

**SUPREME COURT MINUTES  
MONDAY, DECEMBER 4, 2017  
SAN FRANCISCO, CALIFORNIA**

**S226036**      B251810 Second Appellate District, Div. 6      **SAN BUENAVENTURA, CITY  
OF v. UNITED WATER  
CONSERVATION DISTRICT**

Opinion filed: Affirmed in part, reversed in part

The judgment of the Court of Appeal is affirmed in part and reversed in part, and the case remanded for further proceedings consistent with this opinion.

Majority Opinion by Kruger, J.

-- joined by Cantil-Sakauye, C. J., Chin, Corrigan, Cuéllar, and Irion\*, JJ.

Concurring Opinion by Liu, J.

\*Associate Justice of the Court of Appeal, Fourth Appellate District, Division One, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

**S226596**      D066705 Fourth Appellate District, Div. 1      **MARTINEZ (HECTOR) ON  
H.C**

Opinion filed: Judgment reversed

Because the *Chiu* error here was prejudicial, we reverse the judgment of the Court of Appeal and remand with directions to enter an order granting Martinez habeas corpus relief and vacating his conviction for first degree murder. If the prosecution elects not to retry Martinez, the trial court shall enter judgment reflecting a conviction of second degree murder and sentence him accordingly.

Majority Opinion by Liu, J.

-- joined by Cantil-Sakauye, C. J., Chin, Corrigan, Cuéllar, and Johnson\*, JJ.

Concurring Opinion by Kruger, J.

\*Associate Justice of the Court of Appeal, Second Appellate District, Division One, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

**S245402**      **RUBIN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MAUREEN SHUBOW RUBIN, State Bar Number 113542, as a member of the State Bar of California is accepted.

**S245405**      **SCOTT ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PATRICK LEE SCOTT, State Bar Number

98241, as a member of the State Bar of California is accepted.

**S245406****BUDDE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ALAN FRED BUDDE, State Bar Number 56643, as a member of the State Bar of California is accepted.

**S245407****COTTON ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBERT LEE COTTON, State Bar Number 76127, as a member of the State Bar of California is accepted.

**S245411****DORMAN, JR., ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BENJAMIN HALLOWELL DORMAN, JR., State Bar Number 33732, as a member of the State Bar of California is accepted.

**S245412****ELLIOTT ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of HEATHER ELLIOTT, State Bar Number 226401, as a member of the State Bar of California is accepted.

**S245414****ESTERKIN ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES NEAL ESTERKIN, State Bar Number 96387, as a member of the State Bar of California is accepted

**S245415****FRICK ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES J. FRICK, State Bar Number 140539, as a member of the State Bar of California is accepted.

**S245416****GUSTAVSON ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LORI K. GUSTAVSON, State Bar Number 100848, as a member of the State Bar of California is accepted.

**S245424****HAY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ELIZABETH ANN HAY, State Bar Number 208294, as a member of the State Bar of California is accepted.

**S245425****KANE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES FREDERICK KANE, State Bar Number 105152, as a member of the State Bar of California is accepted.

**S245427****KEVIN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DANIEL JEREMY KEVIN, State Bar Number 188130, as a member of the State Bar of California is accepted.

**S245428****KINNEY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PATRICK THOMAS KINNEY, State Bar Number 151579, as a member of the State Bar of California is accepted.

**S245431****KNOX ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JANIS ILEEN KNOX, State Bar Number 110978, as a member of the State Bar of California is accepted.

**S245433****PESOLA ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of VIRGINIA RAE PESOLA, State Bar Number 101208, as a member of the State Bar of California is accepted.

**S245434****PREM ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ALICE DIANA PREM, State Bar Number 73820, as a member of the State Bar of California is accepted.

**S245436****ROCHE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of THOMAS STEPHEN ROCHE, State Bar Number 67304, as a member of the State Bar of California is accepted.

**S245437****SUMMERS, JR., ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CLARK HOLCOM SUMMERS, JR., State Bar Number 69454, as a member of the State Bar of California is accepted.

**S245438****TEPLINSKY ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SANDRA GERSTEIN TEPLINSKY, State Bar Number 96856, as a member of the State Bar of California is accepted.