

**SUPREME COURT MINUTES
WEDNESDAY, MAY 21, 2014
SAN FRANCISCO, CALIFORNIA**

S059912**PEOPLE v. MONTES
(JOSEPH MANUEL)**

Rehearing denied; opinion modified
This modification does not change the judgment.
The petition for rehearing is denied.

S216878 B242644 Second Appellate District, Div. 7**PEOPLE v. MIAMI NATION
ENTERPRISES**

Petition for review granted
Votes: Cantil-Sakauye, C. J., Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S217404 D064350 Fourth Appellate District, Div. 1**PEOPLE v. S.C. (FLORES)**

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 Alatraste on Habeas Corpus*, S214652, and *In re Bonilla on Habeas Corpus*, S214960 (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., Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S217787 G048951 Fourth Appellate District, Div. 3**PEOPLE v. LARA, JR.,
(JAMES ELLIOTT) & LARA
(DAVID GONZALES)**

Petition for review granted; briefing deferred
The petition for review of defendant David Gonzales Lara is denied. The People's petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Conley*, S211275 (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., Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S212145**McKINLEY (DONNIE RAY)
ON H.C.**

Order to show cause issued, returnable in Superior Court

The petition for writ of habeas corpus in the above-entitled matter is ordered refiled as a petition for writ of mandate sub nom. “*McKinley v. Superior Court of Riverside County*.” The respondent superior court is ordered to vacate its summary denial entered January 14, 2013, and proceed per the directives in the order to show cause in California Supreme Court Case Number S195296 issued on December 19, 2012, which provided: The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause before the Riverside County Superior Court, when the matter is placed on calendar, why petitioner is not entitled to have the \$10,000 restitution fine stricken from the minute order based on his allegation that the trial court did not orally impose a restitution fine at sentencing, the reference to the \$10,000 fine in the minute order is clerical error, and no procedural bars apply because clerical error may be corrected at any time. (See *People v. Farell* (2002) 28 Cal.4th 381, 384, fn. 2; *People v. Mitchell* (2001) 26 Cal.4th 181, 185; *People v. Mesa* (1975) 14 Cal.3d 466, 471; see also *People v. Tillman* (2000) 22 Cal.4th 300; *People v. Turrin* (2009) 176 Cal.App.4th 1200, 1208, fn. 3.)

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

S214502**JACOBS (MATHEW JAMES)
ON H.C.**

Order to show cause issued, returnable in Superior Court

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause before the San Benito County Superior Court, when the matter is placed on calendar, why trial counsel was not ineffective in failing to request that petitioner be in custody in San Benito County Superior Court case Nos. CR-11-10306 and CR-11-01572 simultaneously, instead of released on bail in case No. CR-11-1-306 while in custody on case No. CR-11-01572, from September 20, 2011, the date of arraignment in case No. CR-11-01572, through January 10, 2012, the day after bail was exonerated in case No. CR-11-10306. (*Strickland v. Washington* (1984) 466 U.S. 668.) The return is to be filed on or before June 20, 2014.

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

S086474**YEOMAN (RALPH
MICHAEL) ON H.C.**

Dismissal order filed

The above-entitled case having become moot by petitioner’s death on March 4, 2014, as indicated in the certified copy of a certificate of death filed with the motion to dismiss, the “Motion to Dismiss Habeas Corpus Petition,” filed on May 7, 2014, is granted and the petition is dismissed as moot.

S202433 B228640 Second Appellate District, Div. 3 **PEOPLE v. WRIGHT
(BRIAN)**

Dismissal order filed

Review is the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b).)

Votes: Cantil-Sakauye, C. J., Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S216762 B245442 Second Appellate District, Div. 8 **PEOPLE v. ISIDA
(ROBERTO A.)**

Petition for review denied

S217061 A137971 First Appellate District, Div. 2 **BAY CITIES PAVING &
GRADING, INC. v. CITY OF
SAN LEANDRO (OLIVER
DeSILVA, INC.)**

Petition for review & depublication request(s) denied

S217118 B232167 Second Appellate District, Div. 3 **PEOPLE v. MILLER
(HERBERT CHARLES)**

Petitions for review denied

S217135 B240155 Second Appellate District, Div. 3 **PEOPLE v. GUZMAN
(FERNANDO)**

The petitions for review are denied without prejudice to any relief to which defendants might be entitled after this court decides *People v. Chiu*, S202724.

