

**SUPREME COURT MINUTES
WEDNESDAY, JANUARY 25, 2017
SAN FRANCISCO, CALIFORNIA**

S238032 B259259 Second Appellate District, Div. 8 **PEOPLE v. ARZATE
(ALBERT)**

Petition for review granted; issues limited

The petition for review is denied as to Petitioner Albert Arzate. The petition for review is granted as to Petitioner Johnny Mendoza. The issue to be briefed and argued is limited to the following: Did *Montgomery v. Louisiana* (2016) 577 U.S. ____ [136 S.Ct. 718] clarify that *Miller v. Alabama* (2012) 567 U.S. ____ [132 S.Ct. 2455] created a presumption against a sentence of life imprisonment without possibility of parole for juvenile offenders and requires trial courts to determine that a juvenile offender is one of “those rare children whose crimes reflect irreparable corruption” (*Montgomery*, at p. __ [136 S.Ct. at p. 734]) before imposing such a sentence? Or is it sufficient, for purposes of compliance with *Montgomery and Miller*, that a trial court take into consideration the offender’s youth and attendant circumstances in exercising its sentencing discretion under Penal Code section 190.5, subdivision (b)?

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

S238544 C075126 Third Appellate District **UNITED AUBURN INDIAN
COMMUNITY OF THE
AUBURN RANCHERIA v.
BROWN (EDMUND G.)**

Petition for review granted

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

S238627 C078537 Third Appellate District **PEOPLE v. LOPEZ (MARIA
ELENA)**

Petition for review granted

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

S239454 B265614 Second Appellate District, Div. 4 **PEOPLE v. PADILLA
(MARIO SALVADOR)**

Review granted on the court’s own motion

Review is ordered on the court’s own motion. The issue to be briefed and argued is limited to the following issue: Did *Montgomery v. Louisiana* (2016) 577 U.S. ____, 136 S.Ct. 718, 193 L.Ed.2d 599, clarify that *Miller v. Alabama* (2012) 567 U.S. ____, 132 S.Ct. 2455, 183 L.Ed.2d 407

(*Miller*) bans a sentence of life without the possibility of parole on a specific class of juvenile offenders whose crimes reflect the transient immaturity of youth, thereby requiring that trial courts determine that the crime reflects “irreparable corruption resulting in permanent incorrigibility” before imposing life without parole, or does a trial court comply with the constitutional mandates of *Miller* by giving due consideration to the offender’s youth and attendant circumstances in exercising its sentencing discretion under Penal Code section 190.5, subdivision (b)?

For the purposes of briefing and oral argument, the People are deemed the petitioner in this court. (Cal. Rules of Court, rule 8.520(a)(6).)

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

S228230 D065961 Fourth Appellate District, Div. 1 **PEOPLE v. DEHOYOS**
(VERONICA LORRAINE)

Supplemental briefing ordered

The parties are requested to brief the significance, if any, of this court’s decision in *People v. Conley* (2016) 63 Cal.4th 646, on the issues in this case. The parties are directed to file simultaneous supplemental letter briefs limited to this question on or before February 14, 2017. Each party may file a reply supplemental letter brief on or before February 28, 2017.

S221530 B254958 Second Appellate District, Div. 3 **SHAW (DEBORAH) v. S.C.**
(THC-ORANGE COUNTY,
INC.)

Additional issues ordered

In addition to the points raised in the briefs filed in this court, the court requests that the parties be prepared at oral argument to address, in connection with the constitutional jury trial issue, the relationship between an employee’s action for wrong termination under *Tameny v. Atlantic Richfield Co.* (1980) 27 Cal.3d 157 and such an employee’s action for retaliatory termination under Health and Safety Code section 1278.5, subdivision (g), including the relevance of the provisions of Health and Safety Code section 1278.5, subdivision (m).

S238242 B261900 Second Appellate District, Div. 6 **PEOPLE v. SANTANA**
(EDGAR)

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. Padilla*, S239454 (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.

