

**SUPREME COURT MINUTES  
WEDNESDAY, FEBRUARY 28, 2018  
SAN FRANCISCO, CALIFORNIA  
AMENDED\***

**S246214**      E066330 Fourth Appellate District, Div. 2      **MORRIS (PHYLLIS K.) v. S.C.  
(PEOPLE)**

Petition for review granted; issues limited

The petition for review is granted. The issue to be briefed and argued is whether an Appellate Division of the Superior Court is required to appoint counsel for an indigent defendant charged with a misdemeanor offense on an appeal by the prosecution.

The previously issued stay remains in effect pending further order of this court.

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

**S246490**      A143026 First Appellate District, Div. 4      **NOEL (DIANA NIEVES) v.  
THRIFTY PAYLESS, INC.**

Petition for review granted

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

**S246669**      B283606 Second Appellate District, Div. 5      **SOUTHERN CALIFORNIA  
GAS LEAK CASES**

Petition for review granted

The request for an order directing depublication of the opinion is denied.

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

**S245809**      B278462 Second Appellate District, Div. 7      **PEOPLE v. SHOWELL  
(FRANK J.)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Padilla*, S239454, and *People v. Mendoza*, S238032 (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., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S245612**      E060438 Fourth Appellate District, Div. 2      **PEOPLE v. PEREZ (JOSE LUIS)**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Two

The request to file a supplemental petition for review is granted. The petitions for review are granted. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and reconsider the cause in light of S.B. 620 (Stats. 2017, ch. 682). (Cal. Rules of Court, rule 8.528(d). On the court's own motion, the Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed as modified November 3, 2017, which appears at 16 Cal.App.5th 636. (Cal. Const., art. VI, section 14; Cal. Rules of Court, rule 8.1125(c)(2).

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

**S246066**      E065567 Fourth Appellate District, Div. 2      **PEOPLE v. FORT (XAVIER JAMES)**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Two

The petition for review is granted. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and reconsider the cause in light of S.B. 620 (Stats. 2017, ch. 682). (Cal. Rules of Court, rule 8.528(d).

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

**S246082**      F070564 Fifth Appellate District      **PEOPLE v. BREWER (JEREMIAH CHARLIE)**

Petition for review granted; transferred to Court of Appeal, Fifth Appellate District

The petition for review is granted. The matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Superior Court (Lara)* 4 Cal.5th 299. (Cal. Rules of Court, rule 8.528(d).)

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

**S246246**      F072701 Fifth Appellate District      **PEOPLE v. SMITH (KYLIN DION)**

Petition for review granted; transferred to Court of Appeal, Fifth Appellate District

The petition for review is granted. The matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299. (Cal. Rules of Court, rule 8.528(d).

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

**S228348**      B252187 Second Appellate District, Div. 4      **PEOPLE v. ADAMS (LEO LLOYD)**

Transferred to Court of Appeal, Second Appellate District, Division Four, after hold  
Review in the above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Four, with directions to vacate its decision and to reconsider the cause in light of *In re Martinez* (2017) 3 Cal.5th 1216. (Cal. Rules of Court, rule 8.538(d).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S232344**      H042062 Sixth Appellate District      **PEOPLE v. ORTIZ (MANUEL IGNACIO)**

Dismissed and remanded to Court of Appeal, Sixth Appellate District  
Review in the above-captioned matter, which was granted and held for *People v. Page* (2017) 3 Cal.5th 1175, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S232675**      H042129 Sixth Appellate District      **PEOPLE v. LOPEZ (JACOB JEDEMIAH)**

Dismissed and remanded to Court of Appeal, Sixth Appellate District  
Review in the above-captioned matter, which was granted and held for *People v. Page* (2017) 3 Cal.5th 1175, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S235005**      D055015 Fourth Appellate District, Div. 1      **SIRYPANGNO  
(KONRSAVANH DONALD)  
ON H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold  
Review in the above-captioned matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *In re Martinez* (2017) 3 Cal.5th 1216. (Cal. Rules of Court, rule 8.538(d).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, and Kruger, JJ.

**S237166**      E064371 Fourth Appellate District, Div. 2      **PEOPLE v. BARTLETT  
(MATTHEW)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Two  
Review in the above-captioned matter, which was granted and held for *People v. Page* (2017) 3 Cal.5th 1175, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S237993**      H042388 Sixth Appellate District      **PEOPLE v. LUGO (JOE LOUIS)**

Dismissed and remanded to Court of Appeal, Sixth Appellate District  
Review in the above-captioned matter, which was granted and held for *People v. Page* (2017) 3 Cal.5th 1175, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S238945**      B278777 Second Appellate District, Div. 5      **GARCIA (JAIME) ON H.C.**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Five  
Review in the above-captioned matter, which was granted and held for *In Re Martinez* (2017) 3 Cal.5th 1216, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S239540**      C079797 Third Appellate District      **PEOPLE v. BUSSEY (NATHAN ERICK)**

