

**SUPREME COURT MINUTES
WEDNESDAY, DECEMBER 17, 2014
SAN FRANCISCO, CALIFORNIA**

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

Petition for review granted

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

S221296 A140767/A140768 First Appellate District, Div. 5 **PEOPLE v. S.C. (JOHNSON)**

Additional issues ordered

In addition to the questions presented in the petitions for review, the parties are requested to brief the following question: Would the prosecution's obligation under *Brady v. Maryland* (1963) 373 U.S. 83 (*Brady*) and its progeny be satisfied if it simply informs the defense of what the police department has informed it (that the two officers' personnel files might contain *Brady* material), which would allow the defense to decide for itself whether to seek discovery of that material pursuant to statutory procedures? (See *People v. Gutierrez* (2003) 112 Cal.App.4th 1463, 1475.)

S222031 A136727 First Appellate District, Div. 4 **PEOPLE v. HARRIS
(NICHOLAS)**

Petition for review granted; briefing deferred

Respondent's petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Alatraste*, S214652, *In re Bonilla*, S214960, and *People v. Franklin*, S217699 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court. Appellant's petition for review is denied.

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

S222473 A133342 First Appellate District, Div. 4 **PEOPLE v. CANON
(CHRISTOPHER)**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Alatraste*, S214652, *In re Bonilla*, S214960, and *People v. Franklin*, S217699 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S210702 D060969 Fourth Appellate District, Div. 1 **PEOPLE v. WHITE (BILLY CHARLES)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold
The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, for reconsideration in light of the decision in *People v. Gonzalez* (2014) 60 Cal.4th 533. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S221675 G047424/G048095 Fourth Appellate District, Div. 3 **NEWPORT HARBOR OFFICES & MARINA LLC v. McNAUGHTON (KENT A.)/(COPENBARGER)**

Petition for review & publication request(s) denied

S221730 B243215 Second Appellate District, Div. 7 **CHIARAMONTE (CHARLES) v. COUNTY OF LOS ANGELES**

Petition for review & publication request(s) denied

S221859 C069062 Third Appellate District **PEOPLE v. LANGARICA (GABRIEL ARMANDO)**

Petitions for review denied

S221964 A138015 First Appellate District, Div. 1 **WATKINS (DAVID) v. CENTRAL FREIGHT LINES, INC.**

Petition for review & publication request(s) denied

S221969 F065052 Fifth Appellate District **PEOPLE v. LOPEZ (JOEY JESSE)**

Petition for review denied

S222032 C076615 Third Appellate District **HARRIS (KAMALA D.) v. ROSE (DARREN PAUL)**

