

**SUPREME COURT MINUTES
WEDNESDAY, AUGUST 26, 2015
SAN FRANCISCO, CALIFORNIA**

S227964 B260928 Second Appellate District, Div. 6 **PEOPLE v. HICKMAN
(JONATHAN HOLLIS)**

Petition for review granted

Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S228030 G051142 Fourth Appellate District, Div. 3 **PEOPLE v. MORALES
(JOSUE VARGAS)**

Petition for review granted

Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S213717 **HUGGINS (MICHAEL
JAMES) ON H.C.**

Order to show cause issued, returnable in Superior Court (Atkins claim)

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause in the Alameda County Superior Court, when the matter is placed on calendar, why petitioner's death sentence should not be vacated and petitioner sentenced to life imprisonment without the possibility of parole on the ground that he is intellectually disabled within the meaning of *Atkins v. Virginia* (2002) 536 U.S. 304, as alleged in Claim 1 of Huggins's second petition for writ of habeas corpus filed October 1, 2013. (See *In re Hawthorne* (2005) 35 Cal.4th 40.) The return is to be filed on or before September 25, 2015.

Claims 2-4 are denied on the merits. Claim 2 is procedurally barred, separately and independently, because it was raised in Huggins's first habeas corpus petition (*In re Miller* (1941) 17 Cal.2d 734, 735), and, to the extent the claim is different from any prior claim, because it could have been but was not raised in his first habeas corpus petition (*In re Clark* (1993) 5 Cal.4th 750, 767-768). Claim 3 is procedurally barred, separately and independently, because it could have been but was not raised in Huggins's first habeas corpus petition. (*Ibid.*) Both claims 2 and 3 are also denied as untimely. (*In re Robbins* (1998) 18 Cal.4th 770, 780-781.)

Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S224088**LONG (KIMBERLY LOUISE)
ON H.C.**

Order to show cause issued, returnable in Superior Court

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause before the Riverside County Superior Court, when the matter is placed on calendar, why trial counsel was not ineffective in his failure to: consult a time of death expert, investigate DNA evidence, present evidence petitioner did not change her clothes, and present evidence of the victim's application for a restraining order, and why petitioner is not actually innocent of the crime as petitioner claims in grounds (I)(A)(1), (2), (3), (4), and (III). The return is to be filed on or before September 25, 2015.

Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S226941

B263898 Second Appellate District, Div. 4

**MILES (LEON) v. S.C.
(PEOPLE)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Four, with directions to issue an alternative writ

The petition for review is granted. The matter is transferred to the Court of Appeal, Second Appellate District, Division Four, with directions to vacate its order denying mandate and to issue an alternative writ. (See *In re Steele* (2004) 32 Cal.4th 682, 691.)

Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S227553

A144587 First Appellate District, Div. 4

SOLARES (MARIO) ON H.C.

Petition for review granted; transferred to Court of Appeal, First Appellate District, Division Four, with directions to issue an order to show cause

The petition for review is granted. The matter is transferred to the Court of Appeal, First Appellate District, Division Four, with directions to vacate its June 25, 2015, order denying the petition for writ of habeas corpus and to issue an order to show cause, returnable before the Contra Costa County Superior Court. The Director of the Department of Corrections and Rehabilitation is to be ordered to show cause, when the matter is ordered on calendar, why petitioner is not entitled to relief based on ineffective assistance of trial counsel for improperly coercing petitioner into accepting the plea agreement, as petitioner contends in Ground 1 of the petition for writ of habeas corpus filed in the Court of Appeal on March 23, 2015. The return is to be filed on or before September 25, 2015.

Votes: Cantil-Sakauye, C. J., Werdegar, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S214739 B229255 Second Appellate District, Div. 5 **PEOPLE v. STRATIS
(CHRISTOPHER)**

Transferred to Court of Appeal, Second Appellate District, Division Five, after hold Review in the above-captioned matter is transferred to the Court of Appeal, Second District, Division Five, for reconsideration in light of *People v. Banks* (2015) 61 Cal.4th 788. (Cal. Rules of Court, rule 8.528(d).) In the event the Court of Appeal determines defendant David Stratis's burglary-murder special circumstance is supported by substantial evidence, the matter should be remanded to the trial court for resentencing of Stratis in light of the guidelines set forth in *People v. Gutierrez* (2014) 58 Cal.4th 1354.

Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S225141 C069965 Third Appellate District **PEOPLE v. MEDINA
(ANTHONY ARTURO)**

Transferred to Court of Appeal, Third Appellate District, after hold Review in the above-captioned matter is transferred to the Court of Appeal, Third District, for reconsideration in light of *People v. Banks* (2015) 61 Cal.4th 788. (Cal. Rules of Court, rule 8.528(d).) Defendant David Whitehead's motion for remand to the Court of Appeal is denied as moot.

Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S227508 B253935 Second Appellate District, Div. 3 **SCHAFER (CARL) v. CITY
OF LOS ANGELES
(TRIANGLE CENTER, LLC)**

Petition ordered withdrawn

Petitioner's request, filed on August 10, 2015, to withdraw the amended petition for review is granted.

S228706 **MARTIN (RONNIE S.) v.
COURT OF APPEAL,
FOURTH APPELLATE
DISTRICT, DIVISION TWO**

Vexatious litigant application denied

The application of petitioner for leave to file Petition for Writ of Mandate is hereby denied.

S107782**WELCH (DAVID ESCO) ON
H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus filed in this court on June 24, 2002, is denied.

Except for claims 6 and 18, which were resolved by a separate opinion (see *In re Welch* (2015) 61 Cal.4th 489), each claim is denied on the merits.

The following claims are each procedurally barred, separately and independently, as repetitive of a claim raised and rejected on appeal (see *In re Waltreus* (1965) 62 Cal.2d 218, 225): Claims 4, 9, 12, 14, 15, 44, 50, 54, 55, 56, 58, 62, 63, and 64.

The following claims are each procedurally barred, separately and independently, because they could have been, but were not, raised on appeal (see *In re Dixon* (1953) 41 Cal.2d 756, 759): Claims 3, 5, 10, 11, 35-43, 45, 47-49, 57, 59-61, 65, and 66.

Claim 52, to the extent it raises allegations that prospective jurors Martin Gilens, Howard Gruber, and Victoria Brown were improperly excused for cause, is procedurally barred, separately and independently, as repetitive of a claim raised and rejected on appeal. (See *In re Waltreus, supra*, 62 Cal.2d at p. 225.) To the extent claim 52 raises allegations about other prospective jurors being improperly excused for cause, it is procedurally barred, separately and independently, because that portion of the claim could have been, but was not, raised on appeal. (See *In re Dixon, supra*, 41 Cal.2d at p. 759.)

Claim 53 is procedurally barred, separately and independently, as repetitive of a claim raised and rejected on appeal. (See *In re Waltreus, supra*, 62 Cal.2d at p. 225.) To the extent claim 53 differs from the claim presented on appeal regarding the erroneous denial of a change of venue motion, inasmuch as it discusses the alleged exposure of several prospective jurors to information about the case, the claim is procedurally barred, separately and independently, because that portion of the claim could have been, but was not, raised on appeal. (See *In re Dixon, supra*, 41 Cal.2d at p. 759.)

S149222**WELCH (DAVID ESCO) ON
H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for a writ of habeas corpus, filed on January 4, 2007, is denied on the merits.

S226264**DAVIS (TAMMIE) v.
DEVANLAY RETAIL
GROUP, INC.**

Request for certification denied

In light of the subsequent opinion in *Harrold v. Levi Strauss & Co.* (2015) 236 Cal.App.4th 1259, the court denies the request, made pursuant to California Rules of Court, rule 8.548, that this court decide questions of California law presented in a matter pending in the United States Court of Appeals for the Ninth Circuit.