Transferred to Court of Appeal, Third Appellate District, after hold  
The matter is transferred to the Court of Appeal, Third Appellate District, for reconsideration in light of *People v. Page* (2017) 3 Cal.5th 1175.  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S240039**      A149484 First Appellate District, Div. 3      **COLEMAN (LAVAR) ON H.C.**

Transferred to Court of Appeal, First Appellate District, Division Three, after hold  
Review in the above-captioned matter is transferred to the Court of Appeal, First Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *In re Martinez* (2017) 3 Cal.5th 1216. (Cal. Rules of Court, rule 8.538(d).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S240974**      E065612 Fourth Appellate District, Div. 2      **IN RE R.K.**

Transferred to Court of Appeal, Fourth Appellate District, Division Two, after hold  
The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, for reconsideration in light of *People v. Page* (2017) 3 Cal.5th 1175.  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S241173**      D070125 Fourth Appellate District, Div. 1      **PEOPLE v. FLORES (GERARDO)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold  
The matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, for reconsideration in light of *People v. Page* (2017) 3 Cal.5th 1175.  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S241246**      H043051 Sixth Appellate District      **IN RE J.R.**

Transferred to Court of Appeal, Sixth Appellate District, after hold

The matter is transferred to the Court of Appeal, Sixth Appellate District, for reconsideration in light of *People v. Page* (2017) 3 Cal.5th 1175.

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

**S241323**      A140464 First Appellate District, Div. 4      **PEOPLE v. CERVANTES  
(ALEXANDER)**

Dismissed and remanded to Court of Appeal, First Appellate District, Division Four

Review in the above-entitled matter, which was granted and held for *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S241326**      A148098 First Appellate District, Div. 1      **IN RE J.L.**

Dismissed and remanded to Court of Appeal, First Appellate District, Division One

Review in the above-captioned matter, which was granted and held for *People v. Page* (2017) 3 Cal.5th 1175, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S241394**      G052804 Fourth Appellate District, Div. 3      **PEOPLE v. PINEDA (EFRAIN  
SALVADOR)**

Transferred to Court of Appeal, Fourth Appellate District, Division Three, after hold

The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, for reconsideration in light of *People v. Page* (2017) 3 Cal.5th 1175.

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

**S241408**      D071994 Fourth Appellate District, Div. 1      **COMPRES (JOSE DOMINGO)  
v. S.C. (PEOPLE)**

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, with directions to vacate its decision and to reconsider the cause in light of *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299. (Cal. Rules of Court, rule 8.528(d).)

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

**S241409**      A150638 First Appellate District, Div. 4      **PEOPLE v. S.C. (BOBBY JOE  
B.)**

Dismissed and remanded to Court of Appeal, First Appellate District, Division Four

Review in the above-entitled matter, which was granted and held for *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S241647**      H039705 Sixth Appellate District      **PEOPLE v. MENDOZA  
(MARCOS)**

Transferred to Court of Appeal, Sixth Appellate District, after hold

The above-entitled matter is transferred to the Court of Appeal, Sixth Appellate District, with directions to vacate its decision and to reconsider the cause in light of *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299. (Cal. Rules of Court, rule 8.528(d).)

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

**S241699**      B267258 Second Appellate District, Div. 2      **PEOPLE v. AUDINETTE  
(BRANDON DION)**

Transferred to Court of Appeal, Second Appellate District, Division Two, after hold

Defendant Xavier Gage Gaither's request to supplement the petition for review is granted. The above-entitled matter is transferred to the Second Appellate District, Division Two, with directions to vacate its decision and to reconsider the cause in light of *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299 and SB 620 (Stats, 2017, ch. 682). (Cal. Rules of Court, rule 8.528(d).)

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

**S242185**      A133342 First Appellate District, Div. 4      **PEOPLE v. CANON  
(CHRISTOPHER)**

Transferred to Court of Appeal, First Appellate District, Division Four, after hold

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Four, with directions to vacate its decision and to reconsider the cause in light of *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299. (Cal. Rules of Court, rule 8.528(d).)

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

**S242298**      G052282 Fourth Appellate District, Div. 3      **PEOPLE v. VELA (ADRIAN  
RAPHAEL)**

Transferred to the Court of Appeal, Fourth Appellate District, Division Three, after hold

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of SB 620 (Stats, 2017, ch. 682). (Cal. Rules of Court, rule 8.528(d).)

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

**S242541** C077673 Third Appellate District**PEOPLE v. CAUDILLO III  
(RAYMOND JUNIOR)**

Transferred to Court of Appeal, Third Appellate District, after hold

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and to reconsider the cause in light of *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299. (Cal. Rules of Court, rule 8.528(d).)