Petition for review denied

S222062 A139481 First Appellate District, Div. 1

**MILLVIEW COUNTY
WATER DISTRICT v. STATE
WATER RESOURCES
CONTROL BOARD
(SONOMA COUNTY WATER
AGENCY)**

Petition for review denied

S222065 B247438 Second Appellate District, Div. 1

**PEOPLE v. KING (JAMAL
LAMAR)**

Petitions for review denied

S222073 B249006 Second Appellate District, Div. 2

**PEOPLE v. VALENCIA (JOSE
MARIA)**

Petitions for review denied

S222084 C070933/C070914 Third Appellate District

**PEOPLE v. WALLACE
(MARQUICE DEVON)**

Petitions for review denied

S222120 E054475 Fourth Appellate District, Div. 2

**PEOPLE v. BATCHELOR
(LARRY JASON)**

Petitions for review & depublication request(s) denied

S222124 H038811 Sixth Appellate District

**PEOPLE v. SHACKELFORD
(DAVID J.)**

Petition for review denied

S222159 B258721 Second Appellate District, Div. 3

**GONZALEZ (LANCE) ON
H.C.**

Petition for review denied

S222188 B247952 Second Appellate District, Div. 7

**PEOPLE v. BRAVO
(GEORGE)**

Petition for review denied

S222200 B249119 Second Appellate District, Div. 6

Petition for review & depublication request(s) denied

**CASTANEDA (JOHN) v.
ENSIGN GROUP, INC.**

S222203 A143177 First Appellate District, Div. 3

Petition for review denied

**LAWRENCE LIVERMORE
NATIONAL SECURITY LLC
v. S.C. (ANDREWS)**

S222205 B258502 Second Appellate District, Div. 5

Petition for review denied

**EVEREST NATIONAL
INSURANCE COMPANY v.
WORKERS'
COMPENSATION APPEALS
BOARD & GIEDD (DAVID)**

S222207 E062007 Fourth Appellate District, Div. 2

Petition for review denied

**RIVERSIDE, COUNTY OF v.
WORKERS'
COMPENSATION APPEALS
BOARD & TURLEY (JEFF)**

S222208 B243322 Second Appellate District, Div. 7

Petition for review denied

**HARPER (BRYAN) v. 24
HOUR FITNESS, INC.**

S222210 E057085 Fourth Appellate District, Div. 2

Petition for review denied

**INLAND WESTERN
TEMECULA COMMONS,
LLC v. POTTER (SHERRY R.)**

S222217 E061043 Fourth Appellate District, Div. 2

Petition for review denied

**BATCHELOR (LARRY
JASON) ON H.C.**

S222218 B242191 Second Appellate District, Div. 6

Petition for review denied
Chin, J., was recused and did not participate.

**CINOTTO (GARY) v. LEVINE
(JOSHUA H.)**

S222219 G047629 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. LEHMANN
(ROBERT ALAN)**

S222244 C069767 Third Appellate District

Petition for review denied

**PEOPLE v. LIVERS (GARY
JAY)**

S222264 E058212 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. WATT (BRYAN
ALEXANDER)**

S222285 B259256 Second Appellate District, Div. 5

Petition for review denied

R. (T.) ON H.C.

S222287 B246691 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. SIMS (DEON)

S222295 H038119 Sixth Appellate District

Petition for review denied

**PEOPLE v. FIALHO (SCOTT
FRANK)**

S222300 H038704 Sixth Appellate District

Petition for review denied

**PEOPLE v. ROSE (MARC
BERNARD)**

S222307 E057241 Fourth Appellate District, Div. 2

Petition for review denied

**INLAND WESTERN
TEMECULA COMMONS,
LLC v. BARBER (HERBERT
J.)**

S222318 B250759 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. RODRIGUEZ
(HERIBERTO)**

S222335 A139653 First Appellate District, Div. 5

Petition for review denied

**HERNANDEZ (NIMACHIA) v.
SIEGEL (DAN)**

S222336 B248713 Second Appellate District, Div. 2

Petition for review denied

**KEMPTON (JUDITH) v.
CLARK (MICHELE R.)**

S222346 B259386 Second Appellate District, Div. 5
Petition for review denied

SMITH (JOSEPH E.) ON H.C.

S222353 F068823 Fifth Appellate District
Petition for review denied

IN RE A.D.

S222377 H038934 Sixth Appellate District

Petition for review & depublication request(s) denied

**NGUYEN (HANH) v.
WESTERN DIGITAL
CORPORATION**

S222392 B248541 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. WILLIAMS
(FRANK)**

S222398 B253024 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. LANIER
(STANFORD)**

S222422 C072195 Third Appellate District

Petition for review denied

**PEOPLE v. CLIFT (DANIEL
REY)**

S222423

Petition for review denied

**FOSTER (STEPHEN JAMES),
MATTER OF**

S222434 B249732 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. JOHNSON
(KENNETH WAYNE)**

S222444 A143042 First Appellate District, Div. 5

Petition for review denied

KAYIK (ERHAN) ON H.C.

