question of [fact] or [law] with respect the
19 the second note could be joined in the complaint.

20 Noland Co. Inc. v. Graver Tank & MFG. Co., 301 f2d 43 (4th. cir. 1962);
21 Rule 13 of Federal Rules of Criminal Procedure; Fed. R. C. P. 20(a)(2)
22 (A).

23 Here petitioner claims that the state team, which partici-
24 pated in this creation of civil complaint, according to historical
25 facts and law,

26 County District Attorney Michael A. Ramos
27 Deputy District Attorney John Thomas

Joinder 2

1 Deputy Public Defender David Sanders
2 SanBernardino Sheriff Deputy Detective Robert Alexander
3 SanBernardino Sheriff Deputy Detective Greg Myler
4 Sheriff of the County John Doe
5 SanBernardino Sheriff Deputy(Facility Commander)Captain Wickam
6 Superioir Court Judge The Honorable John Tomberlin

7 Took direct and personal interest in both actions, which
8 resulted in the fundamental denial of rights guaranteed under the
9 United ~~State~~s Constitution in both complaints before this court.

10

11 Petitioner moves Court asks these two cases be joinded

12

13 Habeas Corpus case EDCV14-01877-PA(DTB)

14 Civil Rights suit case EDCV15-00197-PA(DTB)

15 That the parties from bothcases are same and or directly
16 related to that same set of facts which resulted in these
17 [c]omplaints.

18

19 Should court deny this joinder request

20 Petitioner moved this court to take judicial notice of the facts which arise from
21 the civil rights suit, which are directly related and affect the legal view point of the Habeas
22 Corpus courts opinion.

23

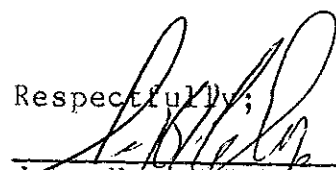
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26

Date 2/18/15

Respectfully;


John Henry Yablonsky

27

Joinder 3



1 PROOF OF SERVICE ACCORDING TO PRISONER MAIL BOX RULE

2
3 This service and mailing was conducted by a party to this action
4 and was conducted in accordance with facility practice and the
5 Title 15,div.3 section §3142, also Penal Code § 2601(b).

6 This mailing was inspected and sealed in the presence
7 of an on duty correctional officer, in a fully pre-paid envelope
8 that was addressed to the following,

9
10 United States district Court
11 3470 Twelfth st. #134
12 Riverside ,Ca.92501

13 Department of Justice
14 Calif.Att.General
15 Attn;Delgado
16 Box 85266
17 SanDiego,Ca.92186

18 This service contained the following ;

19
20
21 This service was conducted by an adult over the age of 18 years
22 of age,, and mailed in compliance with ordinary daily mail pract-
23 ices and routines that are processed and del;ivered by the
24 U.S.P.S. from the city of;

25 COALINGA
26 city

27 and

28 93210
zip code

This service was conducted on))) 2-18-15 Date

ACCORDING TO THE PRISONER MAIL BOX RULE

THIS SERVICE IS CONSIDERED FILED ON THE DATE OF THE SERVICE

UNDER THE PENALTY OF PERJURY

The forgoing of this proof of service is the truth to
the best and direct knowledge of;

John Henry Yablonsky

2-18-15
Date

My adress is Box 8500 Coalinga, Ca.93210