

**SUPREME COURT MINUTES
WEDNESDAY, JUNE 27, 2018
SAN FRANCISCO, CALIFORNIA
AMENDED***

S245203 D072171 Fourth Appellate District, Div. 1 **FACEBOOK, INC. v. S.C.
(TOUCHSTONE)**

Supplemental briefing ordered

Intervenor San Diego County District Attorney shall serve and file its brief in intervention by July 25, 2018. The parties may serve and file reply briefs within 14 days of the timely filed brief in intervention. In addition and separately, all parties and amici curiae may, by July 25, 2018, serve and file initial supplemental briefs addressing the effect, if any, of *Facebook v. Superior Court (Hunter)* (S230051), which is now final. Thereafter, all parties and amici curiae may, within 14 days of any timely filed initial supplemental brief, serve and file a responsive supplemental brief.

S248513 A146855 First Appellate District, Div. 1 **McGLYNN (MATTHEW C.) v.
STATE OF CALIFORNIA**

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 *Alameda County Deputy Sheriffs' Assn. v. Alameda County Employees' Retirement Assn.*, S247095 (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.

S248615 G056236 Fourth Appellate District, Div. 3 **CHAMBERS (RONNIE) v. S.C.
(PEOPLE)**

Petition for review granted; briefing deferred

The request for judicial notice is granted. The petition for review is granted. Further action in this matter is deferred pending consideration and disposition in a related issue in *People v. Superior Court (Smith)*, S225562 (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.

S191287**STREETER, JR., (HOWARD L.) ON H.C.**

Order to show cause issued, returnable in Superior Court (Atkins claim)

This petition for writ of habeas corpus was filed in the court on March 9, 2011, before the effective date of Proposition 66, the “Death Penalty Reform and Savings Act of 2016.” (See *Briggs v. Brown* (2017) 3 Cal.5th 808, 862, reh. 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 court directs the Clerk to remove the unnumbered title page captioned “Exhibit 229 *Court case for Juror No. 6 . . .*” from the volume captioned “Exhibits in Support of Petitioner’s Reply to the Informal Response to the Petition for Writ of Habeas Corpus,” and return it to counsel for petitioner.

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause in the Superior Court of California, County of San Bernardino, when the matter is placed on calendar, why the relief prayed for should not be granted on the grounds that: (1) petitioner is intellectually disabled within the meaning of *Atkins v. Virginia* (2002) 536 U.S. 304, as alleged in Claim 1 (see *In re Hawthorne* (2005) 35 Cal.4th 40); and (2) trial counsel provided ineffective assistance during the penalty phase retrial, as alleged in Claim 4.

The return is to be filed on or before July 27, 2018.

All remaining claims are denied on the merits.

Claim 2, except to the extent it alleges ineffective assistance of counsel, is procedurally barred under *In re Waltreus* (1965) 62 Cal.2d 218, 225, to the extent it was raised and rejected on appeal. Except to the extent they allege ineffective assistance of counsel, claims 2, 5, 6, 7, and 8 are procedurally barred under *In re Dixon* (1953) 41 Cal.2d 756, 759, to the extent they could have been raised on appeal but were not.

Claim 10, except to the extent it alleges ineffective assistance of counsel, is procedurally barred under *In re Seaton* (2004) 34 Cal.4th 193, 201, to the extent it could have been raised in the trial court but was not.

This court retains jurisdiction over all matters concerning the appointment of counsel for petitioner.

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

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

S248345

H045551 Sixth Appellate District

RICHARDSON (MATTHEW TED) v. S.C. (PEOPLE)

Petition for review granted; transferred to Court of Appeal, Sixth Appellate District, with directions to issue an alternative writ

The petition for review is granted. The matter is transferred to the Court of Appeal, Sixth Appellate District, with directions to vacate its order denying mandate and to issue an alternative writ to be heard before that court when the proceeding is ordered on calendar. (See *People v.*

Hoffard (1995) 10 Cal.4th 1170, 1178-1179.)