S222448 B259269 Second Appellate District, Div. 2

Petition for review denied

**DARWISH (BARBARA) v. S.C.
(VAUGHN)**

S222451 B241097/B245960 Second Appellate District, Div. 4 **NAJAH (JAMSHID) v.**

Petition for review denied

**SCOTTSDALE INSURANCE
COMPANY**

S222452 A137268 First Appellate District, Div. 2

Petition for review & depublication request(s) denied

**ELLENA (CASSAUNDRA) v.
DEPARTMENT OF
INSURANCE**

S222463 C073699 Third Appellate District

**PEOPLE v. CROSLEY
(TERRY LEE)**

Petition for review denied

S222474 F066587 Fifth Appellate District

**PEOPLE v. HOWELL
(RONNIE EARL)**

Petition for review denied

S222477 A139658 First Appellate District, Div. 5

**PEOPLE v. NUNEZ-AGUILAR
(ALFREDO)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Aguilar*, S213571, and *People v. Trujillo*, S213687.

S222483 A139543 First Appellate District, Div. 2

**PEOPLE v. JOAQUIN
(FERNANDO D.)**

Petition for review denied

S222485 C074980 Third Appellate District

PEOPLE v. RASCON (JOSE)

Petition for review denied

S222487 F066467 Fifth Appellate District

**PEOPLE v. JONES
(VEDGREN DEPATRICK)**

Petition for review denied

S222490 D065267 Fourth Appellate District, Div. 1

**PEOPLE v. TEJAN (ISSA
MOHAMMED)**

Petition for review denied

S222492 B250843 Second Appellate District, Div. 4

**PEOPLE v. BROWN
(STEVEN)**

Petition for review denied

S222494 A139318 First Appellate District, Div. 5

**PEOPLE v. VAUGHN
(JOHNNY WILLIAM)**

Petition for review denied

S222506 D066378 Fourth Appellate District, Div. 1

**PROTECT OUR
COMMUNITIES
FOUNDATION v. S.C.
(COALITION OF
CALIFORNIA UTILITY
EMPLOYEES)**

Petition for review denied

S222511 B250238 Second Appellate District, Div. 2

**PEOPLE v. GILMORE
(BRENTON)**

Petition for review denied

S222513 D065780 Fourth Appellate District, Div. 1

**PEOPLE v. BENNETT (MARK
ELDON)**

Petition for review denied

S222516 G048458 Fourth Appellate District, Div. 3

**PEOPLE v. CARRASCO
(NOEL)**

Petition for review denied

S222517 C066530 Third Appellate District

**PEOPLE v. BORYS (ROBERT
RAYS)**

Petition for review denied

S222520 F066733 Fifth Appellate District

**PEOPLE v. GARCIA (ERICA
MONIQUE)**

Petition for review denied

S222522 B253036 Second Appellate District, Div. 5

**PEOPLE v. CLARK (REECE
J.)**

Petition for review denied

S222524 B259729 Second Appellate District, Div. 8

Petition for review & application for stay denied

**OLIVAS (RAMON PENA) v.
DEPARTMENT OF
ALCOHOLIC BEVERAGE
CONTROL**

S222525 G050311 Fourth Appellate District, Div. 3

Petition for review denied
The request for judicial notice is denied.

**FORWARD (VICTOR PAUL)
v. WORKERS'
COMPENSATION APPEALS
BOARD & CREATIVE
CONSTRUCTION
SOLUTIONS INC.**

S222529 A137077 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. LARA-ROMERO
(CECILIO)**

S222538 G048592 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CARRASCO
(LETICIA)**

S222544 A143264 First Appellate District, Div. 4

Petition for review denied

**T & G 2009 LLC v. S.C. (S.F.
GLOBAL SOURCING LLC)**

S222546 A138849 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CLAPHAM
(RICHARD ALLEN)**

S222548 B252434 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. OROZCO
(DANIEL ENRIQUE RIVERA)**

S222550 C074585 Third Appellate District

Petition for review denied

**PEOPLE v. HURST
(TIMOTHY ROBERT)**

S222555 E059110 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ESPERANZA
(SHAWN LOUIS)**

