

**SUPREME COURT MINUTES
WEDNESDAY, FEBRUARY 1, 2017
SAN FRANCISCO, CALIFORNIA**

S033901**PEOPLE v. THOMPSON
(CATHERINE)**

Rehearing denied

S118384**PEOPLE v. MELENDEZ
(ANGELO MICHAEL)**

Rehearing denied

S238309**BRIGGS (RON) v. BROWN
(JERRY)**

Order to show cause issued

The court on its own motion substitutes Xavier Becerra, in his official capacity as Attorney General, as respondent in place of Kamala Harris, in her official capacity as former Attorney General.

The “Application for Leave to File Reply to Petitioner’s Opposition to Motion to Intervene Pursuant to Code of Civil Procedure 387(a),” filed on January 18, 2017, is granted. The Clerk is directed to file the reply, the supplemental declaration of Charles H. Bell, and the appendix of exhibits, all received on January 17, 2017.

The “Motion to Intervene in Opposition to Petitioner’s Petition Seeking Relief to Prevent Enforcement of Proposition 66,” filed by Californians to Mend, Not End, the Death Penalty - No on Prop. 62, Yes on Prop. 66 on January 9, 2017, is granted. The Clerk is directed to file the declarations in support of the motion and the “Complaint in Intervention in Opposition to the Petitioners’ Petition for Writ of Mandate,” all received on January 9, 2017, and the “Preliminary Opposition of Intervenor Californians to Mend, Not End, the Death Penalty - No on Prop. 62, Yes on Prop. 66 to the Petition for Extraordinary Relief,” and “Intervenor’s Motion for Judicial Notice in Opposition to Petition for Writ of Mandate,” both received on January 10, 2017.

Petitioners’ “Motion for Judicial Notice in Support of Petition for Writ of Mandate,” filed on December 20, 2016, is granted. The Clerk is directed to file the “Petitioner’s Appendix of Exhibits,” received on December 20, 2016.

Intervenor’s “Motion for Judicial Notice in Opposition to Petition for Writ of Mandate,” filed on January 13, 2017, is granted.

Jerry Brown, Governor of the State of California, Xavier Becerra, Attorney General of California, and the Judicial Council of California are ordered to show cause before this court, when the matter is called on calendar, why the relief sought by petitioners should not be granted.

The implementation of all provisions of Proposition 66 is hereby stayed pending the court's decision in this matter. (*People ex rel. S.F. Bay etc. Com. v. Town of Emeryville* (1968) 69 Cal.2d 533, 537.)

Respondents' and Intervenor's returns must be served and filed on or before February 27, 2017.

Petitioners may serve and file a reply to the returns on or before March 20, 2017.

Any application to file an amicus curiae brief, accompanied by the proposed brief, must be served and filed on or before March 30, 2017.

Any reply to an amicus brief must be served and filed on or before April 6, 2017.

The court does not anticipate granting any extensions of time regarding the due dates set forth above.

Cantil-Sakauye, C. J., and Chin, J., were recused and did not participate.

Votes: Corrigan, A. C. J., Werdegarr, Liu, Cuéllar, and Kruger, JJ.

S238460 H042275 Sixth Appellate District

**PEOPLE v. HERNANDEZ
(PETE)**

Petition for review granted; briefing deferred

The petitions for review are granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Ricardo P.*, S230923 (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., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S238692 F068714/F069260 Fifth Appellate District

**PEOPLE v. MEDRANO
(XAVIER YSAURO)**

Petition for review granted; briefing deferred

The petitions for review of Medrano and Martinez are granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Mateo*, S232674 (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. Avellanoza's petition for review is denied.

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

S239144 B268633 Second Appellate District, Div. 3

**PEOPLE v. PINKSTON
(STEVEN TERROSE)**

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 *People v. Chaney*, S223676, and *People v. Valencia*, S223825 (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., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S239147 A146126 First Appellate District, Div. 5 **IN RE D.H.**

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 C.B.*, S237801, and *In re C.H.*, S237762 (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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S239223 B264873 Second Appellate District, Div. 4 **PEOPLE v. GARCIA
(JENNIFER)**

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 *People v. Buycks*, S231765 (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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S238284 B277372 Second Appellate District, Div. 5 **LOMAX (DARRELL LEE) v.
S.C. (PEOPLE)**

Petition for review denied

S238457 B265735 Second Appellate District, Div. 6 **PEOPLE v. VELASQUEZ
(JULIO CESAR)**

Petition for review denied

S238513 G054019 Fourth Appellate District, Div. 3 **24 HOUR FITNESS USA, INC.
v. S.C. (MADRIGAL)**

Petition for review denied

S238568 B278774 Second Appellate District, Div. 2 **ITEHUA (ISRAEL LORENZO)
ON H.C.**

The petition for review is denied on the merits with regard to petitioner's claim of ineffective assistance of trial counsel. (See *Harrington v. Richter* (2011) 562 U.S. 86, 100, citing *Ylst v. Nunnemaker* (1991) 501 U.S. 797, 803.)