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

S248429 G056050 Fourth Appellate District, Div. 3 **LANDAU (SID) v. S.C.
(PEOPLE)**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Three, with directions to issue an order to show cause

The request for judicial notice is granted. The petition for review is granted. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its order denying the petition for writ of mandate/prohibition and to issue an order directing respondent court to show cause why the relief sought in the petition should not be granted. The stay previously issued by this court is to remain in effect pending further order of the Court of Appeal.

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

S215727 D059007 Fourth Appellate District, Div. 1 **PEOPLE v. LOWE (JUSTIN
SAMUEL)**

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

Review in the above-captioned matter is hereby dismissed in light of the decision in *People v. Buza* (2018) 4 Cal.5th 658. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S239567 B267494 Second Appellate District, Div. 6 **PEOPLE v. LOPEZ (JEFFREY
R.)**

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

The matter is transferred to the Court of Appeal, Second Appellate District, Division Six, with directions to vacate its decision and reconsider the cause in light of the 2017 amendment to Health & Safety Code section 11370.2 (Stats. 2017, ch. 677, § 1, eff. Jan. 1, 2018 (S.B. 180)) and *In re Estrada* (1965) 63 Cal.2d 740. (Cal. Rules of Court, rule 8.528(d).)

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

S240818 F071426 Fifth Appellate District **ATASCADERO GLASS, INC.
v. DAVID A. BUSH, INC.**

Dismissed and remanded to Court of Appeal, Fifth Appellate District

Review in the above-captioned matter is dismissed in light of this court's decision in *United Riggers & Erectors, Inc. v. Coast Iron & Steel Co.* (2018) 4 Cal.5th 1082. (Cal. Rules of Court,

rule 8.528(b).)

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

S242373 A147314 First Appellate District, Div. 2 **LONDON (RICHARD ALAN)
ON H.C.**

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

The above-entitled matter, which was granted and held for *In re Butler* (2018) 4 Cal.5th 728, is dismissed.

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

S244139 A147177 First Appellate District, Div. 2 **PALMER (WILLIAM M.) ON
H.C.**

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

The above-captioned matter is transferred to the Court of Appeal, First Appellate District, Division Two, with directions to vacate its decision and to reconsider the cause in light of the decision in *In re Butler* (2018) 4 Cal.5th 728. (Cal. Rules of Court, Rule 8.528(d).) The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed on July 26, 2017, which appears at 13 Cal.App.5th 795. (Cal. Const., art. VI, section 14; Cal. Rules of Court, rule 8.1125(c)(1).) The stay previously issued by this court is dissolved.

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

S245347 G053278 Fourth Appellate District, Div. 3 **PEOPLE v. THORNBURG
(TIMOTHY LEE)**

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

Review in the above-captioned matter, which was granted and held for *People v. Buza* (2018) 4 Cal.5th 658, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S248421 A144542/A147993 First Appellate District, Div. 1 **BEESON (LINDA) v. LION
CONNECTICUT HOLDINGS
INC.**

Petition ordered withdrawn

Pursuant to written request from petitioners to this court, the above-titled petition for review and request for stay, filed April 23, 2018, is ordered withdrawn.

S248982 B284920 Second Appellate District, Div. 5 **IN RE M.S.**
Petition stricken (case closed)

The petition for review filed by appellant on May 25, 2018, is hereby stricken for failure to comply with rule 8.500 (f)(3) of the California Rules of Court.

S247985 D071383 Fourth Appellate District, Div. 1 **PEOPLE v. BAKER**
(JEFFREY A.)

Petition for review denied
Liu and Cuéllar, JJ., are of the opinion the petition should be granted.