S226759 D065579 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. VIZCARRA
(JUAN JOSE)**

S226957 B248320 Second Appellate District, Div. 3

Petition for review denied

**PACIFIC CAISSON &
SHORING, INC. v.
BERNARDS BROS. INC.**

S227035 A133121 First Appellate District, Div. 2

Petitions for review denied

PEOPLE v. HILL (ROSA PUI)

S227163 B244896 Second Appellate District, Div. 8

Petition for review denied

**BERGSTEIN (DAVID) v.
STROOCK & STROOCK &
LAVAN LLP**

S227210

Petition for writ of mandate/prohibition denied

**YABLONSKY (JOHN
HENRY) v. S.C. (PEOPLE)**

S227218 H039152 Sixth Appellate District

Petitions for review denied

**PEOPLE v. ORTIZ
(SANTIAGO GONZALEZ)**

S227221 G050722 Fourth Appellate District, Div. 3

Petitions for review denied

**PEOPLE v. IGE (GARRETT
KAZUO)**

S227230 B258000 Second Appellate District, Div. 7

Petition for review denied

**LOZANO (CYNTHIA) v.
WORKERS'
COMPENSATION APPEALS
BOARD & STATE
COMPENSATION
INSURANCE FUND**

S227246 E059903 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SAUCEDO
(MARCO ANTONIO)**

S227266 A142747 First Appellate District, Div. 3

Petition for review & depublication request(s) denied

**HARROLD (STACIE) v. LEVI
STRAUSS & CO.**

S227366 F068489 Fifth Appellate District

Petition for review denied

**PEOPLE v. COSTILLA
(JULIAN ACUNA)**

S227375

Petition for review denied

**GLAIR (RICHARD J.) v.
MUKRI (JON K.)**

S227379 B254651 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. RAMOS
(ARTHUR)**

S227403 B254334 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. NICOLAS, JR.,
(FELIX FEDERICO)**

S227407 D064909 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GODWIN
(JEREMY JAMES)**

S227418 B249694 Second Appellate District, Div. 8

Petitions for review denied

**PEOPLE v. AMIO (RICHARD
M.)**

S227436 B252528 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. THOMPSON
(MATHEW ARLIN)**

S227451 B253550 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. REYES (HENRY ALINO)

S227495 G049824 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. SHAVER (ANGELA MAY)

S227497 H040512 Sixth Appellate District

Petition for review denied

PEOPLE v. PACHECO (ALFRED MICHAEL)

S227501

Petition for review denied

WATKINS (MICHAEL W.) v. S.C. (AMERICAN EXPRESS BANK FSB)

S227521 H040858 Sixth Appellate District

Petition for review denied

IN RE F.B.

S227529 E058507 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. WILSON (GEORGE HOWARD)

S227546 H040650 Sixth Appellate District

Petition for review denied

PEOPLE v. BACHMEIER (GEORGE LOUIS)

S227548 G049766 Fourth Appellate District, Div. 3

Petition for review denied

MIRABEL (FARRAH) v. HALL & BAILEY

S227564 C079174 Third Appellate District

Petition for review denied

MACKEY (JAMES) ON H.C.

S227570 C076545 Third Appellate District

Petition for review denied

PEOPLE v. KING (JERRY LEE)

S227571 C075523 Third Appellate District

Petition for review denied

PEOPLE v. LUCAS (DAVID LEE)

S227577 F067171 Fifth Appellate District

Petition for review denied

PEOPLE v. COX (LAVERT)

S227588 C070982 Third Appellate District

Petition for review denied

PEOPLE v. ORTIZ (TRAVIS MICHAEL)

S227593 A137359 First Appellate District, Div. 4

Petition for review denied

PEOPLE v. ESTEBAN (GISELLE DIWAG)

S227594 B264414 Second Appellate District, Div. 2

Petition for review denied

HARVEY (DAVID) ON H.C.

S227602 A142296 First Appellate District, Div. 4

Petition for review denied

IN RE L.F.

S227613 B264051 Second Appellate District, Div. 8

Petition for review denied

PAYAN (JESUS) ON H.C.

S227620 G050693 Fourth Appellate District, Div. 3

Petition for review denied

OLIPHANT (WESLEY D.) v. SHAH (SURESH)

S227643 A145435 First Appellate District, Div. 1

Petition for review denied

McCOY (ROBERT) ON H.C

S227657 B253860 Second Appellate District, Div. 5

Petition for review denied

**SELA (MICHAEL M.) v.
MEDICAL BOARD OF
CALIFORNIA**

S227661 A138270 First Appellate District, Div. 1

Petition for review denied

**WONG (WAYSON) v.
STOLER (IRA)**

S227666 D065066 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. BUTTS
(ROLANDO LOUIS)**

S227667 A140730 First Appellate District, Div. 1

Petition for review denied

IN RE A.Z.