S238888 H043114 Sixth Appellate District **GUIOMAR (JOHN MANUEL)
ON H.C.**

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.

S238984 B266248 Second Appellate District, Div. 1 **PEOPLE v. BANUELOS
(EUSEBIO)**

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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S239002 B268707 Second Appellate District, Div. 6 **PEOPLE v. FELIX (ANDREW
SEAN ASHLEY)**

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. Page*, S230793 (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.

S239006 B268821 Second Appellate District, Div. 6 **PEOPLE v. WALLACE
(JAMES FLOYD)**

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. Valenzuela*, S232900 (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.

S239050 B268034 Second Appellate District, Div. 6 **PEOPLE v. DAVIS (CHARLES
CORY)**

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. Page*, S230793 (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.

S239081 H040515 Sixth Appellate District

**PEOPLE v. KENNY (DAVID
MATTHEW)**

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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S239094 B265543 Second Appellate District, Div. 7 **PEOPLE v. RAMOS (CESAR)**

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. Valenzuela*, S232900 (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.

S233847

**WILLIAMS (TARA
SHENEVA) ON H.C.**

Order to show cause issued; returnable in Court of Appeal, Second Appellate District, Division Three

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause before the Court of Appeal, Second Appellate District, Division Three, when the matter is ordered on calendar, why petitioner is not entitled to relief under *People v. Banks* (2015) 61 Cal.4th 788. The return is to be filed on or before February 24, 2017.

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

S238522 B266681 Second Appellate District, Div. 6

**GOTEK ENERGY, INC. v.
SOCAL IP LAW GROUP, LLP**

Petition ordered withdrawn

Petitioner's request, filed on January 9, 2017, to withdraw the petition for review is granted.

S238236 A142424 First Appellate District, Div. 4

**PEOPLE v. STAMPS
(LATANYA A.)**

Petition for review & depublication request(s) denied
Werdegar and Chin, JJ., are of the opinion the petition should be granted.

S238329 H042471 Sixth Appellate District

**PEOPLE v. SERRANO (JESUS
ADOLFO)**

Petition for review denied

S238369 D068227 Fourth Appellate District, Div. 1

**SANDOVAL (LUIS) v.
AUTOZONE, INC.**

Petition for review denied

S238402 C069700 Third Appellate District

**PEOPLE v. RAMIREZ
(RICHARD)**

Petition for review denied

S238464 C078063 Third Appellate District

**PEOPLE v. REYES II
(TOMMY PAUL)**

Petition for review denied

S238505 C078108 Third Appellate District

**PEOPLE v. FIGUEROA (JOSE
MANUEL)**

Petition for review denied

S238514 B278630 Second Appellate District, Div. 8

HOWARD (FRANK) ON H.C.

Petition for review denied

S238525 B278934 Second Appellate District, Div. 7

**MEDRANO (JAIME) v. S.C.
(STRATHAM MONTECITO
WEST)**

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

S238537 C073871 Third Appellate District

**WANG (YAN) v. NIBBELINK
(GREGORY)**

Petition for review denied

S238543 B259926 Second Appellate District, Div. 8

The requests to appear as counsel pro hac vice are granted.
The petition for review is denied.

**WALMART STORES INC. v.
UNITED FOOD &
COMMERCIAL WORKERS
INTERNATIONAL UNION**

S238574 B257009 Second Appellate District, Div. 5

Petition for review & publication request(s) denied

**PLETCHER (MITCHELL) v.
LAVIN (BROOKLYN)**

S238584 C074103 Third Appellate District

Petition for review denied

**PEOPLE v. ROMERO
(ANGEL CASAREZ)**

S238629 E063277 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. GRAY
(RAYMOND ALAN)**

S238633 A145621 First Appellate District, Div. 1

Petition for review denied

IN RE I.B.