S248118 B267706 Second Appellate District, Div. 7 **HIRSCHFIELD (RICHARD S.)**
v. COHEN (TANYA)

Petition for review & publication request(s) denied

S248203 G054043 Fourth Appellate District, Div. 3 **PEOPLE v. PEREZ**
(DEMETRIO ROJAS)

Petition for review denied

S248295 **DENHAM (PAUL JOHN) v.**
S.C. (PEOPLE)

Petition for writ of mandate/prohibition denied

S248336 A142592/A150186/A150345
First Appellate District, Div. 3 **PEOPLE v. TORRENCE**
(WILLIE A.)

Petitions for review denied

S248350 C084592 Third Appellate District **PEOPLE v. JORDAN (KIM E.)**
Petition for review denied

S248356 H044620 Sixth Appellate District **MARIANT (DAVID BRIAN)**
ON H.C.

Petition for review denied

S248357 H041118 Sixth Appellate District

Petition for review denied

**PEOPLE v. MARIANT
(DAVID BRIAN)**

S248364 B279779 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. PEREZ (EDWIN
ALEXANDER)**

S248372 A151237 First Appellate District, Div. 5

Petition for review denied

IN RE A.Z.

S248374 A153145 First Appellate District, Div. 5

Petition for review denied

Z. (A.) ON H.C.

S248400 B281714 Second Appellate District, Div. 8

Petition for review denied

**LOS ANGELES UNIFIED
SCHOOL DISTRICT v.
PUBLIC EMPLOYMENT
RELATIONS BOARD OF THE
STATE OF CALIFORNIA
(UNITED TEACHERS LOS
ANGELES)**

S248402 B278805 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. SMITH (JAMES)

S248404 D072632 Fourth Appellate District, Div. 1

Petitions for review denied

**PEOPLE v. ARREDONDO
(ANGELO ANDREW)**

S248420 H042598 Sixth Appellate District

Petitions for review denied

**PEOPLE v. DeANDA
(CHRISTIAN JESSICA)**

S248425 B283217 Second Appellate District, Div. 8

Petition for review denied

**SAHELI (GEZEL) v. WHITE
MEMORIAL MEDICAL
CENTER**

S248432 B288635 Second Appellate District, Div. 2

Petition for review denied

**SORRENTINO (TYLA) v. S.C.
(PEOPLE)**

S248433 C086595 Third Appellate District

Petition for review denied

**FIRST AMERICAN
PETROLEUM, LLC v. S.C.
(CALIFORNIA
DEPARTMENT OF TAX &
FEE ADMINISTRATION)**

S248439 C084940 Third Appellate District

Petition for review denied

**PEOPLE v. SPENCE
(GERALD)**

S248444 D071863 Fourth Appellate District, Div. 1

Petition for review denied

**DON'T CELL OUR PARKS v.
CITY OF SAN DIEGO
(VERIZON WIRELESS)**

S248446 E067907 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MARQUEZ (JUAN
PABLO MUNOZ)**

S248453 A148959 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. AGUIRRE
(BEATRICE)**

S248461 D069533 Fourth Appellate District, Div. 1

Petitions for review denied

**PEOPLE v. CHAVEZ
(SALVADOR OSWALDO)**

S248465 C081532 Third Appellate District

Petition for review denied

**PEOPLE v. CABRERA
(MIGUEL ANGEL)**

S248469 E065567 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. FORT (XAVIER
JAMES)**

S248482 B277801 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. DELGADO
(DANIEL)**

S248488 C080763 Third Appellate District

Petition for review denied

**PEOPLE v. BROWN
(BENJAMIN BUSTER)**

S248496 H042484 Sixth Appellate District

Petition for review & publication request(s) denied

**MONTEREY PENINSULA
TAXPAYERS' ASSOCIATION
v. BOARD OF DIRECTORS
OF THE MONTEREY
PENINSULA WATER
MANAGEMENT DISTRICT**

S248528 A134461 First Appellate District, Div. 4

Petition for review denied

**ANIEL (FERMIN SOLIS) v.
ETS SERVICES LLC**

S248554 A149810 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CAMPBELL
(CHASE IAN)**

S248558 A151964 First Appellate District, Div. 3

Petition for review & depublication request(s) denied

IN RE M.H.

