

**SUPREME COURT MINUTES
WEDNESDAY, MARCH 14, 2018
SAN FRANCISCO, CALIFORNIA**

S246541

**WISHNEV (SANFORD J.) v.
NORTHWESTERN MUTUAL
LIFE INSURANCE
COMPANY**

Request for certification granted

The court grants the request, made pursuant to California Rules of Court, rule 8.548, that this court decide a question of California law presented in a matter pending in the United States Court of Appeals for the Ninth Circuit. For purpose of briefing and oral argument, The Northwestern Mutual Life Insurance Company is deemed the petitioner in this court. (Cal. Rules of Court, rule 8.520(a)(6).)

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

S245912

A144079 First Appellate District, Div. 4

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

Petition for review granted; briefing deferred

The petitions for review are granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Gonzalez*, S234377 (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.

S246037 A141679/A141670 First Appellate District, Div. 2

**PEOPLE v.
MARTINEZ-CARREON
(WILLIAMS)**

Petition for review granted; briefing deferred

Defendants' petitions for review are granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Mateo*, S232674 (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. The People's petition for review is denied.

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

S246361 B277399 Second Appellate District, Div. 1 **PEOPLE v. BUENO**
(GEOFFREY S.)

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. Ruiz*, S235556, 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.

S246465 A148997 First Appellate District, Div. 1 **PEOPLE v. SHAW (LINDA)**

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 *In re H.W.*, S237415 (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.

Cantil-Sakauye, C. J., was recused and did not participate.

Votes: Chin, A. C. J., Corrigan, Liu, Cuéllar, and Kruger, JJ.

S246914 A149417/A151358 First Appellate District, Div. 1 **PEOPLE v. McCURDY**
(JAMES CLAYTON)

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

S246366 D072635 Fourth Appellate District, Div. 1 **PEOPLE v. SIORDIA**
(FRANCISCO ATENCIO)

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

The petition for review is granted. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, 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.

S246411 F070210 Fifth Appellate District **PEOPLE v. SUAREZ (RYAN**
OSMEN)

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.

S231996 B262757 Second Appellate District, Div. 5 **PEOPLE v. EGGLER**
(MICHAEL)

Transferred to Court of Appeal, Second Appellate District, Division Five, after hold
The matter is transferred to the Court of Appeal, Second Appellate District, Division Five, 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.

S233575 H042293 Sixth Appellate District **PEOPLE v. MENDOZA**
(MANUEL ANTONIO)

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.

S233849 E062867 Fourth Appellate District, Div. 2 **PEOPLE v. GOMEZ, JR.,
(GABRIEL)**

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.

S237664 E064513 Fourth Appellate District, Div. 2 **PEOPLE v. WALKER (LATOI PATRICE)**

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.

S240754 G051550 Fourth Appellate District, Div. 3 **PEOPLE v. MORENO**
(FRANK AARON)

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. 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.

S241574 E066432 Fourth Appellate District, Div. 2 **PEOPLE v. VAN ORDEN**
(CHARLES SAMUEL)

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.

S243465 C082357 Third Appellate District **PEOPLE v. LACY**
(ROCHELLE LEE)

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.

S243794 D071630 Fourth Appellate District, Div. 1 **PEOPLE v. NGUYEN**
(CUONG HUU)

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.

S243931 H042850 Sixth Appellate District **PEOPLE v. ORTIZ (JOSE**
LUIS)

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.

S244322 F072420 Fifth Appellate District **ARNAUDO BROTHERS, L.P.**
v. AGRICULTURAL LABOR
RELATIONS BOARD
(UNITED FARM WORKERS
OF AMERICA)

Transferred to Court of Appeal, Fifth Appellate District, after hold
The above-entitled manner is transferred to the Fifth Appellate District with directions to vacate its decision and to reconsider the cause in light of *Tri-Fanucchi Farms v. Agricultural Labor Relations Board* (2017) 3 Cal.5th 1161. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S244494 B280571 Second Appellate District, Div. 4 **PEOPLE v. SHARY (JEFFREY GEORGE)**

Transferred to Court of Appeal, Second Appellate District, Division Four, after hold
The matter is transferred to the Court of Appeal, Second Appellate District, Division Four, 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.

S245462 E066390 Fourth Appellate District, Div. 2 **PEOPLE v. PEREZ (RICARDO ANTHONY)**

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.

S116750 **DAVIS (STANLEY BERNARD) ON H.C.**

Petition for writ of habeas corpus denied (AA)

On the court's own motion, this matter is transferred to the Superior Court of California, County of Los Angeles, for adjudication of the claims set forth in this court's September 10, 2008, order to show cause: "1) false evidence that was substantially material or probative with respect to the special circumstances findings and the penalty determination was introduced at petitioner's trial, as alleged in claim G; [¶] 2) defense counsel rendered ineffective assistance by failing to object to the prosecutor's biblical references, as alleged in claim K; [¶] 3) petitioner is mentally retarded, as alleged in claim N; [¶] 4) defense counsel rendered ineffective assistance by failing to object to the prosecutor's comments accusing the defense of fabrication, as alleged in claim O; [¶] 5) cumulative prejudice arises from the facts alleged in claims K and O, as alleged in claim Q; and [¶] 6) cumulative prejudice arises from the facts alleged in claims G, K, O and Q, as alleged in claim S." Accordingly, this court's September 1, 2010, order directing that a reference hearing be conducted, and the March 11, 2015, order appointing Judge Charlaine Olmedo as this court's referee, are vacated.