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

**S243000** F069224 Fifth Appellate District**PEOPLE v. DELVILLAR  
(ANGEL)**

Transferred to Court of Appeal, Fifth Appellate District, after hold

Defendant Phillip Lopez, Jr.'s application for permission to file a supplemental brief is granted.

The above-entitled matter is transferred to the Fifth Appellate District with directions to vacate its decision and to reconsider the cause in light of *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299 and SB 620 (Stats, 2017, ch. 682). (Cal. Rules of Court, rule 8.528(d).)

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

**S243009** F071120 Fifth Appellate District**PEOPLE v. BAKER (BOBBY  
DARREN)**

Transferred to Court of Appeal, Fifth Appellate District, after hold

The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and to reconsider the cause in light of *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299. (Cal. Rules of Court, rule 8.528(d).)

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

**S243072** D071461 Fourth Appellate District, Div. 1 **PEOPLE v. S.C. (WALKER)**

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, with directions to vacate its decision and to reconsider the cause in light of *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299. (Cal. Rules of Court, rule 8.528(d).)

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

**S243311** A141133 First Appellate District, Div. 5 **PEOPLE v. WADE (MAX)**

Dismissed and remanded to Court of Appeal, First Appellate District, Division Five

Review in the above-entitled matter, which was granted and held for *People v. Marcos Mendoza*, S241647, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S243315**      B262406 Second Appellate District, Div. 8      **PEOPLE v. LEMON (JAMES)**  
Dismissed and remanded to Court of Appeal, Second Appellate District, Division Eight  
Review in the above-entitled matter, which was granted and held for *People v. Marcos Mendoza*,  
S241647, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S243696**      E068769 Fourth Appellate District, Div. 2      **PEOPLE v. S.C. (J.H.)**  
Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Two  
Review in the above-entitled matter, which was granted and held for *People v. Superior Court*  
(*Lara*) (2018) 4 Cal.5th 299, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S243719**      E068811 Fourth Appellate District, Div. 2      **PEOPLE v. S.C. (T.H.)**  
Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Two  
Review in the above-entitled matter, which was granted and held for *People v. Superior Court*  
(*Lara*) (2018) 4 Cal.5th 299, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S243813**      H042488 Sixth Appellate District      **PEOPLE v. ANDON, JR.,  
(ARIEL GUERRERO)**  
Dismissed and remanded to Court of Appeal, Six Appellate District  
Review in the above-captioned matter, which was granted and held for *People v. Page* (2017) 3  
Cal.5th 1175, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S243936**      B267503 Second Appellate District, Div. 2      **PEOPLE v. HOUSTON  
(DARNELL DESHON)**  
Transferred to Court of Appeal, Second Appellate District, Division Two, after hold  
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District,  
Division Two, with directions to vacate its decision and to reconsider the cause in light of *People*  
*v. Superior Court (Lara)* (2018) 4 Cal.5th 299. (Cal. Rules of Court, rule 8.528(d).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S243953**      B254090 Second Appellate District, Div. 1      **PEOPLE v. GALLARDO  
(GIOVANNI)**  
Dismissed and remanded to Court of Appeal, Second Appellate District, Division One  
Review in the above-entitled matter, which was granted and held for *People v. Marcos Mendoza*,  
S241647, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S244305**      G055335 Fourth Appellate District, Div. 3      **PEOPLE v. S.C. (PEDROZA)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Three  
Review in the above-entitled matter, which was granted and held for *People v. Alexander Cervantes*, S241323, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S244312**      G055046 Fourth Appellate District, Div. 3      **PEOPLE v. S.C. (TRAN)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Three  
Review in the above-entitled matter, which was granted and held for *People v. Alexander Cervantes*, S241323, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S244314**      G055333 Fourth Appellate District, Div. 3      **PEOPLE v. S.C. (GONZALEZ)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Three  
Review in the above-entitled matter, which was granted and held for *People v. Alexander Cervantes*, S241323, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S244451**      B267885 Second Appellate District, Div. 5      **PEOPLE v. PINEDA, JR.,  
(ARMANDO)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Five  
Review in the above-entitled matter, which was granted and held for *People v. Marcos Mendoza*, S241647, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S244597**      B277699 Second Appellate District, Div. 2      **PEOPLE v. CONTRERAS  
(JAMIE)**

Transferred to Court of Appeal, Second Appellate District, Division Two, after hold  
The matter is transferred to the Court of Appeal, Second Appellate District, Division Two, for reconsideration in light of *People v. Page* (2017) 3 Cal.5th 1175.

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

**S244760**      A144718 First Appellate District, Div. 5      **PEOPLE v. PITCHER (DARIN  
ALEXANDER)**

Dismissed and remanded to Court of Appeal, First Appellate District, Division Five  
Review in the above-entitled matter, which was granted and held for *People v. Marcos Mendoza*, S241647, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S244768** F066160/F066278 Fifth Appellate District**PEOPLE v. NASH (KATILA  
ANN JEAN)**

Transferred to Court of Appeal, Fifth Appellate District, after hold

The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and to reconsider the cause in light of *People v. Superior Court (Lara)* (2018) 4 Cal.5th 299. (Cal. Rules of Court, rule 8.528(d).)