S248560 D071577 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. REEVES III
(DONALD LEE)**

S248576 A149481 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SEMORE (JONAS
RANDALL)**

S248577 D073082 Fourth Appellate District, Div. 1

Petition for review denied

**COMERCIALIZADORA
TRAVEL ADVISORY, S.A. DE
C.V. v. S.C. (NAYSHTUT)**

S248586 B286206 Second Appellate District, Div. 6

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

**RUTIGLIANO (JACK) ON
H.C.**

S248637 H042903 Sixth Appellate District

Petition for review denied

**PEOPLE v. WILLIAMS
(BARTON RHETT)**

S248663 B271271 Second Appellate District, Div. 2

Petition for review denied

**ARON (PAUL) v. WIB
HOLDINGS**

S248672 A139735/A140792 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. CLAY II (WILLIE
M.)**

S248676 B279023 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. BOXIE (JARROD
ANTHONY)**

S248691 F072950 Fifth Appellate District

Petition for review denied

**PEOPLE v. PYE (DEVINNCI
DISHAN)**

S248745 B266199 Second Appellate District, Div. 7

Petition for review & publication request(s) denied

**SHANNON-YEGANHE
(JENNIFER L.) v.
CEDARS-SINAI MEDICAL
CENTER**

S248746 B289356 Second Appellate District, Div. 7

Petition for review denied

MONTANO (MARIO) ON H.C.

S248764 B284952 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SIMON
(EZEKIEL)**

S248781 B276293 Second Appellate District, Div. 3

Petition for review denied

**RIOS (ERIKA) v. WILLIAMS
(SHARON)**

S248810 F072572 Fifth Appellate District

Petition for review denied

**PEOPLE v. LIZARRAGA
(ALBERTO)**

S248816 B285941 Second Appellate District, Div. 6

Petition for review denied

IN RE D.B.

S248820 F073358 Fifth Appellate District

Petitions for review denied

**PEOPLE v. FRANCO
(ISRAEL)**

S248854

Petition for writ of error *coram vobis* denied

**SUMMERS (HIRAM ELIXER)
v. S.C. (PEOPLE)**

S248881	D073946 Fourth Appellate District, Div. 1	BERLIN (JASON) v. S.C. (PEOPLE)
Petition for review denied		
S248883	C083840 Third Appellate District	PEOPLE v. HOUSTON (ALAMAR CYRIL)
Petition for review denied		
S248884	F070938 Fifth Appellate District	KHERA (SAMEER) & SAMEER (MADHU), MARRIAGE OF
Petition for review denied		
S248886	B279207 Second Appellate District, Div. 6	PEOPLE v. GONZALEZ (ALFONSO)
Petition for review denied		
S248889	B285368 Second Appellate District, Div. 6	IN RE D.A.
Petition for review denied		
S248890	C086858 Third Appellate District	BROWN (DERYUS TREMAINE) ON H.C.
Petition for review denied		
S248891	B281387 Second Appellate District, Div. 8	PEOPLE v. MARTINEZ (MISAEEL AGID)
Petition for review denied		
S248893	H045764 Sixth Appellate District	GRANGER (ANDREW LEE) ON H.C.
Petition for review denied		
S248896	G053299 Fourth Appellate District, Div. 3	PEOPLE v. PEREZ (RICARDO)
Petition for review denied		