All other claims set forth in the petition for writ of habeas corpus are denied.

To the extent petitioner claims that evidence seized in violation of his own or Deandre Brown's Fourth Amendment rights was introduced at trial (Petrn., ¶¶ 199-200), claim C is denied on the ground that it is not cognizable on habeas corpus (*In re Lessard* (1965) 63 Cal.2d 497, 503; *In re Sterling* (1965) 63 Cal.2d 486, 487-788).

Claim T is denied as premature and without prejudice to petitioner's filing of a renewed petition after an execution date is set.

All other claims are denied on their merits.

The following claims are each procedurally barred, separately and independently, on the ground that they were forfeited by petitioner's failure to raise them in the trial court (*In re Seaton* (2004) 34 Cal.4th 193): claims B and C (to the extent petitioner contends that the "fruits" of his allegedly involuntary statements to police should have been suppressed, see Petrn., ¶¶ 210-214,

223-224).

The following claims are each procedurally barred, separately and independently, on the ground that they could have been, but were not, raised on appeal (*In re Dixon* (1953) 41 Cal.2d 756, 759): claims E (to the extent petitioner claims that Detective DeAnda testified falsely that Deandre Brown had expressed concern for his safety, see Petn., ¶ 238) and H (to the extent petitioner contends that jurors Kathy Irish and/or Lawrence Yaeger deceived the court about the nature and content of their conversation about the incident in which Irish was followed, see Petn., ¶¶ 655–665, and to the extent petitioner contends that juror Yaeger violated his oath and the trial court's admonitions, see Petn., ¶¶ 666–668) and, except to the extent they allege ineffective assistance of counsel, claims D, K, M and O.

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

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

S160814

**VIRGIL (LESTER WAYNE)
ON H.C.**

Petition for writ of habeas corpus denied (AA)

This petition for writ of habeas corpus was filed in this court on February 13, 2008, 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. 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 for writ of habeas corpus is denied.

All claims are denied on the merits.

Except to the extent it alleges ineffective assistance of counsel, Claim XIII is also procedurally barred under *In re Waltreus* (1965) 62 Cal.2d 218, 225, to the extent it was raised on appeal.

Except to the extent it alleges ineffective assistance of counsel, Claims VII, IX, XVI, and XVII are also 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.

Except to the extent it alleges ineffective assistance of counsel, and to the extent that it could have been raised in the trial court, but was not, and raising it in the trial court was necessary for preserving the issue on appeal, Claim XVII is also procedurally barred under *In re Seaton* (2004) 34 Cal.4th 193, 201.

S245335

**COTE (FREDERICK R.) v.
DEPARTMENT OF
CORRECTIONS &
REHABILITATION
(ANSUNCION)**

Petition for writ of mandate; prohibition denied

S245864 B279475 Second Appellate District, Div. 2

Petition for review denied

**QDOS, INC. v. SIGNATURE
FINANCIAL, LLC**

S246039 B266560 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. MARTIN
(LORENZO)**

S246084 F065288/F065481/F065984
Fifth Appellate District

Petitions for review denied

**PEOPLE v. ENRIQUEZ
(RAMIRO)**

S246185 B271470 Second Appellate District, Div. 8

Petitions for review denied

**DICKINSON (JANICE) v.
COSBY, JR., (WILLIAM
H.); SINGER (MARTIN D.)**

S246191 C078981 Third Appellate District

Petition for review denied

**GRASS VALLEY, CITY OF v.
COHEN (MICHAEL)**

S246202 H045262 Sixth Appellate District

Petition for review denied

**KAVANAGH (ANDREW
MORRIS) v. S.C. (PEOPLE)**

S246206 C080695 Third Appellate District

Petition for review denied

**PEOPLE v. HAMPTON
(DEON)**

S246208 B258927 Second Appellate District, Div. 1

Petitions for review denied

**PEOPLE v. DEAN (LAMARR
D.)**

S246216 F070637 Fifth Appellate District

Petition for review denied

PEOPLE v. FLORES (RAYNA MARIE)

S246234 A147159 First Appellate District, Div. 5

Petition for review denied

PEOPLE v. OEURN (SAUN)

S246236 G052388 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. PERRONE (ROBERT WAYNE)

S246239 B269696 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. ROCHA (ELDA NALLELI)

S246240 B276601 Second Appellate District, Div. 2

Petition for review & depublication request(s) denied

CITIZENS OF HUMANITY, LLC v. APPLIED UNDERWRITERS, INC.