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

**S245643** B269741 Second Appellate District, Div. 3**PEOPLE v. REYES  
(LISANDRO)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Three

Review in the above-entitled matter, which was granted and held for *People v. Marcos Mendoza*, S241647, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S138147****SMITH (GREGORY SCOTT)  
ON H.C.**

Petition for writ of habeas corpus denied (AA)

This second amended petition for writ of habeas corpus was filed in this court on January 30, 2009, before the effective date of Proposition 66, the “Death Penalty Reform and Savings Act of 2016.” (See *Briggs v. Brown et al.* (2017) 3 Cal.5th 808, 862, reh’g. den. Oct. 25, 2017.) Under section 1509, subdivision (g) of the Penal Code, the court exercises its authority to retain this petition and decide it.

The petition is denied. All claims are denied on the merits.

In addition, procedural bars apply to some claims, or subparts of claims, as follows:

Claims 4, 5, 6, 7, 23, 24, 27, 28, 29, 30, 31, 33, 34 and 35 are all procedurally barred under *In re Waltreus* (1965) 62 Cal.2d 218, 225, because they were raised and rejected on appeal.

Claims 26, 32, and 47 are procedurally barred under *In re Dixon* (1953) 41 Cal.2d 756, 759 because they could have been, but were not, raised on appeal.

Claim 39 is denied as premature.

**S245657** C083966 Third Appellate District**PEOPLE v. BOWMAN  
(FRANK BERNARDI)**

Petition for review denied

**S245787** B267045 Second Appellate District, Div. 2**PEOPLE v. DAVIS (CURTIS)**

Petition for review denied

<b>S245868</b>	A145786 First Appellate District, Div. 1	<b>PEOPLE v. GARCIA-MORTEO (FLOR ANGELICA)</b>
Petitions for review denied		
<b>S245992</b>	B286023 Second Appellate District, Div. 1	<b>VAN HOUTEN (LESLIE) v. S.C. (PEOPLE)</b>
Petition for review denied		
<b>S246054</b>	E063340 Fourth Appellate District, Div. 2	<b>PEOPLE v. WRIGHT (ANTHONY DEAN)</b>
Petition for review denied		
<b>S246064</b>	G054200 Fourth Appellate District, Div. 3	<b>PEOPLE v. TODD (NICHOLAS LAWRENCE)</b>
Petition for review denied		
<b>S246099</b>	H043638 Sixth Appellate District	<b>PEOPLE v. BOONE (JOHN)</b>
Defendant's application to file the unredacted petition for review under seal is granted. (Cal. Rules of Court, rules 2.550(d), 8.46(b).) In ordering the sealing, this court makes the findings required by California Rules of Court, rules 2.550(d) and 8.46(d)(6). The clerk of this court is directed to file the unredacted petition under seal. The petition for review is denied.		
<b>S246114</b>	F076248 Fifth Appellate District	<b>ROWE (AARON) v. S.C. (PEOPLE)</b>
Petition for review denied		
<b>S246115</b>	D071594 Fourth Appellate District, Div. 1	<b>THOMAS, JR., (RUDIE) v. SOUTHLAND HOME MORTGAGE II, LLC</b>
Petition for review denied		
<b>S246122</b>	B275696 Second Appellate District, Div. 7	<b>PEOPLE v. GOMEZ (RONALD)</b>
Petition for review denied		

<b>S246125</b>	B269610 Second Appellate District, Div. 7	<b>PEOPLE v. FOSTER (MICHAEL L.)</b>
Petition for review denied		
<b>S246135</b>	A146961 First Appellate District, Div. 3	<b>PEOPLE v. GOLLARDO (THOMAS RAY)</b>
Petition for review denied		
<b>S246152</b>	A141016/A142147 First Appellate District, Div. 4	<b>CORNELL (BRET) v. CITY &amp; COUNTY OF SAN FRANCISCO</b>
Petition for review denied		
<b>S246229</b>	B271223 Second Appellate District, Div. 7	<b>PEOPLE v. GUTIERREZ (MIGUEL R.)</b>
Petition for review denied		
<b>S246248</b>	E068050 Fourth Appellate District, Div. 2	<b>IN RE M.L.</b>
Petition for review denied		
<b>S246263</b>	B279139 Second Appellate District, Div. 7	<b>GUTIERREZ (MIGUEL R.) ON H.C.</b>
Petition for review denied		
<b>S246275</b>	B280243 Second Appellate District, Div. 4	<b>PEOPLE v. GAMMAGE (TED)</b>
Petition for review denied		
<b>S246277</b>	G053284 Fourth Appellate District, Div. 3	<b>PEOPLE v. CALIXTO (JOSE PABLO)</b>
Petition for review denied		
<b>S246280</b>	B279334 Second Appellate District, Div. 5	<b>PEOPLE v. CACHU (ANDREW)</b>
Petitions for review denied		