S227672 C071987 Third Appellate District

Petition for review denied

**PEOPLE v. ENLOE
(PATRICK THOMAS)**

S227713 E060548 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MARTINEZ
(MICHAEL)**

S227736 C064678 Third Appellate District

Petition for review denied

**PEOPLE v. RICHARDSON
(GREGG ALLEN)**

S227742 G049572 Fourth Appellate District, Div. 3

Petitions for review denied

**PEOPLE v. GABRIELSON
(MICHAEL)**

S227754 H040040 Sixth Appellate District

Petition for review denied

PEOPLE v. GARCIA (SETH)

S227783 F067363 Fifth Appellate District
Petition for review denied

PEOPLE v. KING (MARIO)

S227786 F068477 Fifth Appellate District

**DAVIS (STEPHEN K.) v.
FRESNO UNIFIED SCHOOL
DISTRICT**

Petitions for review & depublication request(s) denied

The motions for judicial notice filed on July 14, 2015, and on August 21, 2015, by Fresno Unified School district are granted. The motion for judicial notice filed on August 4, 2015, by Stephen K. Davis is granted. The motion to strike filed on August 4, 2015, by Stephen K. Davis is granted. The petitions for review are denied.

The requests for an order directing depublication of the opinion are denied.

S227821 B250812 Second Appellate District, Div. 3

**KESZEY (PHILIP) v. RED
HAWK FIRE & SECURITY
(CA), LLC.**

Petition for review denied

S227822 B255794 Second Appellate District, Div. 1

**KEMPTON (KIMBERLY) &
KINNEY (CHARLES) v.
COOPER (CAROLYN)**

Petition for review denied

The requests for judicial notice are denied.

S227826 G050860 Fourth Appellate District, Div. 3
Petition for review denied

PEOPLE v. CAEZ (SAMUEL)

S227883 B254560 Second Appellate District, Div. 6

**PEOPLE v. WILDMAN
(DANIEL CHARLES)**

Petition for review denied

S227888 F071830 Fifth Appellate District

**BROWNLEE (TERRENCE)
ON H.C.**

Petition for review denied

S227899	G049349 Fourth Appellate District, Div. 3	PEOPLE v. ESCAMILLA (DANNY)
Petition for review denied		
S227900	B255004 Second Appellate District, Div. 3	PEOPLE v. STALLWORTH (D'ANDRE DWAYNE)
Petition for review denied		
S227905	C075372 Third Appellate District	PEOPLE v. MORSE (JEREMIAH JON)
Petition for review denied		
S227907	E060000 Fourth Appellate District, Div. 2	CITY OF INDIAN WELLS v. LAWELLIN (DOUGLAS A.)
Petition for review denied		
S227914	B254044 Second Appellate District, Div. 6	PEOPLE v. BOYD (KIERA JEAN)
Petition for review denied		
S227915	E059677 Fourth Appellate District, Div. 2	PEOPLE v. BLACHE (ARON JEROME)
Petition for review denied		
S227918	D065574 Fourth Appellate District, Div. 1	PEOPLE v. GREEN (SCOTT MICHAEL)
Petition for review denied		
S227925	B257453 Second Appellate District, Div. 2	PEOPLE v. MARTIN (TYJUAN DESHAWN)
Petition for review denied		
S227936	F067975 Fifth Appellate District	PEOPLE v. SANCHEZ (CARLOS GARCIA)
Petition for review denied		

S227942 B254227 Second Appellate District, Div. 1
Petition for review denied

**PEOPLE v. LINK (CHESTER
VILIODIOU)**

S227943 C076146 Third Appellate District
Petition for review denied

**PEOPLE v. O'DEAL
(DREMON ROBERT)**

S227949 B256103 Second Appellate District, Div. 8
Petition for review denied

**PEOPLE v. TORRES (JOSEPH
R. GUEVARA)**

S227969 F067334 Fifth Appellate District
Petition for review denied

**PEOPLE v. MUNOZ (LUIS
MIGUEL)**

S227970 B254416 Second Appellate District, Div. 8
Petition for review denied

**PEOPLE v. HAWKINS
(CORDELL)**

S227971 F068173 Fifth Appellate District
Petition for review denied

**PEOPLE v. CISNEROS (JOSE
ALFREDO)**

S227975 A140616 First Appellate District, Div. 3
Petition for review denied

**PEOPLE v. HARRIS (MOISHE
BILMA)**

S227977 E059981 Fourth Appellate District, Div. 2
Petition for review denied

**ANDERSON (A.K.) v.
VALVERDE (GEORGE)**

S227978 D065770 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. WATERS
(GREGORY L.)**