S246242 C078430 Third Appellate District

Petition for review denied

PEOPLE v. JOHNSON, SR., (DION)

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

Petition for review denied

S246258 B270897 Second Appellate District, Div. 2

PEOPLE v. LYLES (SCOTT ALAN)

Transferred to Supreme Court; retransferred to Court of Appeal, Second Appellate District, Division Two; petition moot

The petition for review is granted. The matter is transferred to the Court of Appeal, Second 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.

S246276 H044045 Sixth Appellate District

Petition for review denied

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

S246278 A147642 First Appellate District, Div. 2

Petition for review denied

**FONTANA, CITY OF v.
CALIFORNIA DEPARTMENT
OF TAX & FEE
ADMINISTRATION (CITY OF
ONTARIO)**

S246285 C082148 Third Appellate District

Petition for review denied

**PEOPLE v. JOHNSON
(DARRELL ALLEN)**

S246288 B275889 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GUERRA
(GRESIA)**

S246293 A146674/A150889 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BLAND
(TERRELL)**

S246294 H044343 Sixth Appellate District

Petition for review denied

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

S246307 B276538 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. McNEIL (JEFF
PATRICK)**

S246324 B276871 Second Appellate District, Div. 3

Petition for review denied

**GONZALEZ (ALFRED A.) v.
CITY OF NORWALK**

S246326 E064904 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. FLORES, JR.,
(MIGUEL)**

S246330 B278542 Second Appellate District, Div. 2

Petition for review denied

**VALDEZ (ALEJANDRO) v.
CLARENDON NATIONAL
INSURANCE COMPANY**

S246331 B272288 Second Appellate District, Div. 3

Petition for review denied

**YARBER (SHARON) v. CITY
OF RANCHO PALOS
VERDES**

S246336 C075022 Third Appellate District

Petition for review denied

**PEOPLE v. VICARS (SHANE
ADAIR)**

S246350 E066040 Fourth Appellate District, Div. 2

Petition for review denied

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

S246354 B266579 Second Appellate District, Div. 1

Petition for review denied

**DALGLEISH (STACY) &
SELVAGGIO (PIERO),
MARRIAGE OF**

S246357 B269034 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. GALLARDO
(ANGEL)**

S246358 H043805 Sixth Appellate District

Petitions for review denied

**PEOPLE v. GARCIA
(ANGELO)**

S246363 A148230 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. ROBINSON
(JAINICE)**

S246364 D071310 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SCUDDER (JON
K.)**

S246373 H042800 Sixth Appellate District

Petition for review denied

PEOPLE v. RON (ANA)

S246378 F076710 Fifth Appellate District

Petition for review denied

ESQUER (ADRIAN) ON H.C.

S246390 B279966 Second Appellate District, Div. 5

Petition for review denied

PEOPLE v. HILL (JULIAN)

S246412 E069163 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. GRAY
(LAWRENCE BURDETTE)**

S246423 B280865 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. MONSIVAIS
(TINA MARIE)**

S246425 A149159 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. LOYD (DANIEL
RAY)**

S246433 E066055 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. AMAYA, JR.,
(ERNEST)**

S246435	B276180 Second Appellate District, Div. 1	PEOPLE v. WHITNEY (CRAIG)
Petition for review denied		
S246438	A148543 First Appellate District, Div. 1	PEOPLE v. BULLOCK (GARY LEE)
Petition for review denied		
S246443	B279570 Second Appellate District, Div. 1	WHITNEY (CRAIG) ON H.C.
Petition for review denied		
S246449	B277083 Second Appellate District, Div. 8	PEOPLE v. PORRAS (JOHNNY)
Petition for review denied		
S246456	A149038 First Appellate District, Div. 5	PEOPLE v. POWELL (DIANTAY)
Petition for review denied		
S246458	H042666 Sixth Appellate District	PEOPLE v. RUBINO (JOSEPH EUGENE)
Petition for review denied		
S246464	H042498 Sixth Appellate District	PEOPLE v. LAZARO (JUAN)
Petition for review denied		
S246469	A152780 First Appellate District, Div. 1	WILSON (ANTHONY ROSIER) ON H.C.
Petition for review denied		
S246471	G052068 Fourth Appellate District, Div. 3	PEOPLE v. HAMEL (BARBARA ANN)
Petition for review denied		