S217139 A134052/A134567/A134642
First Appellate District, Div. 2 **PEOPLE v. MORELL
(JESSICA RENEE)**

Petitions for review denied

S217141 B253900 Second Appellate District, Div. 2 **ANAHEIM, CITY OF v.
WORKERS'
COMPENSATION APPEALS
BOARD & WILLIS (JOEL)**

Petition for review denied

S217172 B242930 Second Appellate District, Div. 2

Petition for review & publication request(s) denied

**HIGHLAND PARK
HERITAGE TRUST v. CITY
OF LOS ANGELES (AUTRY
NATIONAL CENTER OF
THE AMERICAN WEST)**

S217174 F065027 Fifth Appellate District

Petition for review denied

**PEOPLE v. LUNDY (SCOTT
DAVID)**

S217235 D064989 Fourth Appellate District, Div. 1

Petition for review denied

**GARRETT (WILLIAM
ALLEN) ON H.C.**

S217246 D063625 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. LINARES
(EFRAIN)**

S217263 H040628 Sixth Appellate District

Petition for review denied

**BRACAMONTE (BRANDON
ROSS) v. S.C. (PEOPLE)**

S217285 B243789 Second Appellate District, Div. 4

Petition for review denied

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

**BALDWIN (MARVIN) v.
BANK OF AMERICA, N.A.**

S217292 A135424 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SANCHEZ (LUIZ
RICK)**

S217301 H040629 Sixth Appellate District

Petition for review denied

**PAGE (JOHN) v. S.C.
(PEOPLE)**

S217303 H037357 Sixth Appellate District

**PEOPLE v. ROJAS
(DOMINGO SANTOS)**

The petitions for review are denied without prejudice to any relief to which defendants might be entitled after this court decides *People v. Sanchez*, S216681.

S217339 D063173 Fourth Appellate District, Div. 1

**PEOPLE v. CONSIGLIO
(SAM)**

Petition for review denied

S217352 B239963 Second Appellate District, Div. 1

**PEOPLE v. RODARTE
(JUAN CARLOS)**

Petition for review denied

S217354 H036887 Sixth Appellate District

**PEOPLE v. MIRAMONTES
(RUDOLFO)**

Petitions for review denied

S217373 B238782 Second Appellate District, Div. 8

**RODRIGUEZ (HOWARD) v.
NATIONAL TITLE
COMPANY**

Petition for review denied

S217414 D064508 Fourth Appellate District, Div. 1

**WELCH (MELANIE) v.
UNIVERSITY OF SAN
DIEGO**

Petition for review denied

S217422 B241065 Second Appellate District, Div. 2

**PEOPLE v. MANNING
(ADAM JAROME)**

Petition for review denied

S217423 A137224 First Appellate District, Div. 1

**PEOPLE v. MEYER, JR.,
(RONNIE THEODORE)**

Petition for review denied

S217439	B254414 Second Appellate District, Div. 8	CERIN (VLADIMIR) v. S.C. (QUINN)
Petition for review denied		
S217494	B241736 Second Appellate District, Div. 3	PEOPLE v. CANTU (PEDRO)
Petition for review denied		
S217496	A136016 First Appellate District, Div. 1	WALSH (MARK) v. LATHAM (GARY)
Petition for review denied		
S217539	B248184 Second Appellate District, Div. 4	SNYDER (ROBERT RYAN) ON H.C.
Petition for review denied		
S217573	F068912 Fifth Appellate District	JONES (FREDERICK) v. ROGER T. NUTTAL & ASSOCIATES
Petition for review denied		
S217603	G047545 Fourth Appellate District, Div. 3	PEOPLE v. BUTLER (EDWARD STANLEY)
Petition for review denied		
S217634	B254179 Second Appellate District, Div. 5	JPMORGAN CHASE & CO. v. S.C. (STATE OF CALIFORNIA)
Petition for review denied		
The applications to appear as counsel pro hac vice are granted.		
S217640	E060780 Fourth Appellate District, Div. 2	FLEMING (CHRISTOPHER ALYRE) v. S.C. (PEOPLE)
Petition for review denied		

S217641 B243203 Second Appellate District, Div. 1

Petition for review denied

**MICHAELY (PATTI) v.
FREY (HERBERT)**

S217658 C070099 Third Appellate District

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

**GONZALEZ (DANIEL E.) v.
BELL (WAYNE)**

S217670 D064894 Fourth Appellate District, Div. 1

Petition for review denied

**WELCH (MELANIE) v.
MARTIN (SHAUN P.)**

S217678 E058656 Fourth Appellate District, Div. 2

Petition for review denied

**PEDERSON (MARY JANE &
JOSEPH), MARRIAGE OF**

S217687 B244092 Second Appellate District, Div. 1

Petition for review denied

**TOWER LANE
PROPERTIES v. CITY OF
LOS ANGELES (KARSH)**

S217689 B245453 Second Appellate District, Div. 7

Petition for review denied

**DUSTON (WENDY) v.
METROPOLITAN LIFE
INSURANCE COMPANY**

S217697 D063081 Fourth Appellate District, Div. 1

Petition for review denied

**CARROLL (TIM) v.
ARTHROSCOPIC & LASER
SURGERY CENTER OF SAN
DIEGO**

S217745 C068884 Third Appellate District

Petition for review denied

**PEOPLE v. LARKIN
(CHRISTOPHER ALAN)**

S217762 H039271 Sixth Appellate District
Petition for review denied

IN RE L.L.

