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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SIX

THE PEOPLE,

Plaintiff and Respondent,

v.

ALFREDO PEREZ REGALADO,

Defendant and Appellant.

2d Crim. No. B246487  
(Super. Ct. No. CR44349 (1999))  
(Ventura County)

Alfredo Perez Regalado appeals an order denying a petition to recall his 25-year-to-life sentence pursuant to the procedure set forth in Penal Code section 1170.126, the Three Strikes Reform Act of 2012.<sup>1</sup>

On February 25, 1999, Regalado was convicted of petty theft with a prior petty theft conviction. (§ 666.) The trial court found that Regalado suffered two prior serious felony strike convictions: a 1990 conviction for forcible rape and a 1983 conviction for kidnapping. (§§ 261, subd. (a), 207.) The court imposed a 25-year-to-life sentence pursuant to the three strikes law. (§§ 667, subd. (b)-(i), 1170.12, subds. (a)-(d).)

On November 15, 2012, Regalado filed a petition to recall his sentence pursuant to section 1170.126, subdivision (b). The trial court denied the

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<sup>1</sup> All further statutory references are to the Penal Code unless stated otherwise.

petition, ruling that Regalado did not qualify for resentencing because a prior strike offense was a "sexually violent offense" pursuant to sections 1170.12, subdivision (c)(2)(C)(iv), 667, subdivision (e)(2)(C)(iv), and Welfare and Institutions Code section 6600. Regalado appealed.

We appointed counsel to represent Regalado in this appeal. After counsel's examination of the record, she filed an opening brief raising no issues.

On June 10, 2013, we advised Regalado by mail that he had 30 days within which to personally submit any contentions or issues that he wished to raise on appeal. We have not received a response.

We have reviewed the entire record and are satisfied that Regalado's attorney has fully complied with her responsibilities and that no arguable issue exists. (*People v. Wende* (1979) 25 Cal.3d 436, 441.)

The order is affirmed.

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GILBERT, P. J.

We concur:

YEGAN, J.

PERREN, J.

Kevin J. McGee, Judge  
Superior Court County of Ventura

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Jonathan B. Steiner, Kathleen C. Caverly for Defendant and Appellant.  
No appearance for Plaintiff and Respondent.