S246475 B287143 Second Appellate District, Div. 7

Petition for review denied

**BROWN (DONTE MAURICE)
ON H.C.**

S246476 B275274 Second Appellate District, Div. 1

Petition for review denied

**OPTIONAL CAPITAL, INC. v.
AKIN GUMP STRAUSS,
HAUER & FELD LLP**

S246484 H042623 Sixth Appellate District

Petition for review denied

**MONTEREY COASTKEEPER
v. MONTEREY COUNTY
WATER RESOURCES
AGENCY**

S246486 C074879/C076008 Third Appellate District

Petition for review & depublication request(s) denied

**DEPARTMENT OF
FORESTRY & FIRE
PROTECTION v. HOWELL
(EUNICE E.)**

S246487 B280815 Second Appellate District, Div. 5

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

**CENTER FOR BIOLOGICAL
DIVERSITY v. CALIFORNIA
DEPARTMENT OF FISH &
WILDLIFE (NEWHALL
LAND & FARMING
COMPANY)**

S246500 H045330 Sixth Appellate District

Petition for review denied

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

S246569 C080335 Third Appellate District

Petition for review denied

**PEOPLE v. GREER (EZEQUE
SHAU-DOE)**

S246606	D070498 Fourth Appellate District, Div. 1	TERRIN (JOHN) v. STATE OF CALIFORNIA (NORTH COUNTY TRANSIT DISTRICT)
Petition for review denied		
S246608	G055826 Fourth Appellate District, Div. 3	SACHER (FRED R.) v. S.C. (SACHER)
Petition for review denied		
S246611		TRANSPORT FUNDING, LLC v. McCALEBB (MARQUETTE)
Petition for review denied		
S246612	B268596 Second Appellate District, Div. 3	HAHN (HARRY) v. HANIL DEVELOPMENT, INC.; KANG (MYUNG JA)
Petition for review denied		
S246617	G054317/G054406 Fourth Appellate District, Div. 3	MUELLER (TODD) v. COLLECTORS UNIVERSE, INC.
Petitions for review denied		
S246618	A148912 First Appellate District, Div. 2	CAUDLE (JOSEPH) v. NORTHBAY HEALTHCARE GROUP
Petition for review & publication request(s) denied		
S246622	G054392/G054431 Fourth Appellate District, Div. 3	DEEDLE (NELSON) v. COLLECTORS UNIVERSE, INC.
Petitions for review denied		

S246625 A142221 First Appellate District, Div. 4

Petition for review denied

**LONG (DANIEL) v. SAN
FRANCISCO FORTY
NINERS, LTD.**

S246631 H042834 Sixth Appellate District

Petition for review & publication request(s) denied

**JENSEN (CHERIEL) v.
COUNTY OF SANTA CLARA**

S246656 H043510 Sixth Appellate District

Petition for review denied

**PEOPLE v. BUTLER
(REGINA LOUISE)**

S246659 F074541 Fifth Appellate District

Petition for review denied

**CAMP (PAMELA MARIE) v.
ESTATE OF FLORA
PATTERSON**

S246667 D072619 Fourth Appellate District, Div. 1

Petition for review denied

**EPPI (LEONARD) v.
BARAJAS (ERIK)**

S246683 C076727 Third Appellate District

Petition for review denied

**RATTERREE (TERRY M.) v.
FEDERAL NATIONAL
MORTGAGE ASSOCIATION**

S246684 A149212 First Appellate District, Div. 5

Petition for review denied

**ITOCHU CORPORATION v.
SIMBOL, INC.**

S246696 B271417 Second Appellate District, Div. 2

Petition for review denied

**SABEY (GLENN) v. CITY OF
POMONA**

S246701 D071218 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. COHEN
(JONATHON BENJAMIN)**

S246702 C083248 Third Appellate District

Petition for review denied

**PEOPLE v. McKUIN
(MICHAEL)**

S246719 B268604 Second Appellate District, Div. 7

Petition for review denied

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

**FIRST CITY PACIFIC, INC. v.
HOME DEPOT U.S.A., INC.**

S246735 D069824 Fourth Appellate District, Div. 1

Petition for review denied

**JAFFE (ROBERT M.) v.
BRADSHAW (ROBERT)**

S246736 B277398 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. REYES
(CHESARE RENE)**

S246737 G055783 Fourth Appellate District, Div. 3

The petition for review is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

**GARCIA (CHUNCEY TARAE)
ON H.C.**

S246739 G053152 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BRIONES (ISAI
MONTES)**

S246741 A148983 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BARDEN
(SHANNON LOUIS)**

S246744 B281416 Second Appellate District, Div. 3

Petition for review denied

**SOLOMON (DENNIS) v.
LOUIE (HOOVER J.)**

S246746 A151029 First Appellate District, Div. 5

Petition for review denied

IN RE J.W.

S246747 G053818 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. LANTZ (DEREK
JACK)**

S246751 B281376 Second Appellate District, Div. 2

Petition for review denied

**EASTERN MORTGAGE
COMPANY v. NORMAN
(ISSAC)**

S246755 B278687 Second Appellate District, Div. 6

Petition for review denied

**NEGELE & ASSOCIATES v.
CITY OF SIMI VALLEY**

S246759 A150838 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. CHURICH
(ROBERT)**

S246761 A144516 First Appellate District, Div. 4

Petition for review denied

**DENTERLEIN (ARTI) v.
GAMP (JANE O'HARA)**

S246778 H044361 Sixth Appellate District

Petition for review denied

**PEOPLE v. CASTANEDA
(DAVID JASON)**

S246789 A149554 First Appellate District, Div. 3

Petition for review denied

**FOSTER (W. REED) v. WOO
(HIRAM); WOO (JEFFERY)**

S246793 B282135 Second Appellate District, Div. 8
Petition for review denied

IN RE N.L.