S248901	E066807 Fourth Appellate District, Div. 2	PEOPLE v. GULLA (KERRY EDWARD)
Petition for review denied		
S248905	B277753 Second Appellate District, Div. 2	PEOPLE v. AVILA (JOSE LEWIS)
Petition for review denied		
S248908	H045430 Sixth Appellate District	KEIGWINS@THETRACK, INC. v. S.C. (KIM, JR.)
Petition for review denied		
S248909	F073128 Fifth Appellate District	PEOPLE v. GONZALEZ (STEVEN PETE)
Petition for review denied		
S248916		DIAZ (DONIVAN) v. COURT OF APPEAL, SECOND APPELLATE DISTRICT, DIVISION THREE (SPRINT CORPORATION)
Petition for writ of mandate/prohibition denied		
S248917	B270836 Second Appellate District, Div. 5	D. (L.) v. A. (V.)
Petition for review denied		
S248919	B279926 Second Appellate District, Div. 6	PEOPLE v. CROPPER (MICHAEL ROMELL)
Petition for review denied		
S248924	E063718 Fourth Appellate District, Div. 2	PEOPLE v. FLAHERTY (RYAN PATRICK)
Petition for review denied		

S248932 B267657 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. McNAIR
(LAVANCE)**

S248938 B279211 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. CLARK (MEGAN
L.)**

S248948 D072153 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MOLINA
(ALLAN)**

S248949 G056216 Fourth Appellate District, Div. 3

Petition for review denied

**LOPEZ (ARTHUR) v. S.C.
(PEOPLE)**

S248962 B283022 Second Appellate District, Div. 5

Petition for review denied

**McNELEY (DILLARD
JAMES) v. SHEPPARD,
MULLIN, RICHTER &
HAMPTON, LLP**

S248964 E070013 Fourth Appellate District, Div. 2

Petition for review denied

**WILLIAMS (ANDRE ELGIN)
ON H.C.**

S248965 F073444 Fifth Appellate District

Petition for review denied

**PEOPLE v. FOWLER
(MICHAEL RAY)**

S248983 B279931 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. DIAZ II (HENRY
EDWARD)**

S248986 G054162 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. ORTIZ (LUIS MANUEL)

S248993 B289682 Second Appellate District, Div. 4
Petition for review denied

BLANCO (SAMUEL) ON H.C.

S249005 B277120 Second Appellate District, Div. 2

Petition for review denied

PEOPLE v. PHILMLEE (RUSSELL)

S249035 A154195 First Appellate District, Div. 2
Petition for review denied

WILLIAMS (MARIO) ON H.C.

S249044 B289843 Second Appellate District, Div. 2
Petition for review denied

WILLIAMS (MARIO) ON H.C.

S249251 B279929 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. BILLINGSLEY (JOSEPH L.)

S249367 B283997 Second Appellate District, Div. 5

Petition for review & application for stay denied

PEOPLE v. WELLS (JOHNNIE JABAAR)

S249455 B290354 Second Appellate District, Div. 8

Petition for review & application for stay denied

KEMEL (MIKE) v. S.C. (MODA)

S235398
Petition for writ of habeas corpus denied

ORTEGA (MARIO) ON H.C.

S244985
Petition for writ of habeas corpus denied

BRUMMETT, JR., (MELVIN RAY) ON H.C.

S246718**SCOTT (PATRICK D.) ON
H.C.**

Petition for writ of habeas corpus denied

S246720**DAVIS (RICKY LADON) ON
H.C.**

Petition for writ of habeas corpus denied

S246723**FOSTER (JEREMY J.) ON
H.C.**

Petition for writ of habeas corpus denied

S246807**SALGUERO (JORGE
ARMANDO HERRERA) ON
H.C.**

Petition for writ of habeas corpus denied

S246815**KNOX III (WILLIE HUBERT)
ON H.C.**

Petition for writ of habeas corpus denied

S247214**SHACKELFORD (DIONTAY
RACHON) ON H.C.**

Petition for writ of habeas corpus denied

S247300**PASSMORE (RICKY) ON H.C.**

Petition for writ of habeas corpus denied

S247338**SCALES (SEAN) 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]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S247354**PULLEY (TYRONE) 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].)

S247449**SMITH (BERNARD) ON H.C.**

Petition for writ of habeas corpus denied

S247450**LEE (TODD) ON H.C.**

Petition for writ of habeas corpus denied

S247676**GARCIA (ROBERT JOHN)
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].)