S227980	G049942 Fourth Appellate District, Div. 3	PEOPLE v. OLIVARES (GALDINO ADOLFO)
Petition for review denied		
S227981	B258636 Second Appellate District, Div. 4	PEOPLE v. MARTINEZ (EMILIO)
Petition for review denied		
S227982	F067082 Fifth Appellate District	PEOPLE v. KELLY (WADE EDWARD)
Petition for review denied		
S227986	B256701 Second Appellate District, Div. 1	PEOPLE v. DURAN (PAUL EDWARD)
Petition for review denied		
S227998	B254724 Second Appellate District, Div. 7	ARMSTRONG (BRIAN & MARIA ALBERTINA), MARRIAGE OF
Petition for review denied		
S228006	A139113 First Appellate District, Div. 4	PEOPLE v. CASTANEDA (EDDIE)
Petition for review denied		
S228016	H040393 Sixth Appellate District	HOLDRIDGE (ROBERT EDWARD) v. S.C. (PEOPLE)
Petition for review denied		
S228046	A142087 First Appellate District, Div. 3	PEOPLE v. KNIGHT, JR., (DARRYL LEON)
Petition for review denied		

S228053 A137584 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. WONG
(ANDREW)**

S228151 A145432 First Appellate District, Div. 1

Petition for review & application for stay denied
Corrigan, J., was recused and did not participate.

**OTTOVICH (MARK) v. S.C.
(SEABOARD SURETY
COMPANY)**

S228581 B265430 Second Appellate District, Div. 1

Petition for review & application for stay denied

**PACIFIC 9
TRANSPORTATION, INC. v.
S.C. (LABOR
COMMISSIONER OF THE
STATE OF CALIFORNIA)**

S228582 B256426 Second Appellate District, Div. 4

Petition for review & application for stay denied

**R.E.F.S., INC. v. WILLIAMS
(G. GREGORY)/(LEVI)**

S222681

Petition for writ of habeas corpus denied

**TRACEY (LENNIE PAUL) ON
H.C.**

S226025

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**HAMMOND (RICHARD
STEVE) ON H.C.**

S226054

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Miller* (1941) 17 Cal.2d 734, 735.)

**JACKSON (EUDALE) ON
H.C.**

S226115**AGNEW (JILBRAUN
DANDTON) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S226318**JO (NAN-HUI) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S226435**WASHINGTON (KENNETH
J.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S226436**JACKSON (GREGORY) ON
H.C.**

Petition for writ of habeas corpus denied

S226438**TRAN (RICHARD) ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to any relief to which petitioner might be entitled after this court decides *People v. Franklin*, S217699, *In re Alatraste*, S214652, and *In re Bonilla*, S214960.

S226501**LEE (RONNIE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S226511**ALEXANDER (ALEXIOS) ON
H.C.**

Petition for writ of habeas corpus denied

S226666**BURTON (ERIC W.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S226724**SASHIN (ALEX) ON H.C.**

Petition for writ of habeas corpus denied

S226785**NICHOLS (JASON L.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S226789**VEGA (ERNESTO GARCIA)
ON H.C.**

Petition for writ of habeas corpus denied

S226792**SCOTT (LIONEL A.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S226848**HERRERA (BENITO) ON H.C.**

Petition for writ of habeas corpus denied

S226853**HERRERA (BENITO) ON H.C.**

Petition for writ of habeas corpus denied

S226865**JONES (DARRELL A.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

S226870**ARREOLA (FERNANDO) ON
H.C.**

Petition for writ of habeas corpus denied

S226873**IRVIN (WILLIAM) ON H.C.**

Petition for writ of habeas corpus denied

S226901**KLINEFELTER (JEFFREY
SCOTT) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S226902**CIOTTA (STEVEN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)