S246796 C086188 Third Appellate District

Petition for review denied
Chin, J., was recused and did not participate.

**BANK OF AMERICA, N.A. v.
HALOUSEK (SHEILA J.)**

S246801 E069541 Fourth Appellate District, Div. 2
Petition for review denied

KEMP (ERIC) ON H.C.

S246802 B277766 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. WRIGHT (KEITH
A.)**

S246821 G053028 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. KIM (SOON
YOUNG)**

S246823 E068536 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. HODDICK
(KENNETH ALAN)**

S246824 F074145 Fifth Appellate District

Petition for review denied

**PEOPLE v. LOPEZ (JUAN
MIGUEL)**

S246825 C084997 Third Appellate District

Petition for review denied

**PEOPLE v. NICHOLAS
(ALVIN)**

S246835 F071365 Fifth Appellate District

Petition for review denied

**PEOPLE v. FERGUSON
(JOSEPH)**

S246842	A144608 First Appellate District, Div. 2	PEOPLE v. AZEVEDO (ERIC M.)
Petition for review denied		
S246844	D071658 Fourth Appellate District, Div. 1	PEOPLE v. MITCHELL (KENYATTA)
Petition for review denied		
S246845	B285778 Second Appellate District, Div. 2	BLACKWELL (WILLIAM) ON H.C.
Petition for review denied		
S246846	B280574 Second Appellate District, Div. 5	IN RE M.W.
Petition for review denied		
S246850	C086307 Third Appellate District	HEUMANN (ERIC) v. S.C. (PEOPLE)
Petition for review denied		
S246852	G054423 Fourth Appellate District, Div. 3	MONTAZER (PARVIZ) v. MONTAZER (PARVIN R.)
Petition for review denied		
S246853	B280877 Second Appellate District, Div. 8	PEOPLE v. BALES (LEONARD EARL)
Petition for review denied		
S246860	F073309 Fifth Appellate District	PEOPLE v. LOLLIS (WILLIAM MATTHEW)
Petitions for review & application for stay denied The motion for judicial notice is granted.		
S246863	G053432 Fourth Appellate District, Div. 3	PEOPLE v. ORTEGA (RITO)
Petition for review denied		

S246865 B271564 Second Appellate District, Div. 5

Petition for review denied

**ANDELSON (ARTHUR) v.
NEPTUNE MANAGEMENT
CORP.**

S246866 G054063 Fourth Appellate District, Div. 3

Petition for review denied

**MONTAZER (PARVIN R. &
PARVIZ), MARRIAGE OF**

S246869 H041937 Sixth Appellate District

Petition for review denied

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

S246871 E069583 Fourth Appellate District, Div. 2

Petition for review denied

**CANNEDY (EARL EUGENE)
ON H.C.**

S246881 D073324 Fourth Appellate District, Div. 1

Petition for review denied

**LAWRIE (MATTHEW ALAN)
ON H.C.**

S246883 A147839 First Appellate District, Div. 4

Petition for writ of mandate/prohibition denied

**HANEY (MONTE) v. COURT
OF APPEAL, FIRST
APPELLATE DISTRICT (S.C.)**

S246888 C082683 Third Appellate District

Petition for review denied

IN RE J.S.

S246891 F074395 Fifth Appellate District

Petition for review denied

IN RE TIMOTHY B.

S246897 E065348 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. RUIZ (GABRIEL
VARGAS)**

S246912 A153284 First Appellate District, Div. 4
Petition for review denied

SHAH (JAY) ON H.C.

S246913 B287458 Second Appellate District, Div. 4
Petition for review denied

**HUTSON (RANDEL) v. S.C.
(PEOPLE)**

S246924 C083713 Third Appellate District
Petition for review denied

**PEOPLE v. FLORES
(JACINTO JOSE)**

S246927 A150513 First Appellate District, Div. 1
Petition for review denied

**NICKEL (JEREMY J.) v. FAR
NIENTE WINE ESTATES,
LLC**

S246931 F072596 Fifth Appellate District
Petition for review denied

**PEOPLE v. GARCIA (DANIEL
A.)**

S246942 G053849 Fourth Appellate District, Div. 3
Petition for review denied

IN RE EMMANUEL R.

S246954 B271768 Second Appellate District, Div. 1
Petition for review denied

**KEYES (GEOFFREY R.) v.
BIRO (JAN C.)**

S246955 B287773 Second Appellate District, Div. 3
Petition for review denied

**PALATO (JESSE JAMES) ON
H.C.**

S246959 B286003 Second Appellate District, Div. 2
Petition for review & application for stay denied

IN RE JAIRO O.