S247688**LUGO (KEITH R.) ON H.C.**

Petition for writ of habeas corpus denied

S247691**PERRY (KEVIN T.) 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].) Individual claims are denied, as applicable: (See *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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S247706**WALKER (DEONTA
ROBERT) ON H.C.**

Petition for writ of habeas corpus denied

S247733**CORNETT (JOSEPH K.) ON
H.C.**

Petition for writ of habeas corpus denied

S247745**HAFEZI (FARHAD FRED) ON
H.C.**

Petition for writ of habeas corpus denied

S247849**NGUYEN (GIANG THUY) ON
H.C.**

Petition for writ of habeas corpus denied

S247923**CRUZ (PETER CASEY) ON
H.C.**

Petition for writ of habeas corpus denied

S248017**JONES (ARTHUR R.) ON H.C.**

Petition for writ of habeas corpus denied

S248021**RIVERA (VINCENT) 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].)

S248287

D070712 Fourth Appellate District, Div. 1

**BROTEN (KIRK) v. TARGET
CORPORATION**

Publication requests denied (case closed)

S248651

B269007 Second Appellate District, Div. 3

**PRECIADO, JR., (SALVADOR
G.) v. LOS ANGELES
UNIFIED SCHOOL DISTRICT**

Publication request denied (case closed)

S248668

D072057 Fourth Appellate District, Div. 1

**ERVIN (JOHN L.) v. COUNTY
OF SAN DIEGO**

Publication request denied (case closed)

S248735

D071960 Fourth Appellate District, Div. 1

**SAN DIEGO COUNTY
CREDIT UNION v. ROARK
(CARLTON)**

Publication request denied (case closed)

S248855 D071106 Fourth Appellate District, Div. 1**WEST COAST AIR
CONDITIONING COMPANY,
INC. v. CALIFORNIA
DEPARTMENT OF
CORRECTIONS &
REHABILITATION**

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.

S113962**PEOPLE v. PARKER
(CALVIN LAMONT)**

Extension of time granted

Based upon counsel Kathryn K. Andrews's representation that the appellant's reply brief is anticipated to be filed by December 16, 2018, an extension of time in which to file that brief is granted to August 17, 2018. After that date, only two further extensions totaling about 121 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).)

S127119**PEOPLE v. GIVENS (TODD)**

Extension of time granted

Based upon counsel Ronald F. Turner's representation that the appellant's reply brief is anticipated to be filed by December 14, 2018, an extension of time in which to file that brief is granted to August 27, 2018. After that date, only two further extensions totaling about 108 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).)

S167010**PEOPLE v. ARIAS
(LORENZO INEZ) &
MENDOZA (LUIS A.)**

Extension of time granted

Based upon Deputy Attorney General Alastair J. Agcaoili's representation that the respondent's brief is anticipated to be filed by August 21, 2018, an extension of time in which to file that brief is granted to August 21, 2018. After that date, no further extension is contemplated.

S174455**PEOPLE v. RIVERA
(SAMUEL RAMON)**

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 August 27, 2018.

S188961**PEOPLE v. ZANON (DAVID
CHARLES)**

Extension of time granted

Based upon counsel Jeanne Keevan-Lynch's representation that the appellant's opening brief is anticipated to be filed by December 1, 2018, an extension of time in which to file that brief is granted to August 27, 2018. After that date, only two further extensions totaling about 97 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).)

S195943**JONES (ALBERT) ON H.C.**

Extension of time granted

Based upon Deputy Attorney General Junichi P. Semitsu's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by August 21, 2018, an extension of time in which to file that document is granted to August 21, 2018. After that date, no further extension is contemplated.

S198309**PEOPLE v. FLETCHER
(MARCUS)**

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 July 19, 2018.