**S246289** B270724 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. ALLEN  
(CHARLES JOSEPH)**

**S246291** A143556 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. COOPER  
(DERRICK ANTOINE)**

**S246302** F072055 Fifth Appellate District

Petition for review denied

**PEOPLE v. JONES (ALVIN  
BERNARD)**

**S246315** C081715 Third Appellate District

Petition for review denied

**PEOPLE v. BEARD  
(CARLTON LEE)**

**S246340** C074846 Third Appellate District

Petition for review & depublication request(s) denied

**HUTCHESON (ROBIN) v.  
ESKATON FOUNTAINWOOD  
LODGE**

**S246377** E065066/E065684 Fourth Appellate District, Div. 2

Petition for review denied

**SOLOMON (MICHAEL R.) v.  
DESERT HEALTHCARE  
DISTRICT**

**S246391** G053158 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BURCIAGA  
(MANUEL)**

**S246392** F074599 Fifth Appellate District

Petition for review denied

**PEOPLE v. McKINLEY  
(ALEXANDER)**

**S246401** B271694 Second Appellate District, Div. 2

Petition for review & depublication request(s) denied  
The request for judicial notice is granted.

**BURD (TARA R.) v.  
BARKLEY COURT  
REPORTERS, INC.**

**S246472** B277755 Second Appellate District, Div. 4  
Petition for review denied

**PEOPLE v. JONES (JASON)**

**S246480** F074773 Fifth Appellate District

Petition for review denied

**MOOSIOS FARMS, INC. v.  
MOOSIOS RIVER RANCH;  
MOOSIOS II (LOUIS R.)**

**S246491** B258224/B258380 Second Appellate District, Div. 4 **FIRST REPUBLIC TRUST  
COMPANY v. LUND  
(BRADFORD D.)**

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

**S246563** G054037 Fourth Appellate District, Div. 3

Petition for review denied

**ASSADIAN (HAMID R.) v.  
PARSI (REZA)**

**S246567** G053845 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. FEBBO (RICK  
RYAN)**

**S246576** A150039 First Appellate District, Div. 1

Petition for review denied

**ROSS STORES, INC. v. S.C.  
(GOSS)**

**S246577** A146616 First Appellate District, Div. 4

Petition for review denied

**KIM (DEAN) v. KIM (YOUNG  
OAK)**

<b>S246578</b>	B271774 Second Appellate District, Div. 7	<b>PEOPLE v. MENJIVAR (JOSE GERMAN)</b>
Petition for review denied		
<b>S246579</b>	B268900 Second Appellate District, Div. 3	<b>PEOPLE v. TAMAYO (SERGIO)</b>
Petition for review denied		
<b>S246581</b>	E067705 Fourth Appellate District, Div. 2	<b>RIVERA (LAWRENCE) v. S.C. (PEOPLE)</b>
Petition for review denied		
<b>S246582</b>	G053113 Fourth Appellate District, Div. 3	<b>PEOPLE v. HORN (ROBERT)</b>
Petition for review denied		
<b>S246585</b>	D071793 Fourth Appellate District, Div. 1	<b>PEOPLE v. NUNN (ROGER KEITH)</b>
Petition for review denied		
<b>S246587</b>	B277780 Second Appellate District, Div. 3	<b>TAMAYO (SERGIO) ON H.C.</b>
Petition for review denied		
<b>S246590</b>	B271441 Second Appellate District, Div. 7	<b>PEOPLE v. COLLINS (CHASE LEE)</b>
Petitions for review denied		
<b>S246592</b>	B277141 Second Appellate District, Div. 8	<b>PEOPLE v. COLE (JUSTIN WAYNE)</b>
Petition for review denied		
<b>S246610</b>	F072292 Fifth Appellate District	<b>PALOMINO (JULIO) v. BRAZIER (S.)</b>
Petition for review denied		