S247448**HASAN (MOHAMMAD
HAIDER AGHA) v. COURT
OF APPEAL, FIRST
APPELLATE DISTRICT
(JAFARIEH)**

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

The petition for writ of mandate, application for stay, motion for judicial disqualification, and motion for transfer are denied.

S247525

H045077 Sixth Appellate District

**MHANNA (FIDA) & HAGE
(GHASSAN), MARRIAGE OF**

Petition for review & application for stay denied

S247558

B288185 Second Appellate District, Div. 8

**UNITED GRAND
CORPORATION v. S.C.
(STOLLOF)**

Petition for review & application for stay denied

S230357**BERNARDINO (CLAUDIO)
ON H.C.**

Petition for writ of habeas corpus denied

S238071**DIAZ (DONIVAN) ON H.C.**

Petition for writ of habeas corpus denied

The request for judicial notice is denied.

Liu, J., is of the opinion the petition should be granted.

S239608**RHODEN (LAWTIS
DONALD) ON H.C.**

Petition for writ of habeas corpus denied

S243830**WOLFE (ERIC J.) 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]; *In re Lindley* (1947) 29 Cal.2d 709, 723 [courts will not entertain habeas corpus claims that attack the

sufficiency of the evidence].)

S245050

Petition for writ of habeas corpus denied

ZUMOT (BULOS) ON H.C.**S245163**

Petition for writ of habeas corpus denied

MONTES (ERICK) ON H.C.**S245170**

Petition for writ of habeas corpus denied

REYES (RANDY R.) ON H.C.**S245467**

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].)

SIMMONS (LAWRENCE) ON H.C.**S245805**

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

CUETO (ODLENAIR) ON H.C.**S245936**

Petition for writ of habeas corpus denied

BISEL (GREGORY) ON H.C.**S246027**

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].)

DIAZ (DONIVAN) ON H.C.**S246035**

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].)

MALDONADO (MOISES) ON H.C.

S246041**GARCIA (JOSEPH C.) 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].)

S246042**CHATMAN (CHARLES) ON
H.C.**

Petition for writ of habeas corpus denied

S246047**LOPEZ (ANDREW R.) 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].)

S246052**VAUGHN (MARK A.) 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].)

S246060**ORTIZ (TRAVIS MICHAEL)
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].)

S246062**TASH (DAVID) 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].)

S246065**NELSON (JEREAL) 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].)

S246070

Petition for writ of habeas corpus denied

**GALLARDO (CARLOS L.) ON
H.C.**

S246071

Petition for writ of habeas corpus denied

**TIMBERLAKE (PAUL) ON
H.C.**

S246072

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].)

**HUDSON, SR., (TORIANO
GERMAINE) ON H.C.**

S246073

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].)

**HUMPHREY (JAMES E.) ON
H.C.**

S246076

Petition for writ of habeas corpus denied

CABADA (JACK) ON H.C.

S246078

Petition for writ of habeas corpus denied

**THOMPSON (RONALD J.) ON
H.C.**

S246085

Petition for writ of habeas corpus denied

**HINES, JR., (STANLEY
BENNETT) ON H.C.**

S246104

Petition for writ of habeas corpus denied

**ALBIZURES (ELBRICK
PASAYES) ON H.C.**

S246108**MASSEY, JR., (KENNETH
LEWIS) 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].)

S246136**HODGES (DANUAL) 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].)

S246138**RAHIMI (HAYATULLAH) ON
H.C.**

Petition for writ of habeas corpus denied

S246139**MOORE (ALDEN L.) 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].)

S246140**GOINS (LEE) ON H.C.**

Petition for writ of habeas corpus denied

S246141**GARRETT (JOHN) ON H.C.**

Petition for writ of habeas corpus denied

S246144**MONTENEGRO FLORES
(JUAN MANUEL) ON H.C.**

Petition for writ of habeas corpus denied

S246159**DIAZ (DONIVAN) 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].)

S246160**CHURCH (JACK) ON H.C.**

Petition for writ of habeas corpus denied

S246161**STATEN (CURTIS) 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]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence].)

S246163**RYNHARD (JEFFERY) ON H.C.**

Petition for writ of habeas corpus denied

S246164**GARBIN (RAYMOND ANTHONY) ON H.C.**

Petition for writ of habeas corpus denied

S246178**KLINEFELTER (JEFFREY SCOTT) ON H.C.**

Petition for writ of habeas corpus denied

S246180**KLINEFELTER (JEFFREY SCOTT) 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].)

S246182**TILLMAN, JR., (LEEANDER) 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].)

S246188**CAREY (MARCUS ORLANDO) ON H.C.**

Petition for writ of habeas corpus denied

S246209**KLINEFELTER (JEFFREY
SCOTT) 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].)

S246221**CHATMAN (CHARLES) ON
H.C.**

Petition for writ of habeas corpus denied

S246260**RESENDEZ (MICHAEL) 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].)

S246266**COPELAND (LINDA SUE) 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].)