S226905**HOOKE, SR., (MAURICE W.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S226925**CLEVELAND (ROBERT) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)

S226929**TORRES (ARTHUR FRANK) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S227919**BURTON (ERIC W.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S228571**VARGAS (ILICH) ON H.C.**

Petition for writ of habeas corpus & application for stay denied

S227362

B255907 Second Appellate District, Div. 7

**HOLLIS (SHAWN) v.
FEDERAL EXPRESS
CORPORATION**

Publication request denied (case closed)

S227460

B256511 Second Appellate District, Div. 2

**GRANDINO (ROBERT R.) v.
WELLS FARGO BANK**

Depublication request denied (case closed)

S227517 C074810 Third Appellate District

**WHITLOW (DEAN) v.
RIDEOUT MEMORIAL
HOSPITAL**

Publication request denied (case closed)

The request for an order directing partial publication of the opinion in the above-entitled appeal is denied.

S227591 B250653 Second Appellate District, Div. 8

**BECK (CYNTHIA) v. BLUM
COLLINS, LLP**

Publication request denied (case closed)

S227851 B253713 Second Appellate District, Div. 5

**JAUREGUI (JUAN) v. CITY
OF PALMDALE**

Publication request denied (case closed)

S227960 A141599 First Appellate District, Div. 5

IN RE VICTOR C.

Publication request denied (case closed)

S025520

**PEOPLE v. WALDON (BILLY
RAY)**

Application to file over-length brief granted

Good cause appearing, appellant's application for leave to file oversized reply brief is granted.

S165649

**PEOPLE v. COOK
(MICHAEL)**

Extension of time granted

Good cause appearing, and based upon counsel Marcia A. Morrissey's representation that the appellant's opening brief is anticipated to be filed by May 15, 2017, counsel's request for an extension of time in which to file that brief is granted to October 26, 2015. After that date, only 10 further extensions totaling about 568 additional days will be granted.

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).)

S169090**PEOPLE v. CHOYCE
(WILLIAM JENNINGS)**

Extension of time granted

Good cause appearing, and based upon counsel William Hassler's representation that the appellant's opening brief is anticipated to be filed by October 31, 2015, counsel's request for an extension of time in which to file that brief is granted to November 2, 2015. After that date, no further extension 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).)

S174455**PEOPLE v. RIVERA
(SAMUEL RAMON)**

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 October 27, 2015.

S176951**HAWTHORNE II (CARLOS
ANTHONY) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Christina Sandidge's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by September 16, 2015, counsel's request for an extension of time in which to file that document is granted to September 16, 2015. After that date, no further extension is contemplated.

S180174**PEOPLE v. ALVAREZ
(ALBERTO)**

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 October 23, 2015.

S182341**PEOPLE v. BUETTNER
(JEFFREE JAY) & JONES
(GLEN JOSEPH)**

Extension of time granted

The application of appellant Glen Joseph Jones for relief from default for the failure to timely file appellant's request for extension of time is 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 October 19, 2015.

S182341**PEOPLE v. BUETTNER
(JEFFREE JAY) & JONES
(GLEN JOSEPH)**

Extension of time granted

On application of appellant Jeffree Jay Buettner and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 19, 2015.

S188961**PEOPLE v. ZANON (DAVID
CHARLES)**

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 October 27, 2015.

S196555**THOMAS (ALEX DALE) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Gary B. Wells's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by April 27, 2016, counsel's request for an extension of time in which to file that document is granted to October 30, 2015. After that date, only three further extensions totaling about 180 additional days are contemplated.

S221519**CÁSARES (JOSÉ) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General David A. Lowe's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by October 27, 2015, counsel's request for an extension of time in which to file that document is granted to October 27, 2015. After that date, no further extension is contemplated.

S225373**SÁNCHEZ (EDGARDO) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Corey J. Robins's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by December 26, 2015, counsel's request for an extension of time in which to file that document is granted to October 27, 2015. After that date, only one further extension totaling about 60 additional days is contemplated.