**S246614** A152674 First Appellate District, Div. 4

Petition for review denied

**S246615**

Petition for writ of mandate/prohibition denied

**S246624** B279521 Second Appellate District, Div. 8

Petition for review denied

**S246626** E067278 Fourth Appellate District, Div. 2

Petition for review denied

**S246628** H043447 Sixth Appellate District

Petition for review denied

**S246648** A146166/A146405 First Appellate District, Div. 1

Petition for review denied

**S246649**

Petition for writ of mandate/prohibition denied

**CONTRA COSTA COUNTY  
WATER DISTRICT v.  
WORKERS'  
COMPENSATION APPEALS  
BOARD & KIRBY  
(TIMOTHY)**

**THOMAS (RAYSHON) v.  
COURT OF APPEAL, FIFTH  
APPELLATE DISTRICT  
(CHASE BANK)**

**PEOPLE v. HEBERT  
(JOSEPH EDWIN)**

**PEOPLE v. LIAS (MICHELLE  
JANET)**

**PEOPLE v. ARIAS (MIGUEL  
SERVIN)**

**CALIFORNIA-AMERICAN  
WATER COMPANY v.  
MARINA COAST WATER  
DISTRICT; MONTEREY  
COUNTY WATER  
RESOURCES AGENCY**

**BILLIE (ROBERT) v. S.C.  
(PEOPLE)**

**S246657** B280610 Second Appellate District, Div. 6  
Petition for review denied

**IN RE C.H.**

**S246665** B278437 Second Appellate District, Div. 7  
Petition for review denied

**PEOPLE v. IVANYI, JR.,  
(ZOLTAN)**

**S246674** C083166 Third Appellate District  
Petition for review denied

**HEWITT (ROBBIN) v. PARKS  
(ADRIANNE)**

**S246677** G053494 Fourth Appellate District, Div. 3  
Petition for review denied

**PEOPLE v. CARY  
(CHRISTIAN EDWARD)**

**S246687** H044795 Sixth Appellate District  
  
Petition for review denied

**LOPEZ (FRANCISCO) v.  
WORKERS'  
COMPENSATION APPEALS  
BOARD & SUBSEQUENT  
INJURIES BENEFITS TRUST  
FUND**

**S246698** A149997 First Appellate District, Div. 5  
  
Petition for review denied

**NOWZARI (MARYAM) &  
CRAWFORD (TONY),  
MARRIAGE OF**

**S246722** B283295 Second Appellate District, Div. 8  
  
Petition for review & application for stay denied

**EAST VALLEY TOURIST  
DEVELOPMENT  
AUTHORITY v. S.C.  
(REILLY)**

**S246743****NATHAN (ERIC L.) v. COURT  
OF APPEAL, SECOND  
APPELLATE DISTRICT,  
DIVISION FIVE (PEOPLE)**

Petition for writ of mandate/prohibition denied

**S246784** C084241 Third Appellate District**PEOPLE v. STRICKLAND  
(MALCOLM LOWELL)**

Petition for review denied

**S246889****SCHWARTZMILLER (DEAN  
A.) v. COURT OF APPEAL,  
FOURTH APPELLATE  
DISTRICT, DIVISION ONE  
(CALIFORNIA  
DEPARTMENT OF  
CORRECTIONS &  
REHABILITATION)**

Petition for writ of mandate/prohibition denied

**S246895****BILLIE (ROBERT) v. S.C.  
(PEOPLE)**

Petition for writ of mandate/prohibition denied

**S246958** B287480 Second Appellate District, Div. 8**BEVERLY WILSHIRE  
HOMES ASSOCIATION, INC.  
v. S.C. (CITY OF LOS  
ANGELES)**

Petition for review &amp; application for stay denied

**S247169** A153510 First Appellate District, Div. 5**al-HAKIM (ABDUL-JALIL) v.  
S.C. (CSAA)**

Petition for review &amp; application for stay denied

**S244967****KNAPP (JEFFREY A.) ON  
H.C.**

Petition for writ of habeas corpus denied

**S245569****ELLIS (ROBERT LEE) ON H.C.**

Petition for writ of habeas corpus denied

**S245585****PEREZ (ANTONIO) ON H.C.**

Petition for writ of habeas corpus denied

**S245622****NORRIS (BRANDON L.) ON H.C.**

Petition for writ of habeas corpus denied

**S245627****PRADO (ALEJANDRO) ON H.C.**

Petition for writ of habeas corpus denied

**S245633****MURGUIA (JORGE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence].)

**S245664****DUNSMORE (DARRYL LEE) ON H.C.**

Petition for writ of habeas corpus denied

**S245690****HOWARD (HERMAN LAWRENCE) ON H.C.**

Petition for writ of habeas corpus denied

**S245694****BRODIS (ANTOINE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies].)

**S245696****McKINNEY (ALONZO) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal].)

**S245924****SMITH (JACOB RENALD)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely].)

**S245925****JEFFERSON (ANTHONY  
DION) ON H.C.**

Petition for writ of habeas corpus denied

**S245929****BAILEY I (STEVEN  
DWAYNE) ON H.C.**

Petition for writ of habeas corpus denied

**S245931****PEREZ (JUAN JOSE) ON H.C.**

Petition for writ of habeas corpus denied

**S245933****JOHNSON (RALPH) ON H.C.**

Petition for writ of habeas corpus denied

**S245939****KING (MELVIN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal].)

**S245940****WARMSLEY (TITUS) ON  
H.C.**

Petition for writ of habeas corpus denied

**S245944****LOVETT (EMMA MARYANN  
MARGARET) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S245945****SMITH (JEREMY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