S246270**LEWIS (KAROME D.) ON
H.C.**

Petition for writ of habeas corpus denied

S246757**EVANS (SUSAN SPELL) ON
H.C.**

Petition for writ of habeas corpus denied

S246980**CABADA (JACK) 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]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S246337 G053712 Fourth Appellate District, Div. 3

**DURAN (STEPHANIE M.) v.
QUANTUM AUTO SALES,
INC.**

Publication request denied (case closed)

S246442 B283982 Second Appellate District, Div. 4

**N. (S.) v. S.C. (LOS ANGELES
COUNTY DEPARTMENT OF
CHILDREN & FAMILY
SERVICES)**

Publication request denied (case closed)

S246468 G052968 Fourth Appellate District, Div. 3

**DURAN (STEPHANIE M.) v.
QUANTUM AUTO SALES,
INC.**

Publication requests denied (case closed)

S246619 H041762 Sixth Appellate District

**CAMACHO (CAROLINA) v.
CITY OF SAN JOSE**

Publication request denied (case closed)

S246672 B276577 Second Appellate District, Div. 5

**COVARRUBIAS (DEBORAH)
v. ZEE LAW GROUP**

Publication requests denied (case closed)

S246732 B278391 Second Appellate District, Div. 4

**SANTOS (JENNALYN) v. LOS
ANGELES UNIFIED SCHOOL
DISTRICT**

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.

S246808 E067486 Fourth Appellate District, Div. 2

IN RE R.G.

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.

S246864

B270158 Second Appellate District, Div. 1

**LOS ANGELES
CONSERVANCY v. CITY OF
WEST HOLLYWOOD
(CHARLES COMPANY)**

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.

S247326B282855 Second Appellate District, Div. 6 **IN RE R.H.**

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 May 31, 2018.
(Cal. Rules of Court, rule 8.512(c).)

S134792**PEOPLE v. HUGHES
(MERVIN RAY)**

Extension of time granted

Based upon counsel Mark D. Greenberg's representation that the appellant's reply brief is anticipated to be filed by September 15, 2018, an extension of time in which to file that brief is granted to May 8, 2018. After that date, only three further extensions totaling about 131 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).)

S175660**PEOPLE v. AGUIRRE (JASON
ALEJANDRO)**

Extension of time granted

Based upon Deputy Attorney General Warren J. Williams's representation that the respondent's brief is anticipated to be filed by May 15, 2018, an extension of time in which to file that brief is granted to May 15, 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).)

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 May 18, 2018. After that date, only one further extension totaling about 44 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).)

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 April 16, 2018. After that date, no further extension is contemplated.

S051968

**PEOPLE v. MORELOS
(VALDAMIR FRED)**

Order filed

Appellant's "Application for Permission to File Supplemental Opening Brief," filed March 13, 2018, is granted. The supplemental respondent's brief must be served and filed by April 4, 2018. Any supplemental reply brief by the appellant must be served and filed within 14 days of the filing of the supplemental respondent's brief. No applications for extensions of time are contemplated.

S075727

**PEOPLE v. JOHNSON
(CEDRIC JEROME)**

Order filed

Appellant's "Motion for Permission to File Appellant's Supplemental Opening Brief," filed on March 9, 2018, is granted. Respondent may serve and file a supplemental respondent's brief within 21 days of the date of this order. Any supplemental reply brief by the appellant must be served and filed within 14 days of the filing of the supplemental respondent's brief.

S096438

**CARTER (TRACEY LAVELL)
ON H.C.**

Order filed

The court's January 17, 2018, order is modified in its entirety as follows:

On the court's own motion, this matter is transferred to the Superior Court of California, County of Los Angeles, for adjudication of the claims set forth in this court's November 13, 2008, amended order to show cause: "ineffective assistance of counsel in the penalty phase (1) in failing to investigate and present evidence of petitioner's alleged brain damage and life and family history, as alleged in part IX of the petition; and (2) in hiring, preparing and examining mental health experts, as alleged in part XII of the petition." Accordingly, this court's April 10, 2013, order directing that a reference hearing be conducted, and the May 1, 2013, order appointing Judge William C. Ryan as this court's referee are vacated.

All other claims set forth in the petition for writ of habeas corpus are denied on the merits, except the claim alleged in part XVIII, which is denied as premature.

In addition, the claims alleged in parts X, XVII, XXI (to the extent it is based on the record), and XXIV (except to the extent it alleges ineffective assistance of counsel) are procedurally barred under *In re Dixon* (1953) 41 Cal.2d 756, 759 because the claims could have been raised on appeal, and the claims alleged in parts XX and XXIII are procedurally barred under *In re Seaton* (2004) 34 Cal.4th 193, 200, because they could have been raised at trial.

This court retains jurisdiction over all matters concerning the appointment of counsel for petitioner and the payment of appointed counsel's fees and expenses. The following practices will apply to requests that this court (a) pay attorney fees for counsel appointed by this court or (b) reimburse necessary and reasonable expenses related to the habeas corpus proceeding. Such requests will be governed by the Payment Guidelines for Appointed Counsel Representing Indigent Criminal Appellants in the California Supreme Court, Guidelines II.I and III. Counsel must first obtain the superior court's recommendation for payment. However, the superior court's recommendation is not binding on the Supreme Court, which will exercise independent review of the request.