S238648 A145678 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. WILLIAMS
(JAMEL LAVONE)**

S238653 A146382 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. BUFFIN
(CHANDLER)**

S238663 B265980 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. GONZALES
(RUBEN JOSEPH)**

S238667 F069786 Fifth Appellate District

Petition for review denied

**PEOPLE v. CHACON
(ANTHONY)**

S238670 C077840 Third Appellate District

Petition for review denied

**PEOPLE v. ALBANO
(DANIEL JOSEPH)**

S238686 D068143 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. FIGUEROA, JR.,
(ALBERTO GONZALEZ)**

S238762 A142820 First Appellate District, Div. 2

Petition for review denied

**DRAKES BAY OYSTER
COMPANY v. CALIFORNIA
COASTAL COMMISSION**

S238778 F070379 Fifth Appellate District

Petition for review denied

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

**PIERSON (BRENT DALE) v.
HELMERICH & PAYNE
INTERNATIONAL
DRILLING CO.; TRAVELERS
PROPERTY CASUALTY
COMPANY OF AMERICA**

S238780 B267556 Second Appellate District, Div. 8

Petition for review denied

IN RE A.R.

S238799 F071441 Fifth Appellate District

Petition for review denied

**PEOPLE v. BRUNO
(ANTHONY JOSEPH)**

S238801 B278804 Second Appellate District, Div. 1

Petition for review denied

**KENNEDY (PHILLIP) v. S.C.
(PEOPLE)**

S238836 A149348 First Appellate District, Div. 5

Petition for review denied

**GEVIRTZ (MIRIAM) v.
CODDING (RACHAEL)**

S238853 A149908 First Appellate District, Div. 4

Petition for review denied

**FLORES (ADAM) v. S.C.
(PEOPLE)**

S238866 B268479 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GALVEZ (JUAN
ALBERTO)**

S238895 B266221 Second Appellate District, Div. 8

Petition for review denied

**MOORE (ROBIN) v. LITTLE
ROCK, INC.**

S238915 B271251 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. OATIS
(SHEDRICK LAROME)**

S238955 H042422 Sixth Appellate District

Petition for review denied

**LADDEN (RICHARD M.) v.
FOOTHILL-DE ANZA
COMMUNITY COLLEGE
DISTRICT**

S238965 D070954 Fourth Appellate District, Div. 1

Petition for review denied

KLEIN (STEVEN) ON H.C.

S238990 B271082 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. BOUTROS
(MOUNIR H.)**

S238991 G052248 Fourth Appellate District, Div. 3

Petition for review denied

**SUI (YAN) v. PRICE
(STEPHEN D.)**

S238993 H041255 Sixth Appellate District

Petition for review denied

**PEOPLE v. DAVIS (AARON
JONATHAN)**

S238999 H043004 Sixth Appellate District

Petition for review denied

IN RE J.C.

S239003 G051850 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. RUSSO (VINCENT
FLOYD)**

S239004 A144563 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. COOK (TIMONTE
EMARI)**

S239008 F070328 Fifth Appellate District

Petition for review denied

PEOPLE v. CLANCY (MILES)

S239018 G053860 Fourth Appellate District, Div. 3

Petition for review & application for stay denied
The request for judicial notice is granted.

**SUN (ANDREW) v. S.C.
(YOUNG)**

S239029 D068672 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MARQUEZ (LUIS
ALBERTO)**

S239033 C077767 Third Appellate District

Petition for review denied

**PEOPLE v. BENTA, JR.,
(MANUEL)**

S239035 A149973 First Appellate District, Div. 3

Petition for review denied

**SPITZER (THOMAS A.) v.
S.C. (CITY OF
PLEASANTON)**

S239038 B266080 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MITCHELL
(JOSEPH DOUGLAS)**

