

**SUPREME COURT MINUTES  
MONDAY, JANUARY 5, 2015  
SAN FRANCISCO, CALIFORNIA**

**S076339**

**PEOPLE v. GRIMES (GARY  
LEE)**

Opinion filed: Judgment affirmed as modified

The judgment is modified to vacate the trial court's true finding on one of the section 667.5, subdivision (b), allegations and to strike the additional one-year sentence for that allegation. In all other respects, the judgment is affirmed.

Majority Opinion by Cantil-Sakauye, C. J.

-- joined by Chin, Corrigan, and Baxter\*, JJ.

Concurring and Dissenting Opinion by Werdegar, J.

Concurring and Dissenting Opinion by Liu, J.

-- joined by Zelon, J.\*\*

\* Retired Associate Justice of the Supreme Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

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

**S213003**

G047465 Fourth Appellate District, Div. 3

**HUDEC (CHARLES) v. S.C.  
(PEOPLE)**

Opinion filed: Judgment affirmed in full

The judgment of the Court of Appeal is affirmed.

Majority Opinion by Werdegar, J.

-- joined by Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Baxter\*, and Epstein\*\*, JJ.

\* Retired Associate Justice of the Supreme Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

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

**S087533****PEOPLE v. POPS (ASWAD) &  
WILSON (BYRON)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Joseph E. Chabot's representation that appellant Byron Wilson's reply brief is anticipated to be filed by March 30, 2015, counsel's request for an extension of time in which to file that brief is granted to February 27, 2015. After that date, only one further extension totaling about 30 additional days is contemplated.

**S166315****WILSON (ANDRE GERALD)  
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Keith H. Borjon's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by July 8, 2015, counsel's request for an extension of time in which to file that document is granted to March 9, 2015. After that date, only two further extensions totaling about 120 additional days are contemplated.

**S171393****PEOPLE v. McDANIEL  
(DONTÉ LAMONT)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Peter R. Silten's representation that the appellant's opening brief is anticipated to be filed by August 1, 2015, counsel's request for an extension of time in which to file that brief is granted to February 20, 2015. After that date, only three further extensions totaling about 165 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S180217****PEOPLE v. HERNANDEZ,  
JR., (GEORGE ANTHONY)**

Extension of time granted

The application of appellant for relief from default for the failure to timely file appellant's request for extension of time is granted.

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to February 9, 2015.

**S188525****THOMPSON (JAMES ALVIN)  
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Holly D. Wilkens's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by February 23, 2015, counsel's request for an extension of time in which to file that document is granted to February 23, 2015. After that date, no further extension is contemplated.

**S213911****HAWTHORNE, JR.,  
(ANDERSON) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Keith H. Borjon's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by February 4, 2015, counsel's request for an extension of time in which to file that document is granted to February 4, 2015. After that date, no further extension is contemplated.

**S221081****ASHMUS (TROY ADAM) ON  
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Michael Laurence's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by January 12, 2015, counsel's request for an extension of time in which to file that document is granted to January 12, 2015. After that date, no further extension is contemplated.

**S221282****VILLAREAL (RUBEN) 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 January 23, 2015.

**S221852**

B248316 Second Appellate District, Div. 5

**PEOPLE v. MACABEO  
(PAUL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to January 26, 2015.

**S222855**      B245590 Second Appellate District, Div. 3      **SOROUDI (BEHNAM) v.  
HERITAGE GROUP  
ASSOCIATES**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply to the answer to petition for review is extended to January 8, 2015.

**S222999**      A139274 First Appellate District, Div. 2      **GODFREY (LAVON) v.  
OAKLAND PORT SERVICES  
CORP.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to January 15, 2015.

**S221665**      C073404 Third Appellate District      **SCHINKEL, JR., (LARRY  
STEVEN) v. S.C. (PEOPLE)**

Counsel appointment order filed

Upon request of petitioner for appointment of counsel, Charles Bonneau, Jr., is hereby appointed to represent petitioner on the appeal now pending in this court.

**S087569**      **PEOPLE v. SANCHEZ (JUAN)**

Order filed

Good cause appearing, appellant's "Application for Relief from Default to File Appellant's Opening Brief," filed December 19, 2014, is granted.

**S223344**      **ARMSTRONG, JR., ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ARTHUR OWEN ARMSTRONG, JR., State Bar Number 29109, as a member of the State Bar of California is accepted.

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

**S223346****FLANAGAN ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOSEPH HAWKEN FLANAGAN, State Bar Number 252070, as a member of the State Bar of California is accepted.

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

**S223347****LAPLANTE ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN M. LAPLANTE, State Bar Number 88941, as a member of the State Bar of California is accepted.

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

**S223349****TRAYNOR ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LANA LEA TRAYNOR, State Bar Number 200263, as a member of the State Bar of California is accepted.

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

**S223350****WULZ ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DAN L. WULZ, State Bar Number 166419, as a member of the State Bar of California is accepted.

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

**1037890-15**

The HONORABLE MARVIN R. BAXTER, retired Associate Justice of the Supreme Court, is hereby assigned to assist the Supreme Court, as a justice thereof, on January 5, 2015 to March 31, 2015, in all cases in which he heard oral argument, and until filing of each such case.