S222563

Petition for writ of mandate/prohibition denied

**PATTERSON (VESTER L.) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT, DIVISION TWO
(PEOPLE)**

S222574 E058201 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. KAMP (MELVIN
HUGO)**

S222576 H039474 Sixth Appellate District

Petition for review denied

**PEOPLE v. VALLEJO
(AARON RUBEN)**

S222577 B246976 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. GUDIEL
(ARNOLDO)**

S222579 G049348 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. PINSKI (HENRY
JOHN)**

S222581 E059024 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MEDINA, JR.,
(ROBERT GONZALES)**

S222584 C075504 Third Appellate District
Petition for review denied

PEOPLE v. CORTEZ (BRIAN)

S222869 F069426 Fifth Appellate District

**KAMEL (LOUIS) v. S.C.
(CALIFORNIA
DEPARTMENT OF
CORRECTIONS &
REHABILITATION)**

Petition for review & application for stay denied

S219428
Petition for writ of habeas corpus denied

PEREZ (JAVIER) ON H.C.

S219967

Petition for writ of habeas corpus denied

**BERRY-VIERWINDEN
(RYAN) ON H.C.**

S220273

Petition for writ of habeas corpus denied
The request for judicial notice is granted.

**DIAZ-SANCHEZ
(GILBERTO) ON H.C.**

S220423

Petition for writ of habeas corpus denied

**MILLER III (WILLIAM
BOYD) ON H.C.**

S220561
Petition for writ of habeas corpus denied

CANETE (RALPH N.) ON H.C.

S220867

Petition for writ of habeas corpus denied

**EGGSON (RICHARD B.) ON
H.C.**

S221008
Petition for writ of habeas corpus denied

LLAMAS (HECTOR) ON H.C.

S221130**MAURTUA III (VICTOR
MANUEL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S221133**CONTRERAS (ESEQUIEL)
ON H.C.**

Petition for writ of habeas corpus denied

S221225**HERNANDEZ (GILBERT) ON
H.C.**

Petition for writ of habeas corpus denied

S221404**REED (CRAIG LAMONT) ON
H.C.**

Petition for writ of habeas corpus denied

S221537**GARCIA (ELI) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S221559**PATTERSON (VESTER L.)
ON H.C.**

Petition for writ of habeas corpus denied

S221704**BROWN (ANDRE LAVELL)
ON H.C.**

Petition for writ of habeas corpus denied

S221712**ABELLA (FRANK) ON H.C.**

Petition for writ of habeas corpus denied

S221717**CARRERA (DAVID JACOB)
ON H.C.**

Petition for writ of habeas corpus denied

S221719

Petition for writ of habeas corpus denied

TUCKER (MAURICE D.) ON H.C.**S221739**

Petition for writ of habeas corpus denied

RAY, JR., (EDWARD VINCENT) ON H.C.**S221761**

Petition for writ of habeas corpus denied

CHAIDEZ (JONATHAN SAMUEL) ON H.C.**S221782**

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.)

EVANS (ANTHONY RAY) ON H.C.**S221783**

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 Lessard* (1965) 62 Cal.2d 497, 503; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Miller* (1941) 17 Cal.2d 734, 735.)

WRIGHT, JR., (OCIE O.) ON H.C.**S221787**

The request for judicial notice is granted. The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

IGOVA (ELEONORA) ON H.C.**S221789**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

GIBSON (KRISTEN) ON H.C.**S221791**

Petition for writ of habeas corpus denied

SKEELS (JACKIE LEE) ON H.C.

S221819**MEZA (ROBERT
BANUELOS) 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.)

S221820**SHEPARD (LaMONT) ON
H.C.**

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

S221823**TURNER (TYRONE T.) 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 Dixon* (1953) 41 Cal.2d 756, 759.)