S239043 C083473 Third Appellate District

Petition for review denied

**SHAH (NICKESH PRAVIN) v.
S.C. (PEOPLE)**

S239044 B271987 Second Appellate District, Div. 2

Petition for review denied

**CAPITAL BUILDERS
HARDWARE, INC. v.
WORKERS'
COMPENSATION APPEALS
BOARD (GAONA)**

S239046

Petition for writ of mandate/prohibition & application for stay denied

**SHEEN (CHARLES) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT, DIVISION EIGHT
(GIELEGHEM)**

S239049

Petition for writ of mandate/prohibition denied

**OLIVER (MARCUS) v.
COURT OF APPEAL, FIRST
APPELLATE DISTRICT,
DIVISION FIVE (HATTON)**

S239054 B264815 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. MURPHY (LEVI)

S239056 A145662 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. CALDWELL
(JOHN)**

S239058 A147031 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. STOTTSBERRY
(MASON CONNER)**

S239060 H042449 Sixth Appellate District

Petition for review denied

**PEOPLE v. HAMILTON
(EUGENE ROBERT)**

S239063

Petition for writ of mandate/prohibition denied

**ROLLEN (VAN KEYSHONE)
v. S.C. (PEOPLE)**

S239066

Petition for writ of mandate/prohibition denied

**SERMENO (LARRY A.) v.
STATE BAR OF
CALIFORNIA**

S239072 G051564 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. KIPP (JOSEPH
WILLIAM)**

S239073 B266559 Second Appellate District, Div. 4

Petition for review denied

PEOPLE v. LUNA (EDDIE A.)

S239074 E062544 Fourth Appellate District, Div. 2

Petition for review denied

**HEIPLE (LISA L.) v. PIERCE
(KIPPY R.)**

S239079 C079182 Third Appellate District

Petition for review denied

**PEOPLE v. STASYUK
(ALEKSEY YURYEVICH)**

S239080 C074803 Third Appellate District

Petition for review denied

PEOPLE v. BAIRD (RYAN SCOTT)

S239082 F070477 Fifth Appellate District

Petition for review denied

PEOPLE v. JACKSON (LOUIS TURNER)

S239088 C077338/C077149 Third Appellate District

Petition for review denied

PEOPLE v. ADIB (PARHAM)

S239102 B269841 Second Appellate District, Div. 8

Petition for review denied

PEOPLE v. CASILLAS (OMAR)

S239103 B279212 Second Appellate District, Div. 5

Petition for review denied

THOMAS (DENISE) v. S.C. (THOMAS)

S239110 B267883 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. HELLING (TODD)

S239115 B270014 Second Appellate District, Div. 5

Petition for review denied

PEOPLE v. CHINCHILLA (WILDER ROLAND)

S239116 B272036 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. HERNANDEZ (LUIS)

S239126 F071891 Fifth Appellate District

Petition for review denied

PEOPLE v. ESPINOZA, JR., (MARIO RAYMOND)

- S239127** G050579 Fourth Appellate District, Div. 3 **PEOPLE v. AWAD (CAMILLE YOUSSEF)**
Petition for review denied
- S239135** B262251 Second Appellate District, Div. 7 **PEOPLE v. PHILLIPS (TRAVELL)**
Petition for review denied
- S239136** A146840 First Appellate District, Div. 3 **DORSETT (VICTORIA) v. DORSETT (DANIEL)**
Petition for review denied
- S239503** G054260 Fourth Appellate District, Div. 3 **MEDLIANCE, LLC v. S.C. (SAMUELIAN)**
Petition for review & application for stay denied
- S237542** **CONKLIN (PATRICIA MARION) ON H.C.**
Petition for writ of habeas corpus denied
- S237672** **SMITH (TOM) 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.)
- S237798** **GRAHAM (SAMUEL) ON H.C.**
Petition for writ of habeas corpus denied
- S238249** **CERVANTES (EDGAR GERMAN) 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.)
- S238484** **EVANS (JOHNNY E.) ON H.C.**
Petition for writ of habeas corpus denied

S238509

Petition for writ of habeas corpus denied

PADGETT (RUBY) ON H.C.**S238555**

Petition for writ of habeas corpus denied

**RAM (ANUL MALIK) ON
H.C.****S238671**

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; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**BURTON (ERIC WILTON)
ON H.C.****S238691**

Petition for writ of habeas corpus denied

SULLIVAN (MANSE) ON H.C.**S238732**

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

**RENFROE (DALE M.) ON
H.C.****S238738**

Petition for writ of habeas corpus denied

**GREEN (WARREN
CLEVELAND) ON H.C.****S238740**

Petition for writ of habeas corpus denied

**DAVIS (FRANCIS WAYNE)
ON H.C.****S238746**

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.)