**S245948****TRAVIS (BRIAN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S245953****POWERS (HAROLD) ON H.C.**

Petition for writ of habeas corpus denied

**S245956****HALEY (DONYAE D.) ON  
H.C.**

Petition for writ of habeas corpus denied

**S246018****BROWN (KENNY) ON H.C.**

Petition for writ of habeas corpus denied

**S246019****TOVAR (VICTOR) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely].)

**S246020****BENNETT (TAB LEE) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary

evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S246813**

**SALMEN (JUSTIN CASEY)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S241231**

E067296 Fourth Appellate District, Div. 2

**PEOPLE v. S.C. (LARA, JR.)**

Depublication request denied (case closed)

The request by the California Appellate Law Group LLP, filed May 11, 2017, for an order directing depublication of the opinion of the Court of Appeal in the above-entitled matter is denied.

**S246080**

B280060 Second Appellate District, Div. 7

**IN RE MICHAEL S., JR.**

Publication request denied (case closed)

**S246093**

E068000 Fourth Appellate District, Div. 2

**IN RE G.S.**

Publication request denied (case closed)

**S246308**

A144104 First Appellate District, Div. 4

**CP III RINCON TOWERS,  
INC. v. ASSESSMENT  
APPEALS BOARD OF THE  
CITY & COUNTY OF SAN  
FRANCISCO (RINCON EV  
REALTY LLC)**

Publication request denied (case closed)

**S246506**

D070623 Fourth Appellate District, Div. 1

**KLEM (ROBERT) v. ACCESS  
INSURANCE COMPANY**

Depublication request denied (case closed)

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

The court declines to review this matter on its own motion. The matter is now final.

**S246512** E067882 Fourth Appellate District, Div. 2 **IN RE S.V.**  
Publication request denied (case closed)

**S245864** B279475 Second Appellate District, Div. 2 **QDOS, INC. v. SIGNATURE  
FINANCIAL, LLC**  
The time for granting or denying review in the above-entitled matter is hereby extended to  
April 2, 2018.

**S246084** F065288/F065481/F065984  
Fifth Appellate District **PEOPLE v. ENRIQUEZ  
(RAMIRO)**  
The time for granting or denying review in the above-entitled matter is hereby extended to  
April 2, 2018.

**S246234** A147159 First Appellate District, Div. 5 **PEOPLE v. OEURN (SAUN)**  
The time for granting or denying review in the above-entitled matter is hereby extended to  
April 2, 2018.

**S246236** G052388 Fourth Appellate District, Div. 3 **PEOPLE v. PERRONE  
(ROBERT WAYNE)**  
The time for granting or denying review in the above-entitled matter is hereby extended to  
April 3, 2018.

**S246239** B269696 Second Appellate District, Div. 7 **PEOPLE v. ROCHA (ELDA  
NALLELI)**  
The time for granting or denying review in the above-entitled matter is hereby extended to  
April 2, 2018.

**S246240** B276601 Second Appellate District, Div. 2 **CITIZENS OF HUMANITY,  
LLC v. APPLIED  
UNDERWRITERS, INC.**  
The time for granting or denying review in the above-entitled matter is hereby extended to  
April 2, 2018.

**S246242** C078430 Third Appellate District

**PEOPLE v. JOHNSON, SR.,  
(DION)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 2, 2018.

**S246252** B271932/B275527 Second Appellate District, Div. 4 **PEOPLE v. ROTH (JAMES)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 2, 2018.

**S246258** B270897 Second Appellate District, Div. 2

**PEOPLE v. LYLES (SCOTT  
ALAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 3, 2018.

**S246264** B276313 Second Appellate District, Div. 5

**PEOPLE v. HERNANDEZ  
(GERMAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 3, 2018.

**S246276** H044045 Sixth Appellate District

**PEOPLE v. MARSHALL  
(JOHN WILLIAM)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 3, 2018.

**S246350** E066040 Fourth Appellate District, Div. 2

**PEOPLE v. DODSON (RYAN  
LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 3, 2018.

**S242244** B265937 Second Appellate District, Div. 3

**PEOPLE v. GUZMAN  
(ALEJANDRO O.)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to April 17, 2018.

**S244103****VAZQUEZ (JOSE ALBERTO  
ALCANTAR) ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to March 20, 2018.

**S244996****CAMPBELL (SIDNEY) ON  
H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to March 30, 2018.

**S185810****PEOPLE v. THREATS  
(DERLYN RAY)**

Motion to file document under seal granted

Appellant's "Motion to File Confidential Record under Seal Pursuant to Code of Civil Procedure Section 2018.030 and California Rule of Court 8.47(c)(2)," filed on January 19, 2018, is granted. The court makes the findings required by rule 8.46(d)(6) of the California Rules of Court. The Clerk is directed to publicly file the "Redacted Declarations of Mary K. McComb and Arnold Erickson," received on January 19, 2018. The Clerk is further directed to file under seal the "Unredacted Declarations of Mary K. McComb and Arnold Erickson," lodged conditionally under seal on January 19, 2018.