S221825**SALCEDO (OSCAR) ON H.C.**

Petition for writ of habeas corpus denied

S221839**HODGE (ARBBIE M.) ON
H.C.**

Petition for writ of habeas corpus denied

S221913**JOHNSON (DERRICK LANE)
ON H.C.**

Petition for writ of habeas corpus denied

S221915**RAMBORGER (MICHAEL
RAY) 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.)

S221916**RIOS (RENO) 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 Dixon* (1953) 41 Cal.2d 756, 759.)

S221918**CASTANON (MANUEL) 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.)

S221920**TURNER (BRUCE) 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.)

S221929**POP (DUMITRU) ON H.C.**

Petition for writ of habeas corpus denied

S221931**COWART (GARDELL) 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 Lindley* (1947) 29 Cal.2d 709, 723; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S221940**HARRISON (WILLIAM) ON
H.C.**

Petition for writ of habeas corpus denied

S221951**EVANS (CARNELL) ON H.C.**

Petition for writ of habeas corpus denied

S221956**DAVIS (CLARENCE) ON H.C.**

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

S221959**MORALES, SR., (BENITO)
ON H.C.**

Petition for writ of habeas corpus denied

S221984**PIRTLE (RICHARD LEE) ON
H.C.**

Petition for writ of habeas corpus denied

S221986**PEYTON (LEE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S221991**JIMENEZ (ROY) ON H.C.**

Petition for writ of habeas corpus denied

S221994**CARACCI (TONY JOHN) ON H.C.**

Petition for writ of habeas corpus denied

S221998**WEBBS, JR., (TERRY LEE) ON H.C.**

Petition for writ of habeas corpus denied

S222002**SMITH (NIIKO DAV'ON) ON H.C.**

Petition for writ of habeas corpus denied

S222011**STAHLEY (THOMAS) 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.)

S222057**DeVINNY (DENNIS M.) 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.)

S222059**GRAY (ANDREW WILLIAM) 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.)

S222122**PALOMINO (ISMAEL) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S222131**VERA (MICHAEL A.) ON
H.C.**

Petition for writ of habeas corpus denied

S222132**RICHSON (SEAN JEFFERY)
ON H.C.**

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

S222134**VALDEZ (JUAN) ON H.C.**

Petition for writ of habeas corpus denied

S222150**McGAUGHY (BARNARD) ON
H.C.**

Petition for writ of habeas corpus denied

S222801**YOUNGS (TYRONE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S220286

**LABORERS'
INTERNATIONAL UNION OF
NORTH AMERICA, LOCAL
UNION NO. 1184 v. ENERGY
RESOURCES
CONSERVATION &
DEVELOPMENT
COMMISSION & DOES I TO
X (NEXTERA BLYTHE
SOLAR ENERGY CENTER
LLC & ROES I-X)**

Order: (dispositive)

The request for judicial notice dated August 18, 2014, from the Energy Resources Conservation and Development Commission is granted.

Petitioner's request to dismiss the petition is granted.

S221672

C070475 Third Appellate District

**DAMERON HOSPITAL
ASSOCIATION v. AAA
NORTHERN CALIFORNIA,
NEVADA & UTAH
INSURANCE EXCHANGE**

Publication request denied (case closed)

The requests for an order directing partial publication and partial depublication of the opinion in the above-entitled appeal are denied.

Werdegar and Chin, JJ., were recused and did not participate.

S221673

D065357 Fourth Appellate District, Div. 1

IN RE ALYSSA A.

Publication request denied (case closed)

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

S222233

F067816 Fifth Appellate District

**CALIFORNIA DEPARTMENT
OF CORRECTIONS &
REHABILITATION v.
CALIFORNIA STATE
PERSONNEL BOARD (LA
PORTA)**

Publication request denied (case closed)

S222587 B255116 Second Appellate District, Div. 6 **IN RE ERNESTO R.**
Depublication request denied (case closed)

S221973 G050333 Fourth Appellate District, Div. 3 **ESPER (LAWRENCE) v. S.C.**
(PEOPLE)

The time for granting or denying review in the above-entitled matter is hereby extended to January 16, 2015.