**STUART (DANIEL JULIAN)
ON H.C.****S238770**

Petition for writ of habeas corpus denied

SANTANA (CESAR) ON H.C.

S238796

Petition for writ of habeas corpus denied

B. (I.) ON H.C.**S238829**

Petition for writ of habeas corpus denied

**WALKER (JOHN WESLEY)
ON H.C.****S238834**The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)**KHNEISER (RONY) ON H.C.****S238835**

Petition for writ of habeas corpus denied

**TAYLOR (DARRYL
EUGENE) ON H.C.****S238859**The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)**CORY (WILLIAM
CHRISTOPHER) ON H.C.****S238864**The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)**SOWELLS (MAURICE) ON
H.C.****S238865**

Petition for writ of habeas corpus denied

**DYE (SHAUN BRYAN) ON
H.C.****S238869**

Petition for writ of habeas corpus denied

**MARTINEZ (BENJAMIN) ON
H.C.****S238881**

Petition for writ of habeas corpus denied

POPE (GARY LYNN) ON H.C.

S238892

Petition for writ of habeas corpus denied

HILL (NATHAN) ON H.C.**S238902**

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

LEE (BENJAMIN) ON H.C.**S238910**

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.)

**KURBEGOVICH
(MUHAREM) ON H.C.****S238938**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

ELLIS (DANTE) ON H.C.**S238949**

Petition for writ of habeas corpus denied

BAKER (ARTHUR J.) ON H.C.**S238951**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

NGUYEN (VAN) ON H.C.**S238957**

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

**GUERRERO (EDUARDO) ON
H.C.**

S238557 D069640 Fourth Appellate District, Div. 1

Publication request denied (case closed)

PEOPLE v. KEY (HOLLY)

S238600 G050467 Fourth Appellate District, Div. 3

Publication request denied (case closed)

**CHEN (GEOFFREY) v.
REGENTS OF THE
UNIVERSITY OF
CALIFORNIA**

S238922 A148459 First Appellate District, Div. 4

**DARR (MATTHEW DAVID) v.
S.C. (PEOPLE)**

Publication request denied (case closed)

S239048 A145981 First Appellate District, Div. 1

**HUMBOLDT COUNTY
ADULT PROTECTIVE
SERVICES v. S.C. (MAGNEY)**

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.

S239123 A140273 First Appellate District, Div. 4

**WILSON (DEBORAH A. &
MICHAEL L.), MARRIAGE
OF**

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.

S107653

**PEOPLE v. CRAWFORD
(CHARLES EDWARD)**

Extension of time granted

Good cause appearing, and based upon counsel David Joseph Macher's representation that the appellant's reply brief is anticipated to be filed by November 20, 2017, counsel's request for an extension of time in which to file that brief is granted to March 21, 2017. After that date, only four further extensions totaling about 243 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).)

S136171

**PEOPLE v. WESSON
(MARCUS DELON)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Kathleen A. McKenna's representation that the respondent's brief is anticipated to be filed by May 26, 2017, counsel's request for an extension of time in which to file that brief is granted to April 3, 2017. After that date, only one further extension totaling about 57 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).)

S168204**PEOPLE v. MOSLEY (BARRY
WENDELL)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Julie A. Harris's representation that the respondent's brief is anticipated to be filed by April 1, 2017, counsel's request for an extension of time in which to file that brief is granted to April 3, 2017. After that date, no further extension 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).)

