

Gorsuch, J., delivered the opinion of the Court, in which Roberts, C.J., and Thomas, Alito, and Kavanaugh, JJ., joined. Thomas, J., and Kavanaugh, J., filed concurring opinions. Breyer, J., filed a dissenting opinion, in which Ginsburg, Sotomayor, and Kagan, JJ., joined as to all but Part III. Sotomayor, J., filed a dissenting opinion.

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CALIFORNIA COURT OF APPEAL

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[REDACTED]

[REDACTED]

**WHEN A PROSECUTOR REFERENCES JURY SELECTION NOTES DURING
A *BATSON/WHEELER* HEARING, THE NOTES ARE DISCOVERABLE AS
PART OF POSTCONVICTION WRIT OF HABEAS CORPUS DISCOVERY**

People v. Superior Court (Jones)–Filed Apr. 9, 2019, in D074028 (4 DCA, Div. 1) [[2019 WL 1528547](#); [2019 Cal.App.Lexis 325](#)].

Facts: During jury selection in def.’s capital murder trial, the prosecutor used peremptory strikes to excuse African-American jurors. The trial court held a *Batson/Wheeler* hearing and ultimately denied def.’s motion and permitted the strikes. Def.’s habeas attorney sought postconviction discovery of the prosecutor’s jury selection notes. The trial court granted the request and the district attorney filed a writ of mandate/prohibition seeking to vacate that order.