S186974**GAMACHE (RICHARD
CAMERON) ON H.C.**

Motion denied

Petitioner's "Opposition to Transfer of Pending Petition for Writ of Habeas Corpus and Motion for an Order Reaffirming the Period Within Which an Amended Petition will be Considered Timely Filed," filed on November 10, 2016, is denied as moot.

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

Motion denied

Petitioner's "Opposition to Transfer of Pending Petition for Writ of Habeas Corpus and Motion for an Order Reaffirming the Period Within Which an Amended Petition will be Considered Timely Filed," filed on November 10, 2016, is denied as moot.

S241471 B265011/B265029 Second Appellate District, Div. 2 **McCLAIN (MICHAEL) v.
SAV-ON DRUGS**

Order filed

The application of appellants Michael McClain, Avi Feignblatt, and Gergory Fisher for permission to file a reply brief on the merits in excess of 4, 200 words is hereby granted.

S246183**ACCUSATION OF
GREENFIELD**

Petition denied

(accusation)

S246828

Petition denied

(accusation)

ACCUSATION OF BECKER**S246249****McCABE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MICHAEL ROBERT McCABE, State Bar Number 137844, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. MICHAEL ROBERT McCABE must make restitution to John Shoemaker in the amount of \$2,000 plus 10 percent interest per year from December 17, 2015. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

MICHAEL ROBERT McCABE must also 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.

S246279**AHLERS ON DISCIPLINE**

Recommended discipline imposed

The court orders that STEVEN M. AHLERS, State Bar Number 251151, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. STEVEN M. AHLERS is suspended from the practice of law for the first six months of probation;
2. STEVEN M. AHLERS must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on November 6, 2017; and
3. At the expiration of the period of probation, if STEVEN M. AHLERS has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

STEVEN M. AHLERS must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

STEVEN M. AHLERS must also 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. Failure to do so may result in disbarment or suspension.

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.

S246281**CONTRERAS ON
DISCIPLINE**

Recommended discipline imposed

The court orders that ANTHONY E. CONTRERAS, State Bar Number 171699, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. ANTHONY E. CONTRERAS is suspended from the practice of law for the first 90 days of probation;
2. ANTHONY E. CONTRERAS must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on November 15, 2017; and
3. At the expiration of the period of probation, if ANTHONY E. CONTRERAS has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

ANTHONY E. CONTRERAS must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

ANTHONY E. CONTRERAS must also 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. Failure to do so may result in disbarment or suspension.

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. One-third of the costs must be paid with his membership fees for each of the years 2019, 2020, and 2021. If ANTHONY E. CONTRERAS fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S246283**GOMES ON DISCIPLINE**

Recommended discipline imposed

The court orders that TIMOTHY ELWOOD GOMES, State Bar Number 168140, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. TIMOTHY ELWOOD GOMES must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on November 21, 2017; and
2. At the expiration of the period of probation, if TIMOTHY ELWOOD GOMES has complied with the terms of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

TIMOTHY ELWOOD GOMES must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

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.



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
LOS ANGELES SESSION
APRIL 3 and 4, 2018
FIRST AMENDED**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald Reagan State Office Building, 300 South Spring Street, Third Floor, North Tower, Los Angeles, California on April 3 and 4, 2018.

TUESDAY, APRIL 3, 2018 — 10:00 A.M.

- (1) County of Los Angeles v. Financial Casualty & Surety Inc., S230213
(Edmon, P. J., assigned justice pro tempore)
- (2) Hassell (Dawn) et al. v. Bird (Ava); Yelp, Inc., S235968
(Stewart, J., assigned justice pro tempore)

1:30 P.M.

- (3) In re Cowan (Robert Wesley) on Habeas Corpus, [related to an underlying Automatic Appeal], S158073
(Elia, J., assigned justice pro tempore)
- (4) People v. Anderson (Eric Steve), [Automatic Appeal], S138474
(Gilbert, P. J., assigned justice pro tempore)
- (5) People v. Ghobrial (John Samuel), [Automatic Appeal], S105908
(Butz, J., assigned justice pro tempore)

WEDNESDAY, APRIL 4, 2018 — 9:00 A.M.

- (6) National Shooting Sports Foundation, Inc., et al. v. State of California, S239397
(Epstein, P. J., assigned justice pro tempore)
- (7) People v. Farwell (Randolph D.), S231009
(Collins, J., assigned justice pro tempore)
- (8) People v. Lopez (Michael Augustine), [Automatic Appeal], S099549
(Fybel, J., assigned justice pro tempore)

1:30 P.M.

- (9) People v. Mora (Joseph Adam) and Rangel (Ruben), [Automatic Appeal], S079925
(Detjen, J., assigned justice pro tempore)

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).)