S238603	B251312 Second Appellate District, Div. 4	PEOPLE v. WEISNER (JONQUIL)
Petition for review denied		
S238636	H042522 Sixth Appellate District	PEOPLE v. HICKMAN (OTIS LEWIS)
Petition for review denied		
S238637	B269667 Second Appellate District, Div. 6	PEOPLE v. TALBERT (JOHN)
Petition for review denied		
S238639	A142646 First Appellate District, Div. 5	CONTRERAS (LAURA ESMERELDA) v. DOWLING (CURTIS)
Petition for review denied		
S238652	F069243 Fifth Appellate District	PEOPLE v. REYES- TORNERO (JOSE MANUEL)
Petition for review denied		
S238659	B261698 Second Appellate District, Div. 2	PEOPLE v. CARPIO (ANTHONY)
Petitions for review denied		
S238665	B243201 Second Appellate District, Div. 8	PEOPLE v. VIRTO (AGUSTIN BERNARDO)
Petitions for review denied		
S238672	E063487 Fourth Appellate District, Div. 2	PEOPLE v. MARTINEZ (JOSE LEOPOLDO)
Petition for review denied		
S238673	B267328 Second Appellate District, Div. 8	PEOPLE v. MOSLEY (SHONTE)
Petition for review denied		

S238684 B265222 Second Appellate District, Div. 4
Petition for review & depublication request(s) denied

LAOSD ASBESTOS CASES

S238700 E063425 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. DEMEDIO
(RONALD RALPH)**

S238727 B268937 Second Appellate District, Div. 6
Petition for review denied

**KHOSH (AL) v. STAPLES
CONSTRUCTION
COMPANY, INC.**

S238729 B270756 Second Appellate District, Div. 3
Petition for review denied

**PEOPLE v. GUZMAN
(ALBERT B.)**

S238753 E064724 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. WOODS
(RONALD TERRY)**

S238757 A140482 First Appellate District, Div. 3
Petition for review denied

**PEOPLE v. INOSTROZ
(MIGUEL CARDONA)**

S238779 A146402 First Appellate District, Div. 1
Petition for review denied

**CONSUMER ADVOCACY
GROUP, INC. v. HARBOR
FREIGHT TOOLS USA, INC.**

S238785 B265315 Second Appellate District, Div. 4
Petition for review denied

**PEOPLE v. RESENDEZ
(SEBASTIAN)**

S238794 A145162 First Appellate District, Div. 1
Petition for review denied

**PEOPLE v. EVENSEN
(RICHARD PATRICK)**

S238822 B266811 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. GATLIN
(CLIFTON)**

S238844 B255953 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ASBURY (DIANE
C.)**

S238867 A149887 First Appellate District, Div. 3

Petition for review denied

**RAPUES (VIOLETA
MANZANO) v. S.C. (PEOPLE)**

S238878 H042151 Sixth Appellate District

Petition for review denied

**PEOPLE v. CRIADO
(RICHARD)**

S238887 A145778 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MONROE
(TANESHA ANDREA)**

