

***[NO MINUTES WERE GENERATED FOR
FRIDAY, APRIL 3, 2015]***

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**SUPREME COURT MINUTES
MONDAY, APRIL 6, 2015
SAN FRANCISCO, CALIFORNIA**

S205145 H036414 Sixth Appellate District **PEOPLE v. DIAZ (DORA)**
Opinion filed: Judgment affirmed in full
Majority Opinion by Cantil-Sakauye, C. J.
-- joined by Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S213545 G047562 Fourth Appellate District, Div. 3 **COFFEY (ASHLEY
JOURDAN) v. SHIOMOTO
(JEAN)**
Opinion filed: Judgment affirmed in full
Majority Opinion by Werdegar, J.
-- joined by Cantil-Sakauye, C. J., Chin, Corrigan, Cuéllar, and Kruger, JJ.
Concurring Opinion by Liu, J.

S086578 **PEOPLE v. LOOT
(KENDRICK) & MILLSAP
(BRUCE)**

Extension of time granted
Good cause appearing, and based upon counsel Manuel J. Baglanis's representation that appellant Bruce Millsap's reply brief is anticipated to be filed by June 1, 2015, counsel's request for an extension of time in which to file that brief is granted to June 1, 2015. After that date, no further extension will be granted. Counsel is ordered to inform his assisting attorney or entity of this schedule, and to take all steps necessary to meet it.

S103358 **PEOPLE v. BARRERA
(MARCO ESQUIVEL)**

Extension of time granted
Good cause appearing, and based upon Assistant State Public Defender Jessica K. McGuire's representation that the appellant's reply brief is anticipated to be filed by April 15, 2015, counsel's request for an extension of time in which to file that brief is granted to April 15, 2015. After that date, no further extension will be granted.

S122611**PEOPLE v. STESKAL
(MAURICE GERALD)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Kelley Johnson's representation that the respondent's brief is anticipated to be filed by August 4, 2015, counsel's request for an extension of time in which to file that brief is granted to June 5, 2015. After that date, only one further extension totaling about 60 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S132449**PEOPLE v. PETERSON
(SCOTT LEE)**

Extension of time granted

Good cause appearing, and based upon counsel Cliff Gardner's representation that the appellant's reply brief is anticipated to be filed by July 27, 2015, counsel's request for an extension of time in which to file that brief is granted to May 26, 2015. After that date, only one further extension totaling about 60 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S142959**PEOPLE v. YOUNG
(DONALD RAY) & YOUNG
(TIMOTHY JAMES)**

Extension of time granted

On application of appellant Timothy Young and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 15, 2015.

S146939**PEOPLE v. CAPERS (LEE
SAMUEL)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Donald W. Ostertag's representation that the respondent's brief is anticipated to be filed by December 4, 2015, counsel's request for an extension of time in which to file that brief is granted to June 5, 2015. After that date, only three further extensions totaling about 180 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S152556**PEOPLE v. OROZCO (JOSE
LUIS)**

Extension of time granted

Good cause appearing, and based upon counsel Tara K. Hoveland's representation that the appellant's reply brief is anticipated to be filed by August 3, 2015, counsel's request for an extension of time in which to file that brief is granted to June 2, 2015. After that date, only one further extension totaling about 60 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S165894**PEOPLE v. PENUELAS
(JESUS GUADALUPE
VELAZQUEZ)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 8, 2015.

S167010**PEOPLE v. ARIAS
(LORENZO INEZ) &
MENDOZA (LUIS ALONZO)**

Extension of time granted

On application of appellant Lorenzo Inez Arias and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 2, 2015.

S172432**PEOPLE v. CHEATHAM
(STEVEN DEWAYNE)**

Extension of time granted

Good cause appearing, and based upon counsel Conrad Petermann's representation that the appellant's opening brief is anticipated to be filed by December 1, 2015, counsel's request for an extension of time in which to file that brief is granted to June 1, 2015. After that date, only three further extensions totaling about 180 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S175660**PEOPLE v. AGUIRRE (JASON
ALEJANDRO)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 2, 2015.

S178669**PEOPLE v. WYCOFF
(EDWARD MATTHEW)**

Extension of time granted

Good cause appearing, counsel David A. Nickerson's request for an extension of time in which to file the appellant's opening brief is granted to June 1, 2015. After that date, no further extension is contemplated.

S179826**PEOPLE v. CAIN (ANTHONY
DEONDREA)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to May 26, 2015.

