

Court of Appeal, Second Appellate District, Division Two - No. B248072

S214652  
**IN THE SUPREME COURT OF CALIFORNIA**  
En Banc

SUPREME COURT  
**FILED**

AUG 17 2016

In re JOSE ARMANDO ALATRISTE on Habeas Corpus.

Frank A. McGuire Clerk

Deputy

The matter is transferred to the Court of Appeal, Second Appellate District, Division Two. That court is ordered to vacate its denial dated October 29, 2013 and is further ordered to issue an order to show cause, returnable before the Los Angeles County Superior Court. The Secretary of the Department of Corrections and Rehabilitation is to be ordered to show cause, when the matter is placed on calendar, why petitioner is not entitled to make a record of "mitigating evidence tied to his youth." (See *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284.) The return is to be filed on or before September 16, 2016.

Cantil-Sakauye

*Chief Justice*

Werdegar

*Associate Justice*

Chin

*Associate Justice*

Corrigan

*Associate Justice*

Liu

*Associate Justice*

Cuellar

*Associate Justice*

Kruger

*Associate Justice*