S238894 H042607 Sixth Appellate District

Petition for review denied

**PEOPLE v. GUZMAN
(MARGARITO)**

S238897 G054136 Fourth Appellate District, Div. 3

Petition for review denied

**VASQUEZ, JR., (LARRY) v.
S.C. (PEOPLE)**

S238901 B269445 Second Appellate District, Div. 2

Petition for review denied

**SMITH (ERIC) v. BOARD OF
TRUSTEES OF THE
CALIFORNIA STATE
UNIVERSITY**

S238903	C077941 Third Appellate District	PEOPLE v. BIZHKO (RUSLAN)
Petition for review denied		
S238905	E066946 Fourth Appellate District, Div. 2	HETTINGA (CHRISTY & GERBEN), MARRIAGE OF
Petition for review denied		
S238908	B259375 Second Appellate District, Div. 7	DREXLER (STEVE B.) v. PETERSEN (DAVID J.)
Petition for review & depublication request(s) denied		
S238912	H041289 Sixth Appellate District	PEOPLE v. FORTNER (MICHAEL)
Petition for review denied		
S238918	C074539 Third Appellate District	SAN JOSE, CITY OF v. SHARMA (VINOD K.)
Petition for review denied		
S238933	G050018 Fourth Appellate District, Div. 3	HOOVER (MATT) v. WALLEY (THOMAS E.)
Petition for review denied		
S238975	A149058 First Appellate District, Div. 2	SHAH (JAY) ON H.C.
Petition for review denied		
S239009	G052208 Fourth Appellate District, Div. 3	MARSH (MONROE F.), ESTATE OF
The petition for review and writ of supersedeas are denied.		
S239019	G052082 Fourth Appellate District, Div. 3	MARSH (MONROE F.), ESTATE OF
The petition for review and writ of supersedeas are denied.		

S239045 G052574 Fourth Appellate District, Div. 3

The petition for review and writ of supersedeas are denied.

**MARSH (MONROE F.),
ESTATE OF**

S239085 B268342 Second Appellate District, Div. 1

Petitions for review denied

**KARTON (DAVID S.) v.
DOUGHERTY (WILLIAM
RUSSELL)**

S239100 F072381 Fifth Appellate District

Petition for review denied

**PEOPLE v. ESPINOZA , JR.,
(CARLOS)**

S239107 B272264 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CALDWELL
(RICKEY GLEN)**

S239124 A147141 First Appellate District, Div. 2

Petition for review denied

**NEWMAN (JAMES) v.
CALIFORNIA DEPARTMENT
OF CORRECTIONS &
REHABILITATION**

S239133 G054366 Fourth Appellate District, Div. 3

Petition for review denied

**WRIGHT (LOUIS
FRANKLIN) ON H.C.**

S239141 H042594 Sixth Appellate District

Petition for review denied

**PEOPLE v. CASTELLANOS
(SERGIO GARCIA)**

S239145 E063536 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. RELIFORD III
(HUEY PIERCE)**

S239148 A150001 First Appellate District, Div. 3

Petition for review denied

**DAUPHINE II (WAYNE) v.
S.C. (MOGILNICKI)**

S239152 D071400 Fourth Appellate District, Div. 1

Petition for review & application for stay denied

**YMCA OF SAN DIEGO
COUNTY v. S.C. (JABO)**

S239162 D070535 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. KINER (THOMAS
M.)**

S239163 B267064 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. RUIZ
(GUILLERMO MEDINA)**

S239164 A149902 First Appellate District, Div. 1

Petition for review denied

**KABEDE (WONDIYRAD) ON
H.C.**

S239165 G052210 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BRISENO
(ENRIQUE)**

S239166 B279274 Second Appellate District, Div. 1

Petition for review denied

The request for judicial notice is granted.

**JOGANI (HARESH) v. S.C.
(JOGANI)**

S239168 B263651 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MOCTEZUMA
(RICARDO)**

S239173 C072642 Third Appellate District

Petition for review denied

**PEOPLE v. VEGA (JOSE
ANTONIO)**

S239184

Petition for writ of mandate/prohibition denied

**WATERS (MICHAEL LYNN)
v. S.C. (PEOPLE)****S239186** H042531 Sixth Appellate DistrictPetition for review denied
The request for judicial notice is denied.**SHAO (LINDA) v. McMANIS
FAULKNER LLP****S239192**

Petition for writ of mandate/prohibition denied

**WATERS (MICHAEL LYNN)
v. S.C. (PEOPLE)****S239195** C078206 Third Appellate District

Petition for review denied

**PEOPLE v. MARQUEZ
(LEONARD E.)****S239198** B263528 Second Appellate District, Div. 5

Petition for review denied

**PATEL (BHIKHUBHAI C.) v.
CLOCKTOWER INN, INC.
(PATEL)****S239199** B268500 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GREEN
(TOYRION)****S239220** B279471 Second Appellate District, Div. 6

Petition for review denied

**MEJIA (EMEDALIO JOSE
BONILLA) v. S.C. (PEOPLE)****S239221** B268502 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. BEAVER
(KEJUAN RAYSHAWN)**