S208348**PEOPLE v. MARENTES (DESI
ANGEL)**

Extension of time granted

Based upon Deputy State Public Defender Craig Buckser's representation that the appellant's opening brief is anticipated to be filed by December 9, 2019, an extension of time in which to file that brief is granted to August 10, 2018. After that date, only eight further extensions totaling

about 485 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).)

S213832

**PEOPLE v. BRIM (RONALD
EARL)**

Extension of time granted

Based upon Deputy Attorney General Nathan Guttman's representation that the respondent's brief is anticipated to be filed by August 28, 2018, an extension of time in which to file that brief is granted to August 28, 2018. 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).)

S179850

DYDZAK ON DISCIPLINE

Motion denied – DANIEL DAVID DYDZAK

The request for judicial notice filed June 6, 2018, is granted. The motion to reverse and set aside order and disqualify the Chief Justice, filed May 14, 2018, is denied. The motion to reconsider, reverse, and set aside order, filed May 17, 2018, is denied.

S121365

**SNOW (PRENTICE JUAN) ON
H.C.**

Reference hearing ordered

Based on the record in this matter and good cause appearing:

The Honorable Daniel J. Buckley, Presiding Judge of the Superior Court of California, County of Los Angeles, is directed to select a judge of that court to sit as a referee in this proceeding and promptly notify this court of the referee selected. After appointment by this court, the referee is to take evidence and make findings of fact on the following questions regarding the case of *People v. Prentice Juan Snow* (Superior Court of California, County of Los Angeles No. A560682; Judge Jack B. Tso):

1. Why did petitioner's trial counsel decide not to take any actions on petitioner's behalf at the penalty phase of his trial? On what investigation, discussions with petitioner or others, and other factors did trial counsel base their decision?
2. What would a reasonably competent attorney have decided to do or not do with regard to representing petitioner at the penalty phase based on the investigation, discussions with petitioner or others, and other factors that trial counsel considered in making their decision not to take any action on petitioner's behalf?
3. Would a reasonably competent attorney have conducted other investigation or discussions, taken any other actions, or considered any other factors that petitioner's trial counsel did not

do or consider before making a decision regarding the defense's penalty phase strategy? If so, as a result of those other actions and considerations, what decision would a reasonably competent attorney have made regarding the defense's penalty phase strategy?

4. If a reasonably competent attorney would have made different decisions regarding the defense's penalty phase strategy, what different actions would a reasonably competent attorney have taken?
5. How might have the different actions a reasonably competent attorney would have taken affected the outcome of the penalty phase of petitioner's trial in light of the strength and credibility of any evidence that might have been presented by the defense, the potential to undermine the prosecution's case in aggravation through cross-examination or rebuttal evidence, the potential rebuttal evidence the prosecution might have presented in response to the defense's actions, the persuasiveness of any arguments trial counsel might have made, and any other factors and considerations?

It is further ordered that the referee prepare and submit to this court a report of the proceedings conducted pursuant to this appointment, of the evidence adduced, and the findings of fact made.

S230957 C074872 Third Appellate District

PEOPLE v. MAITA (ERICK NEIL)

Transferred to Court of Appeal, Third Appellate District

The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of the 2017 amendment to Health & Safety Code section 11370.2 (Stats. 2017, ch. 677, § 1, eff. Jan. 1, 2018 (S.B. 180)) and *In re Estrada* (1965) 63 Cal.2d 740. (Cal. Rules of Court, rule 8.528(d).)

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

S247357

PETERS ON DISCIPLINE

Petition for review denied; disbarred

The petition for review is denied.

The court orders that JORDAN TONYA LOUISE PETERS, State Bar Number 173936, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

JORDAN TONYA LOUISE PETERS must comply with California Rules of Court, rule 9.20, 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.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

B289736

Second Appellate District

**SANABIA (CASTULO) v.
GERDAU AMERISTEEL WC,
INC.**

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

S247532

**DeJOHNETTE (LAVERNE)
ON CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant a pardon