

FILED

OCT 31 2017

Clerk of the Court
Superior Court of CA County of Santa Clara
BY B. FARAOLE DEPUTY

SUPERIOR COURT OF CALIFORNIA
FOR THE COUNTY OF SANTA CLARA

1
2
3
4
5
6
7 THE PEOPLE OF THE STATE OF
8 CALIFORNIA,

9
10 Plaintiff,

11 vs.

12
13 ANTOLIN GARCIA-TORRES,

14
15 Defendant.
16
17

Case No. 213515

**ORDER TAKING JUDICIAL NOTICE
AND RE FURTHER BRIEFING**

18 On September 14, 2017, Defendant Garcia-Torres ("defendant") filed "Judicial Challenge
19 CCP Section 170.3" (the "Challenge") objecting to the Honorable Vanessa Zecher hearing any
20 motions in the above-entitled case (the "Case").
21

22 As the judge assigned under Code of Civil Procedure § 170.3(c)(1) to hear the Challenge,
23 the court asked the Defendant to comply with California Rules of Court, Rule 3.1306(c) as to all
24 matters for which judicial notice is requested. In response, the Defendant submitted a letter
25 dated October 19, 2017 and three volumes (the "Additional Exhibits").
26


27 The court hereby takes judicial notice of the Additional Exhibits pursuant to Evidence
28 Code 452 (d).

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

If the People or counsel for Judge Zecher want to respond to the Additional Exhibits, they should do so no later than Tuesday, November 7, 2017 or advise the court and counsel that no further response will be forthcoming.

IT IS SO ORDERED.

DATE: October 31, 2017


Jeffrey S. Ross,
Judge of the Superior Court


IN THE SUPERIOR COURT OF CALIFORNIA IN AND FOR THE COUNTY OF SANTA CLARA		FILED OCT 31 2017 Clerk of the Court Superior Court of CA County of Santa Clara BY <u>Gina Zamora</u> DEPUTY
PEOPLE OF THE STATE OF CALIFORNIA, vs. ANTOLIN GARCIA-TORRES,	Plaintiff, Defendant.	
PROOF OF SERVICE OF: Order Taking Judicial Notice and Re Further Hearing		Case Number: 213515

CLERK'S CERTIFICATE OF SERVICE: I certify that I am not a party to this case and that a true copy of this document was served as follows from the Hall of Justice located in San Jose, CA:

- By personal service on the parties and on the date shown below.
- By first class mail, postage prepaid, addressed as shown below and mailed on the date shown below.
- By interoffice pony pick-up as listed below.

DATED: October 31, 2017

Clerk of the Court

BY: 
Gina Zamora, Legal Process Supervisor
Courtroom Services Division

<i>District Attorney</i> David Boyd District Attorney's Office County Government Center, West Wing 70 West Hedding Street San Jose, CA 95110 <i>Via Interoffice Pony and U.S. Mail</i>	<i>Defense Counsel</i> David Epps, Alfonso Lopez, Brian Matthews The Law Offices of the Alternate Defender 701 Miller Street, 1 st Floor San Jose, CA 95110 <i>Via Interoffice Pony and U.S. Mail</i>
<i>Counsel on behalf of Judge Vanessa Zecher</i> Sarah L. Overton Cummings, McClorey, Davis, Acho & Associates, P.C. 3801 University Avenue, Suite 560 Riverside, CA 92501 <i>Via U.S. Mail</i>	