S239224 C080789 Third Appellate District

Petition for review denied

PEOPLE v. SCHROIFF (JOHN AUGUST)

S239263 C079355 Third Appellate District

Petition for review denied

WAGNON (ALICIA FRANCES) & FROM (RICHARD SCOTT), MARRIAGE OF

S239270 E067271 Fourth Appellate District, Div. 2
Petition for review denied

UHL (AARON) ON H..C

S239311

Petition for writ of mandate/prohibition denied

HAMILTON (PAUL C.) v. COURT OF APPEAL, FIRST APPELLATE DISTRICT, DIVISION FOUR (PEOPLE)

S239614 B279773 Second Appellate District, Div. 4
Petition for review & application for stay denied

TOP SURGEONS LLC v. S.C. (FAITRO)

S239735 B280035 Second Appellate District, Div. 5
Petition for review & application for stay denied

LEEVAN (MARK) v. S.C. (CITY OF SANTA MONICA)

S232360

Petition for writ of habeas corpus denied

VILLAREAL (ELAINE KRISTINA) ON H.C.

S233138

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.)

VILLAREAL (ELAINE KRISTINA) ON H.C.

S236471**RODRIGUEZ (BENJAMIN
MARTINEZ) ON H.C.**

The petition for writ of habeas corpus is denied on the merits. (See *Harrington v. Richter* (2011) 562 U.S. 86, 99-100, citing *Ylst v. Nunnemaker* (1991) 501 U.S. 797, 803.)

S236473**ROBERSON (GARY A.) ON
H.C.**

Petition for writ of habeas corpus denied

S236560**KENNERSON (WILLIAM) 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.)

S236571**WEBB (KEVIN L.) ON H.C.**

Petition for writ of habeas corpus denied

S236648**LISTER (JOSEPH EMANUEL)
ON H.C.**

Petition for writ of habeas corpus denied

S236692**COCKRUM (EDWARD
DALE) ON H.C.**

Petition for writ of habeas corpus denied

S236711**BROCKETT (JOSEPH H.) ON
H.C.**

Petition for writ of habeas corpus denied

S237361**REECE (CHARLES G.) ON
H.C.**

Petition for writ of habeas corpus denied

S237816**MADISON (JAMES BROWN)
ON H.C.**

Petition for writ of habeas corpus denied

S237945**ARANDA (FERNANDO
ROGELIO) ON H.C.**

Petition for writ of habeas corpus denied

S238072**PONCE (CARLOS) ON H.C.**

Petition for writ of habeas corpus denied

S238303**THOMPSON (PHILLIP
NORRIS) ON H.C.**

Petition for writ of habeas corpus denied

S238454**CADAVID (SERGIO
ALBERTO) ON H.C.**

Petition for writ of habeas corpus denied

S238806**GUTIERREZ (MIGUEL) 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.)

S238819**YANEZ (JOSE RICARDO) ON
H.C.**

Petition for writ of habeas corpus denied

S238837**WILSON (JOHN KEITH) ON
H.C.**

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

S238858**AGUILA (JAVIER) ON H.C.**

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

S238861**WALKER (DONALD NED)
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.)

S238863**CONSTANCIO (MICHAEL
RICHARD) ON H.C**

Petition for writ of habeas corpus denied.

S238872**RASBERRY (EDWARD) ON
H.C.**

Petition for writ of habeas corpus denied

S238873**RAMIREZ (EDY) ON H.C.**

Petition for writ of habeas corpus denied

S238874**REPLOGLE (DAVID) ON H.C.**

Petition for writ of habeas corpus denied

S238885**RIVERA (CORNICE W.) ON
H.C.**

Petition for writ of habeas corpus denied

S238958**DEWBERRY (LESLIE) 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 *Butler on Habeas Corpus*, S237014.

S238972**SIMMS (ERNEST) ON H.C.**

Petition for writ of habeas corpus denied

S238973**MENDIBLES, JR.,
(ALEJANDRO) 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; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S238977**HOWELL (DAVID
KENNETH) ON H.C.**

Petition for writ of habeas corpus denied

S239014**FAHIE (ANTONIO) 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 Miller* (1941) 17 Cal.2d 734, 735.)

S239016**WILLIAMS (PAMELA LYN)
ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to filing a petition to recall the sentence before the trial court that entered the judgment of conviction. (Pen. Code, § 1170.18, subd. (a).)