S208154 **POWELL (CARL D.) 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 November 20, 2015, counsel's request for an extension of time in which to file that document is granted to February 17, 2015. After that date, only five further extensions totaling about 275 additional days will be granted.

S218497 B238867 Second Appellate District, Div. 3 **CENTINELA FREEMAN**
EMERGENCY MEDICAL
ASSOCIATES v. HEALTH
NET OF CALIFORNIA, INC.

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to January 14, 2015. No further extensions of time are contemplated.

S043628 **PEOPLE v. CARRINGTON**
(CELESTE SIMONE)

Application to appear as counsel pro hac vice granted

Good cause appearing, the application to appear as nonappointed counsel pro hac vice on behalf of condemned inmate Celeste Simone Carrington (see *People v. Carrington* (2009) 47 Cal.4th 145 [S043628]), filed December 4, 2014, is hereby granted.

Pursuant to rule 9.40 of the California Rules of Court, it is ordered that Assistant Federal Defender Deborah Anne Czuba, of the Federal Defender Services of Idaho, may appear in this court as nonappointed lead counsel pro hac vice for postaffirmance capital-related habeas corpus writ proceedings on behalf of condemned inmate Celeste Simone Carrington, conditioned upon her appearance with California State Bar member Robert Schwarz as nonappointed associate counsel.

S077524**PEOPLE v. SALAZAR
(MAGDALENO)**

Motion denied

The “Motion to Declare a Conflict of Interest and Order the California Appellate Project to Return all Four (4) Original Unredacted Police Reports Without Further Delay to Appellant Salazar,” submitted by appellant pro se and received by the court on November 19, 2014, is construed as a supplemental declaration in support of the motion filed by appellant’s counsel on October 14, 2014. The Clerk is directed to file the supplemental declaration.

Appellant’s “Motion to Compel the California Appellate Project to Return all Original Unredacted Police Reports to Appellant Magdaleno Salazar,” filed on October 14, 2014, is denied.

S093235**PEOPLE v. JOHNSON
(JERROLD ELWIN)**

Request for judicial notice granted

The request for judicial notice, filed on August 2, 2012, is granted.

S218548**SCHWINN (FREDERICK
WILLIAM) v. COURT OF
APPEAL, FIRST APPELLATE
DISTRICT, DIVISION FIVE
(MONTGOMERY)**

Order filed

Petitioner’s motion for attorney fees and costs under Code of Civil Procedure section 1021.5 is granted. Petitioner is awarded attorney fees in the amount of \$4,147, and costs in the amount of \$879.20.

S222304**ACCUSATION OF WILKINS**

Petition denied

(accusation)

S222338**ACCUSATION OF KERR**

Petition denied

(accusation)

S222383**ACCUSATION OF OZAN**

Petition denied

(accusation)



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
JANUARY 7, 2015**

FIRST AMENDED

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald M. George State Office Complex, Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on January 7, 2015.

WEDNESDAY, JANUARY 7, 2015 — 9:00 A.M.

- | | | |
|-----|---------|---|
| (1) | S211596 | Tract 19051 Homeowners Association et al. v. Kemp
(Maurice) et al. <i>[To be called and continued to
February 2015 oral argument calendar]</i> |
| (2) | S205145 | People v. Diaz (Dora) |
| (3) | S213545 | Coffey (Ashley Jourdan) v. Shiimoto (Jean) |
| (4) | S211840 | People v. Loper (James Alden) |

1:30 P.M.

- | | | |
|-----|---------|--|
| (5) | S215927 | People v. Cook (Victoria Samantha) |
| (6) | S064858 | People v. Scott (Royce Lyn) [Automatic Appeal] |

CANTIL-SAKAUYE
Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)

A justice pro tempore will be appointed to each of these cases unless a new permanent justice is confirmed and available to participate in the oral argument.