Appellant's "Motion to Decertify the Record and Remand to the Superior Court for Augmentation, Settlement, and Conformation," filed on November 14, 2017, is granted as follows. The Clerk of this court is directed to decertify and return the appellate record in *People v. Threats*, S185810, to the superior court. The superior court is ordered to expeditiously consider the alleged omissions and errors in the record in this matter and, where appropriate, to correct any omissions or errors. All material added to the existing record following this order must be sent to appellate counsel for the parties, who must promptly review such material and, when they have finished their review, inform the superior court either that the record is ready to be certified or that specific further additions or corrections should be made. The superior court is ordered to prepare, certify for accuracy, and send the record, as corrected, to this court, with copies to counsel, and to do so no later than June 29, 2018.

Within 10 days from the date of this order, counsel for both parties, the Habeas Corpus Resource Center, the California Appellate Project, and the Office of the Governor must return any copies of the current record to the superior court.

The due date for filing Appellant's opening brief is vacated, and a new due date will be set after the filing of the record, as corrected, in this court.

**S246760****HARMON (DEVIN) v. S.C.  
(PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District.

**S246431**

Petition denied

(accusation)

**ACCUSATION OF WANG****S246621**

Petition denied

(accusation)

**ACCUSATION OF HERRERA**



**SUPREME COURT OF CALIFORNIA  
ORAL ARGUMENT CALENDAR  
SAN FRANCISCO SESSION  
MARCH 6, 7, and 8, 2018  
SECOND 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 March 6, 7, and 8, 2018.

**TUESDAY, MARCH 6, 2018 — 9:00 A.M.**

- (1) Liberty Surplus Insurance Corporation et al. v. Ledesma and Meyer Construction Company, Inc., et al., S236765  
(*Bigelow, P. J., assigned justice pro tempore*)
- (2) Facebook, Inc., et al. v. Superior Court of the City and County of San Francisco (Derrick D. Hunter et al., Real Parties in Interest), S230051  
(*Yegan, J., assigned justice pro tempore*)
- (3) United Riggers & Erectors, Inc. v. Coast Iron & Steel Co. et al., S231549  
(*Bamattre-Manoukian, J., assigned justice pro tempore*)

**1:30 P.M.**

- (4) People v. Ruiz II (Felix Corral), S235556  
(*Ashmann-Gerst, J., assigned justice pro tempore*)
- (5) People v. Buycks (Stevenson), S231765, People v. Valenzuela (Laura Reynoso), S232900, and In re John Manuel Guiomar on Habeas Corpus, S238888  
(*consolidated cases*)  
(*Bruiniers, J., assigned justice pro tempore*)
- (6) People v. Penunuri (Richard), [Automatic Appeal], S095076  
(*Willhite, Jr., J., assigned justice pro tempore*)

**WEDNESDAY, MARCH 7, 2018 — 9:00 A.M**

- (7) Delano Farms Company et al. v. California Table Grape Commission, S226538  
(*Kruger, J., not participating; Ramirez, P. J., assigned justice pro tempore; Aaron, J., assigned justice pro tempore*)
- (8) In re Robert Lewis, Jr., on Habeas Corpus, [related to an underlying Automatic Appeal], S117235  
(*Chavez, J., assigned justice pro tempore*)
- (9) People v. Gonzalez (Jorge) et al. S234377  
(Zelon, J., assigned justice pro tempore)

**1:30 P.M.**

- (10) People v. Adelmann (Steven Andrew), S237602  
(Duarte, J., assigned justice pro tempore)
- (11) People v. Case (Charles Edward), [Automatic Appeal], S057156  
(Chaney, J., assigned justice pro tempore)
- (12) People v. Smith (Floyd Daniel), [Automatic Appeal], S065233  
(Benke, J., assigned justice pro tempore)

**THURSDAY, MARCH 8, 2018 — 9:00 A.M.**

- (13) People v. Rodriguez (Jesus Manuel) et al. S239713  
(Blease, J., assigned justice pro tempore)
- (14) People v. Hardy (Warren Justin), [Automatic Appeal], S113421  
(Baker, J., assigned justice pro tempore)

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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).)

**\*1055352-18** THE HONORABLE ELENA J. DUARTE, Associate Justice of the Court of Appeal, Third Appellate District, is hereby assigned to assist the California Supreme Court, as a justice thereof, on \*February 28, 2018, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

Dated: February 28, 2018

\*This order is made pursuant to the request for assignment until completion in the matter of *People v Adelman*, S237602.