S176413**PEOPLE v. DENT
(ANTHONY R.)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Carl N. Henry's representation that the supplemental respondent's brief is anticipated to be filed by March 21, 2017, counsel's request for an extension of time in which to file that brief is granted to March 21, 2017. After that date, no further extension is contemplated.

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

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.

Good cause appearing, and based upon counsel Diane E. Berley's representation that the appellant's opening brief is anticipated to be filed by October 15, 2017, counsel's request for an extension of time in which to file that brief is granted to March 13, 2017. After that date, only four further extensions totaling about 215 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).)

S193669**NELSON (BERNARD
ALBERT) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Geraldine S. Russell's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by April 26, 2017, counsel's request for an extension of time in which to file that document is granted to March 29, 2017. After that date, only one further extension totaling about 28 additional days will be granted.

S196185**PEOPLE v. MACIAS
(ARMANDO)**

Extension of time 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 April 3, 2017.

S235415**KENNEDY (JERRY NOBLE)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Alice Su's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by April 29, 2017, counsel's request for an extension of time in which to file that document is granted to March 30, 2017. After that date, only one further extension totaling about 30 additional days is contemplated.

S237014 A139411 First Appellate District, Div. 2**BUTLER (ROY) 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 answer brief on the merits is extended to March 20, 2017.

S239216 E067295 Fourth Appellate District, Div. 2**LASTER (VENTRICE) 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 answer to petition for review is extended to February 3, 2017.

S239360 B265380 Second Appellate District, Div. 1**WEIDEMAN (MARGARET
PAULINE) v. MISETICH
(MATILDA LOUISE)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to February 6, 2017.

S234160 H041943 Sixth Appellate District**PEOPLE v. BARNES
(TIMOTHY BRIAN)**

Withdrawal of counsel allowed by order

The request filed by Noelle A. Powell on January 17, 2017, to withdraw as counsel of record is hereby granted.

S238280 C079847 Third Appellate District

PEOPLE v. ORTIZ (RICARDO ABEL)

Counsel appointment order filed

Upon request of appellant for appointment of counsel, the Central California Appellate Program is hereby appointed to represent appellant on the appeal now pending in this court.

S238790 F069936 Fifth Appellate District

PEOPLE v. BUFORD (VICTOR LEON)

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Heather MacKay is hereby appointed to represent appellant on the appeal now pending in this court.

S178113

BRAMIT (MICHAEL LAMAR) ON H.C.

Order filed

Petitioner's "Request for Ruling on Petitioner's Application and Declaration of Good Cause for Eighth Extension of Time to File Informal Reply," filed on January 12, 2017, is denied.

S239467

SEARLES (MARVIN D.) v. S.C. (PEOPLE)

Transferred to Court of Appeal, Fourth Appellate District, Division Two

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

S239576

SCOTT (ED'JUAN) v. S.C. (PEOPLE)

Transferred to Court of Appeal, First Appellate District

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

S239062

ACCUSATION OF FLORES DE ORTIZ

Petition denied (accusation)

S239214

ACCUSATION OF WILKINS

Petition denied (accusation)

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,294)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
MARCH 7 and 8, 2017**

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 7 and 8, 2017.

TUESDAY, MARCH 7, 2017 — 10:00 A.M.

- (1) People v. Gonzalez (Mario Alberto), S223763
- (2) Wheatherford (Cherrity) v. City of San Rafael et al., S219567

1:30 P.M.

- (3) People v. Enriquez (Ramiro), and Consolidated Cases, S224724
- (4) People v. Martinez (Dennis Terry), S219970
- (5) People v. Parker (Gerald) [Automatic Appeal], S076169

WEDNESDAY, MARCH 8, 2017 — 9:00 A.M.

- (6) Williams & Fickett v. County of Fresno, S224476
- (7) Leider (Aaron) v. Lewis (John) et al., S232622
- (8) Dhillon (Jatinder) v. John Muir Health et al., S224472

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).)