S239017**CARTER (DANIEL M.) ON
H.C.**

Petition for writ of habeas corpus denied

S239020**TREBAS (DANIEL) ON H.C.**

Petition for writ of habeas corpus denied

S239021**McCRAW (CHARLES J.) ON
H.C.**

Petition for writ of habeas corpus denied

S239022**WILSON, JR., (FREDERICK)
ON H.C.**

Petition for writ of habeas corpus denied

S239024**BOUTROS (MOUNIR H.) 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.)

S239025**GALLOWAY (EDDIE LEE)
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.)

S239030**PACE-WHITE (KIM) 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 Miller* (1941) 17 Cal.2d 734, 735.)

S239032**DUKE (ALVILEN) ON H.C.**

Petition for writ of habeas corpus denied

S239047**FIGUEROA-GUIZAR
(HUMBERTO) ON H.C.**

Petition for writ of habeas corpus denied

S239069**BANKS, JR., (EZELL) ON
H.C.**

Petition for writ of habeas corpus denied

S239070**THORNS (BRUCE) ON H.C.**

Petition for writ of habeas corpus denied

S239071**OLACHEA (ALEX
MICHAEL) ON H.C**

Petition for writ of habeas corpus denied.

S239089**DURAN (MARIO ANTONIO)
ON H.C.**

Petition for writ of habeas corpus denied

S239090**SMITH (RODNEY TOMMY)
ON H.C.**

Petition for writ of habeas corpus denied

S239095**SHIPP (TIMOTHY BRIAN)
ON H.C.**

The petition for writ of habeas corpus is denied on the merits. (See *Harrington v. Richter* (2011) 562 U.S. 86, 99-100, citing *Ylst v. Nunnemaker* (1991) 501 U.S. 797, 803.)

S239096**WASHINGTON (TROY
ELLIOTT) ON H.C.**

Petition for writ of habeas corpus denied

S239097**PORTER (LARRY) 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 *Butler on Habeas Corpus*, S237014.

S239098**HENDERSON (LANCE K.) 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.)

S239101**DENNIS (MATTHEW MARK)
ON H.C.**

Petition for writ of habeas corpus denied

S239149**HALL (NATHAN) ON H.C.**

Petition for writ of habeas corpus denied

S238916

E064503 Fourth Appellate District, Div. 2

**BONILLAS (PABLO) v. DMSI
STAFFING, LLC**

Publication request denied (case closed)

S238920

B267158 Second Appellate District, Div. 8

**MENDOZA (JESUS) v.
CENTURY FAST FOODS,
INC.**

Publication request denied (case closed)

S239313

B265382 Second Appellate District, Div. 7

IN RE CALVIN S.

Depublication request denied (case closed)

The requests for an order directing depublication of the opinion in the above-entitled appeal are denied. The court declines to review this matter on its own motion. The matter is now final.

S014394**PEOPLE v. LEDESMA
(FERMIN RODRIGUEZ)**

Withdrawal of counsel allowed by order

Good cause appearing, the request of appointed habeas corpus/executive clemency counsel for permission to withdraw as attorney of record for condemned inmate Fermin Rodriguez Ledesma, filed December 12, 2016, in a consolidated application requesting the appointment of replacement counsel (amended supporting declaration also filed Dec. 12, 2016), is granted.

The order appointing Terry J. Amdur as habeas corpus/executive clemency counsel of record for condemned inmate Fermin Rodriguez Ledesma, filed December 20, 2007, is hereby vacated.

Upon request of condemned inmate Fermin Rodriguez Ledesma for appointment of counsel, James S. Thomson and Marcia A. Morrissey are hereby appointed as lead and associate counsel of record, respectively, for Fermin Rodriguez Ledesma. Counsel are appointed for purposes of all postconviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

S212376**PEOPLE v. JOHN (EMRYS
JUSTIN) & MILLER
(TYRONE)**

Order appointing State Public Defender filed

Upon request of appellant for appointment of counsel, the State Public Defender is hereby appointed to represent appellant Emrys Justin John for the direct appeal in the above automatic appeal now pending in this court.

S212376**PEOPLE v. JOHN (EMRYS
JUSTIN) & MILLER
(TYRONE)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Mark D. Lenenberg is hereby appointed to represent appellant Tyrone Miller for the direct appeal in the above automatic appeal now pending in this court.

S076169**PEOPLE v. PARKER
(GERALD)**

Request for judicial notice denied

Appellant's request for judicial notice, filed on June 4, 2008, is denied.