S226652 B248694 Second Appellate District, Div. 2 **DISPUTESUITE.COM, LLC v. SCOREINC.COM**

Extension of time granted

On application of appellants and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to September 28, 2015.

S217616 B248654 Second Appellate District, Div. 3 **HILTON (BARRON NICHOLAS) v. S.C. (PEOPLE)**

Order filed

The request for republication of the Court of Appeal's opinion, originally published at 224 Cal.App.4th 47, is granted.

S217763 B245131 Second Appellate District, Div. 5 **CENTER FOR BIOLOGICAL DIVERSITY v. DEPARTMENT OF FISH & WILDLIFE (NEWHALL LAND & FARMING COMPANY)**

Request for judicial notice granted

The request for judicial notice by real party in interest Newhall Land and Farming Company, filed October 9, 2014, is granted.

The request for judicial notice by defendant California Department of Fish and Wildlife, filed March 16, 2015, is granted.

The request for judicial notice by amicus curiae the Governor's Office of Planning and Research and the California Natural Resources Agency, filed August 10, 2015, is granted.

S228065 **TURNER (ANTHONY R. G.) v. S.C. (PEOPLE)**

Transferred to Court of Appeal, First Appellate District

The above-entitled matter is transferred to the First Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S228498**THOMPSON (DWAYNE) v.
S.C. (PEOPLE)**

Transferred to Court of Appeal, Fourth Appellate District, Division Two

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S224865**CAYCE ON DISCIPLINE**

Petition for writ of review denied; recommended discipline imposed

The petition for review is denied.

The court orders that CHRISTOPHER CHARLES CAYCE, State Bar Number 114033, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. CHRISTOPHER CHARLES CAYCE is suspended from the practice of law for a minimum of the first nine months of probation, and he will remain suspended until the following conditions are satisfied:
 - i. He makes restitution to Monica Carr in the amount of \$17,215.19 plus 10 percent interest per year from April 18, 2008 (or reimburses the Client Security Fund, to the extent of any payment from the Fund to Monica Carr, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - ii. If he remains suspended for two years or more as a result of not satisfying the preceding condition, he must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. CHRISTOPHER CHARLES CAYCE must also comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on January 16, 2015.
3. At the expiration of the period of probation, if CHRISTOPHER CHARLES CAYCE has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

CHRISTOPHER CHARLES CAYCE must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order, or during the period of his suspension, whichever is longer and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

CHRISTOPHER CHARLES CAYCE must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S223691**DENCER ON DISCIPLINE**

Request for rehearing of State Bar discipline denied – FREDERICK TAYTON DENCER
The petition for rehearing, filed August 7, 2015, is denied.

S228789**BERRY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SANDRA MICHELLE BERRY, State Bar Number 200299, as a member of the State Bar of California is accepted.

SANDRA MICHELLE BERRY must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S228790**BURLINGTON ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WILLIAM DAVID BURLINGTON, State Bar Number 92114, as a member of the State Bar of California is accepted.

WILLIAM DAVID BURLINGTON must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S228791**CHAN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of STEPHEN YAO-LI CHAN, State Bar Number 153135, as a member of the State Bar of California is accepted.

STEPHEN YAO-LI CHAN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S228793**LOPEZ ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ARTHUR ANDREW LOPEZ, State Bar Number 140639, as a member of the State Bar of California is accepted.

ARTHUR ANDREW LOPEZ must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S228794**BARBER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WILLIAM LEONARD BARBER, State Bar Number 60502, as a member of the State Bar of California is accepted.

WILLIAM LEONARD BARBER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S228795**EISENHAUER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KAREN MARIE EISENHAUER, State Bar Number 164256, as a member of the State Bar of California is accepted.

KAREN MARIE EISENHAUER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S228796**ENRIQUEZ ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KIM ANN ENRIQUEZ, State Bar Number 165119, as a member of the State Bar of California is accepted.

KIM ANN ENRIQUEZ must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S228797**HACKETT ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARY ALICE HACKETT, State Bar Number 129384, as a member of the State Bar of California is accepted.

MARY ALICE HACKETT must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S228798**LITTLE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BERNARD GLEN LITTLE, State Bar Number 95195, as a member of the State Bar of California is accepted.

BERNARD GLEN LITTLE must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.