S184521**PEOPLE v. DUNN (AARON
NORMAN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 2, 2015.

S185221**PEOPLE v. LEWIS (TRAVIS
JEREMY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 5, 2015.

S197707**LOMAX (DARRELL LEE) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Federal Public Defender C. Pamela Gómez's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by July 24, 2015, counsel's request for an extension of time in which to file that document is granted to May 26, 2015. After that date, only one further extension totaling about 60 additional days is contemplated.

S212159**PEOPLE v. PEARSON
(KEVIN DARNELL)**

Extension of time granted

Good cause appearing, and based upon counsel Conrad Petermann's representation that the appellant's opening brief is anticipated to be filed by June 5, 2015, counsel's request for an extension of time in which to file that brief is granted to June 5, 2015. After that date, no further extension is contemplated.

S213911**HAWTHORNE, JR.,
(ANDERSON) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Noah P. Hill's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by May 6, 2015, counsel's request for an extension of time in which to file that document is granted to May 6, 2015. After that date, no further extension is contemplated.

S218292**GHOBRIAL (JOHN SAMUEL)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Collette C. Cavalier's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by June 2, 2015, counsel's request for an extension of time in which to file that document is granted to June 2, 2015. After that date, no further extension is contemplated.

S218736**SMITH, JR., (ROBERT LEE)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Scott F. Kauffman's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by September 15, 2015, counsel's request for an extension of time in which to file that document is granted to June 2, 2015. After that date, only two further extensions totaling about 104 additional days are contemplated.

S219182**TRUJEQUE (TOMMY
ADRIAN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Susan Garvey's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by March 1, 2016, counsel's request for an extension of time in which to file that document is granted to May 26, 2015. After that date, only five further extensions totaling about 280 additional days will be granted.

S219783

F066798 Fifth Appellate District

**SIERRA CLUB v. COUNTY
OF FRESNO (FRIANT
RANCH, L.P.)**

Extension of time granted

On application of South Coast Air Quality Management District and good cause appearing, it is ordered that the time to serve and file the amicus brief is extended to April 30, 2015.

S221202**VALDOVINOS (JACINTO
JOSE) ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to April 20, 2015.

S221382**McGHEE (TIMOTHY) ON
H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to April 30, 2015.

S221852

B248316 Second Appellate District, Div. 5

**PEOPLE v. MACABEO
(PAUL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to April 10, 2015.

S222211 E054517/E056595 Fourth Appellate District, Div. 2 **RACEWAY FORD CASES**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to June 16, 2015.

S223452**POPS (ASWAD A.) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Douglas L. Wilson's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by July 27, 2015, counsel's request for an extension of time in which to file that document is granted to June 1, 2015. After that date, only one further extension totaling about 55 additional days is contemplated.

S224428**RAMOS, JR., (WILLIAM J.)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Alice B. Lustre's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by July 1, 2015, counsel's request for an extension of time in which to file that document is granted to May 26, 2015. After that date, only one further extension totaling about 35 additional days is contemplated.

S224701**LEWIS, JR., (KEITH ALLEN)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Alice B. Lustre's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by August 28, 2015, counsel's request for an extension of time in which to file that document is granted to May 29, 2015. After that date, only two further extensions totaling about 90 additional days are contemplated.

S200016**PEOPLE v. TOPETE (MARIO
ANTONIO)**

Counsel appointment order filed

In California, a criminal defendant has no right to represent himself or herself on appeal. (*People v. Scott* (1998) 64 Cal.App.4th 550; see also *Martinez v. Court of Appeal of Cal., Fourth Appellate Dist.* (2000) 528 U.S. 152.) On the court's own motion, Rebecca P. Jones is hereby appointed to represent appellant Marco Antonio Topete for the direct appeal in the above automatic appeal now pending in this court.

S223755 B252500 Second Appellate District, Div. 7 **PEOPLE v. SPIVEY (DAVID WAYNE)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Edward Schulman is hereby appointed to represent appellant on the appeal now pending in this court.

S087773 **PEOPLE v. GOMEZ (RUBEN PEREZ)**

Order filed

Appellant's "Application for Leave to File a Supplemental Opening Brief," filed on March 26, 2015, is granted. The Clerk is directed to file the "Appellant's Supplemental Opening Brief," received on March 26, 2015.

Respondent may serve and file a supplemental respondent's brief no later than 30 days from the date of this order. Appellant may serve and file a supplemental reply brief no later than 30 days after the date respondent's supplemental brief is filed.