

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.: 296316  
 NAME: Ryan H. Birss  
 FIRM NAME: Ryan H. Birss, Attorney at Law  
 STREET ADDRESS: 1650 Oregon Street, Suite 108  
 CITY: Redding STATE: CA ZIP CODE: 96001  
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 E-MAIL ADDRESS: ryan@ryanhbirss.com  
 ATTORNEY FOR (name): Robert Alan Gibbs

FOR COURT USE ONLY

**FILED**

JAN 14 2019

CLERK OF THE SUPERIOR COURT  
BY: J. PEARSON, DEPUTY CLERK

110 operative 1/22/19 08

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SHASTA  
 PEOPLE OF THE STATE OF CALIFORNIA  
 vs.  
 Defendant: Robert Alan Gibbs  
 Date of birth: \_\_\_\_\_  
 Cal. Dept. of Corrections and Rehabilitation No. (if any): \_\_\_\_\_

CASE NUMBER:  
 14F0635, 14F4854, 15F5464  
 6355

**NOTICE OF APPEAL—FELONY (DEFENDANT)**  
 (Pen. Code, §§ 1237, 1237.5, 1538.5(m); Cal. Rules of Court, rule 8.304)

**NOTICE**

- You must file this form in the SUPERIOR COURT WITHIN 60 DAYS after the court rendered the judgment or made the order you are appealing.
- **IMPORTANT:** If your appeal challenges the validity of a guilty plea, a no-contest plea, or an admission of a probation violation, you must also complete the Request for Certificate of Probable Cause on page 2 of this form. (Pen. Code, § 1237.5.)

1. Defendant appeals from a judgment rendered or an order made by the superior court.

NAME of defendant: Robert Alan Gibbs  
 DATE of the order or judgment: 11/21/18

2. Complete either item a. or item b. Do not complete both.

a. If this appeal is after entry of a plea of guilty or no contest or an admission of a probation violation, check all that apply:

- (1)  This appeal is based on the sentence or other matters occurring after the plea that do not affect the validity of the plea. (Cal. Rules of Court, rule 8.304(b).)
- (2)  This appeal is based on the denial of a motion to suppress evidence under Penal Code section 1538.5.
- (3)  This appeal challenges the validity of the plea or admission. (You must complete the Request for Certificate of Probable Cause on page 2 of this form and submit it to the court for its signature.)
- (4)  Other basis for this appeal (you must complete the Request for Certificate of Probable Cause on page 2 of this form and submit it to the court for its signature) (specify):

b. For all other appeals, check one:

- (1)  This appeal is after a jury or court trial. (Pen. Code, § 1237(a).)
- (2)  This appeal is after a contested violation of probation. (Pen. Code, § 1237(b).)
- (3)  Other (specify):

3.  Defendant requests that the court appoint an attorney for this appeal. Defendant  was  was not represented by an appointed attorney in the superior court.

4. Defendant's mailing address is:  same as in attorney box above.

as follows:  
 Robert Alan Gibbs (#510503)  
 Shasta County Jail, 1655 West Street, Redding, CA 96001

Date: 1/14/19

Ryan Birss

(TYPE OR PRINT NAME)

(SIGNATURE OF DEFENDANT OR ATTORNEY)

PEOPLE OF THE STATE OF CALIFORNIA vs.	CASE NUMBER: 14F0635, 14F4854, 15F5464
Defendant: Robert Alan Gibbs	

**REQUEST FOR CERTIFICATE OF PROBABLE CAUSE**

I request a certificate of probable cause. The reasonable constitutional, jurisdictional, or other grounds going to the legality of the guilty plea, no-contest plea, or probation violation admission proceeding are *(specify)*:

Mr. Gibb's believes he had ineffective assistance of counsel during the time of his plea. He believes his plea was coerced and involuntary. I am informed and believe Mr. Gibbs sought mental health treatment after his release from the Shasta County Jail.

Mr. Gibbs was not informed of the possibility of parole requiring he move from his home in Shasta County to Fresno County.

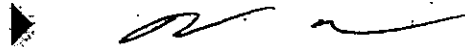
I request the court incorporate Mr. Gibb's various arguments he has raised in previous Habeas Corpus petitions including: MCRDCRHB18-0001046-001, MCRDCRHB18-0001970-001, MCRDCRHB18-0002065-001, MCRDCRHB18-0007728-001, MCRDCRHB17-0002399-001, MCRDCRHB17-0002573-001, MCRDCRHB17-0002595-001, MCRDCRHB17-0002596-001, MCRDCRHB17-0002659-001, MCRDCRHB17-0003662-001, MCRDCRHB17-0006458-001, MCRDCRHB17-0006749-001, MCRDCRHB17-0006798-001, MCRDCRHB16-0001156-001, MCRDCRHB16-0001253-001, MCRDCRHB16-0001341-001, MCRDCRHB16-0001722-001, MCRDCRHB16-0003244-001, MCRDCRHB16-0003522-001, MCRDCRHB16-0003578-001, MCRDCRHB16-0003733-001, MCRDCRHB16-0005118-001, and MCRDCRHB15-0006173-001.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 1/14/19

Ryan Birss

(TYPE OR PRINT NAME)

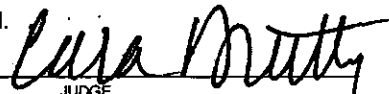


(SIGNATURE OF DEFENDANT OR ATTORNEY)

**COURT ORDER**

This Request for Certificate of Probable Cause is *(check one)*:  granted  denied.

Date: 1/22/19

  
JUDGE