

**SUPREME COURT MINUTES
THURSDAY, JANUARY 18, 2018
SAN FRANCISCO, CALIFORNIA**

S229762 F069370 Fifth Appellate District **McMILLIN ALBANY LLC v.
S.C. (VAN TASSELL)**

Opinion filed: Judgment affirmed in full

We affirm the judgment of the Court of Appeal and remand for further proceedings not inconsistent with this opinion.

Majority Opinion by Liu, J.

-- joined by Cantil-Sakauye, C. J., Chin, Corrigan, Cuéllar, Krueger, and Lui*, JJ.

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

S246506 D070623 Fourth Appellate District, Div. 1 **KLEM (ROBERT) v. ACCESS
INSURANCE COMPANY**

Time for ordering review extended on the court's own motion

The time for ordering review on the court's own motion is hereby extended to March 20, 2018. (Cal. Rules of Court, rule 8.512(c).)

S245164 A145865 First Appellate District, Div. 4 **MORALES-SIMENTAL
(GISSELLE) v. GENENTECH,
INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to February 16, 2018.

S245429 B267336 Second Appellate District, Div. 8 **PEOPLE v. BROWN
(CAMERON)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 16, 2018.

S245458 B270124 Second Appellate District, Div. 1 **PEOPLE v. SOEUR
(SAVOEUN)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 16, 2018.

S245496 E066290 Fourth Appellate District, Div. 2 **PEOPLE v. BURTON (RICKY)**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 16, 2018.

S245502 B266209 Second Appellate District, Div. 7 **PEOPLE v. ALANIZ
(RAMON)**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 16, 2018.

S245505 H043817 Sixth Appellate District **PEOPLE v. ANSELMO
(FLORENCIO ADAN)**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 16, 2018.

S245513 F071142 Fifth Appellate District **PEOPLE v. NAVARRA
(BRITTANY)**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 16, 2018.

S245579 E067316 Fourth Appellate District, Div. 2 **STEWART (MAXINE) v. S.C.
(ST. JOSEPH'S HEALTH)**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 16, 2018.

S245590 F076270 Fifth Appellate District **RODRIGUEZ (HERNAN) v.
S.C. (PEOPLE)**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 20, 2018.

S245602 A152404 First Appellate District, Div. 2 **ELIZALDE (GAMALIEL) ON
H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 20, 2018.

S245606 A148544 First Appellate District, Div. 3**PROTECT TELEGRAPH
HILL v. CITY & COUNTY OF
SAN FRANCISCO**

The time for granting or denying review in the above-entitled matter is hereby extended to February 20, 2018.

S175663**PEOPLE v. JONES (STEVEN
ANTHONY)**

Extension of time granted

Based upon counsel David P. Lampkin's representation that the appellant's reply brief is anticipated to be filed by June 30, 2018, an extension of time in which to file that brief is granted to March 19, 2018. After that date, only two further extensions totaling about 106 additional days will be granted.

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).)

S181535**PEOPLE v. ALCALA
(RODNEY JAMES)**

Extension of time granted

Based upon counsel Mark D. Lenenberg's representation that the appellant's reply brief is anticipated to be filed by July 2, 2018, an extension of time in which to file that brief is granted to March 19, 2018. After that date, only two further extensions totaling about 104 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).)

S185640**PEOPLE v. KELLEY (JIMMY
DALE)**

Extension of time granted

Based upon counsel Diane E. Berley's representation that the appellant's opening brief is anticipated to be filed by June 15, 2018, an extension of time in which to file that brief is granted to March 15, 2018. After that date, only two further extensions totaling about 94 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).)

S188067**PEOPLE v. WHITESIDE
(GREGORY C.)**

Extension of time granted

Based upon counsel Kimberly J. Grove's representation that the appellant's opening brief is anticipated to be filed by August 15, 2018, an extension of time in which to file that brief is granted to March 13, 2018. After that date, only three further extensions totaling about 154 additional days will be granted.

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).)

S189296**PEOPLE v. PANIAGUA, JR.,
(RODRIGO ORTIZ)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to March 13, 2018.

S203540**PEOPLE v. BROWN (LATECE
MEGALE)**

Extension of time granted

Based upon counsel Glen Niemy's representation that the appellant's opening brief is anticipated to be filed by April 16, 2018, an extension of time in which to file that brief is granted to March 19, 2018. After that date, only one further extension totaling about 29 additional days is 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).)

S214388**PEOPLE v. AGUILAR
(JEFFREY)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to March 19, 2018.

S230767**PEOPLE v. STANLEY
(GERALD FRANK)**

Extension of time granted

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

On application of respondent, it is ordered that the time to serve and file respondent's brief is extended to March 9, 2018.

S110294**PEOPLE v. DAVEGGIO
(JAMES ANTHONY) &
MICHAUD (MICHELLE LYN)**

Record ordered unsealed

Respondent's unopposed "Motion for Order Unsealing Supplemental Reporter's Transcript Volume Two, January 2, 2001 Proceedings (In Camera Hearing on Severance Motion)" filed on January 10, 2018, is granted. The Clerk is directed to unseal, make part of the public record, and provide copies to counsel for respondent the following sealed items: (1) 2 RT pages 261–266 and (2) 2 RT pages 267–273.

Corrigan, J., was recused and did not participate.

S245964**RENTERIA (LUIS) v. S.C.
(PEOPLE)**

Order filed

The order filed on January 4, 2018, transferring the matter to the Court of Appeal, Second Appellate District is hereby amended to reflect the above title.

S246478**VALLEY SURGICAL
CENTER v. S.C. (PELTER)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.