

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE**

Hall of Justice  
4100 Main Street, Riverside, CA 92501

**Case Number:** CVRI2101147

**Case Name:** In the matter of: JECARR F. MERCHANT

Berangere Allen-Blaine  
3680 WILSHIRE BLVD.  
STE. P04-1207  
LOS ANGELES, CA 90010

**NOTICE OF ENTRY OF ORDER RE:  
PETITION FOR WRIT OF HABEAS CORPUS**

You are hereby notified, pursuant to the provisions of Section 4.551 CRC, an "ORDER" was entered on 06/04/2021, to wit:

"Order re: Petition for Writ of Habeas Corpus"

Order Granting Petition for Writ of Habeas Corpus

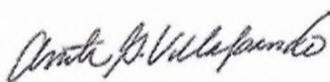
-- NOTE: ALL OTHER PARITES HAVE BEEN NOTIFIED --

**CERTIFICATE OF MAILING**

I certify that I am currently employed by the Superior Court of California, County of Riverside, and that I am not a party to this action or proceeding. In my capacity, I am familiar with the practices and procedures used in connection with the mailing of correspondence. Such correspondence is deposited in the outgoing mail of the Superior Court. Outgoing mail is delivered to and mailed by the United States Postal Service, postage prepaid, the same day in the ordinary course of business. I certify that I served a copy of this notice on this date, by depositing said copy as stated above.

Dated: 06/04/2021

W. SAMUEL HAMRICK JR.,  
Court Executive Officer/Clerk of Court

by:   
A. Villalpando, Deputy Clerk

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**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF RIVERSIDE**

In re

JECARR F. MERCHANT,

On Habeas Corpus.

Habeas Case No.: CVRI2101147

Criminal Case No.: RIF1406238

**ORDER GRANTING HABEAS  
RELIEF**

Petitioner Jecarr Merchant filed a Petition for Writ of Habeas Corpus on March 10, 2021. Petitioner was convicted of Kidnapping (Penal Code § 207(a)) and additional related charges on May 18, 2016, in RIF1406238. Petitioner was sentenced on November 3, 2017. Petitioner claims, and the People of the State of California concede, that the enactment of Senate Bill 136 and Senate Bill 1393 grant him new grounds for relief.

The statutory amendments created in these Senate Bills apply to those cases not yet final when the laws became effective. (*People v. Garcia* (2018) 28 Cal.App.5th 961, 972-973) In the case of Senate Bill 1393, that date is January 01, 2019, and in Senate Bill 136, that date is January 01, 2020. Petitioner's case was not final until after January 1, 2020, accordingly he is entitled to a reconsideration of his sentencing.

**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF RIVERSIDE

JUN 04 2021

A. Villalpando 

ORDER

The Court grants habeas corpus relief. This case is Ordered returned to Department 44, The Honorable Judge Bernard Swartz, to hold a hearing within sixty days from the date this Order is mailed by the Clerk of Court to consider resentencing in light of the Senate Bills.

IT IS SO ORDERED.  
DATED: June 4, 2021



*Jacqueline C. Jackson*  
Judge Jacqueline C. Jackson