S217782 E057263 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. WILSON
(KENNETH RAY)**

S217786 B249821 Second Appellate District, Div. 5
Petition for review denied

**PEOPLE v. WILLIAMS
(RANDEE DAMAR)**

S217795 E056843 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. ALONSO
(PEDRO RAMON)**

S217807 B245741 Second Appellate District, Div. 5
Petition for review denied

PEOPLE v. GARIBAY (JOSE)

S217809 A140555 First Appellate District, Div. 5
Petition for review denied

**PEDERSEN (DEBBIE) v.
WORKERS'
COMPENSATION APPEALS
BOARD & SUTTER
MEDICAL CENTER**

S217812 E056086 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. RICHMOND
(JOSUPH)**

S217829 G049649 Fourth Appellate District, Div. 3
Petition for review denied

**RIVERO (ENRIQUE DEL) v.
S.C. (CENTEX HOMES
REALTY COMPANY)**

S217832 E056980 Fourth Appellate District, Div. 2
Petition for review denied

PEOPLE v. MENDEZ (JOSE)

S217835 G049549 Fourth Appellate District, Div. 3
Petition for review denied

**WILLIAMS (RALPH) v. S.C.
(SHEA HOMES, INC.)**

S217837 H039643 Sixth Appellate District
Petition for review denied

**PEOPLE v. MORENO
(ESTEBAN PANTOJA)**

S217839 D063240 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. MACHIN
(SANDY ALONZO)**

S217842 B233497 Second Appellate District, Div. 2

**LAGUNA (JOSE
ANTASTACIO ROJAS) v.
DOLE FOOD COMPANY,
INC.**

The application to file the reply under seal, filed on May 16, 2014, is granted.
The petition for review is denied.
Chin, J., was recused and did not participate.

S217856 B255072 Second Appellate District, Div. 2

**KRAMER (ANASTASIA) v.
APPELLATE DIVISION,
SUPERIOR COURT OF LOS
ANGELES COUNTY
(PEOPLE)**

Petition for review denied

S217862 B250634 Second Appellate District, Div. 5
Petition for review denied

IN RE ANDREW M.

S217880 B255205 Second Appellate District, Div. 2
Petition for review denied

**DAO (HIEN ANH) v. S.C.
(PEOPLE)**

S217885 F068325 Fifth Appellate District

Petition for review denied

**CANELA (ARIANA GUIZAR)
v. S.C.(PEOPLE)**

S217887 F066573 Fifth Appellate District

Petition for review denied

**PEOPLE v. MITCHELL
(DEDRICK DESHAUN)**

S217888 E055914 Fourth Appellate District, Div. 2

Petition for review denied

**BOYKIN (LENORE ANN) v.
JURUPA UNIFIED SCHOOL
DISTRICT**

S217893 B248990 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. ABDUL-MALIK
(ZAKEE SHAKIR)**

S217895 A137403 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. LOGAN
(GREGORY MORRELL)**

S217899 D063210 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. EASTER
(CHARLES DEWAYNE)**

S217904 A135702 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SANCHEZ
(IGNACIO)**

S217905 D062632 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ROGERS (KEITH
LAMAR)**

S217907 B255061 Second Appellate District, Div. 7 **WASHINGTON (WILLIAM N.) v. S.C. (PEOPLE)**

Petition for review denied

S217908 B243931 Second Appellate District, Div. 7 **PEOPLE v. BONNELL (WILLIAM)**

Petition for review denied

S217909 C071879 Third Appellate District **PEOPLE v. MARTIN (TIMOTHY JAMES)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Scott*, S211670.

S217940 C076148 Third Appellate District **SNELL, JR., (FLOYD LEE) ON H.C.**

Petition for review denied

S218022 B255206 Second Appellate District, Div. 3 **CASTANEDA (ELIZABETH) v. S.C. (PEOPLE)**

Petition for review & application for stay denied

S218423 H040917 Sixth Appellate District **MONTEREY, COUNTY OF v. S.C. (PEOPLE)**

Petition for review & application for stay denied

S218550 B256000 Second Appellate District, Div. 7 **STERN (CYNTHIA) v. S.C. (STERN)**

Petition for review & application for stay denied

S218559 H040275/H040587/H040594
Sixth Appellate District **HIRAMANNEK (RODA) v. COURT OF APPEAL, SIXTH APPELLATE DISTRICT (DRESSER)**

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

S218632 B253380 Second Appellate District, Div. 4

**BROOKS (STEPHAN) v.
ATWOOD (PACO
MICHELLE)**

Petition for review & application for stay denied

S213755

**HARMON (DERICK
DARNELL) 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.)

S214064

**AKNIN (JEAN CLAUDE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S214459

BAKER (DUANE) ON H.C.

Petition for writ of habeas corpus denied

S215085

**HALL (BLAIR
CHRISTOPHER) ON H.C.**

Petition for writ of habeas corpus denied

S215170

**WRIGHT (DONALD GENE)
ON H.C.**

The request for judicial notice is granted.

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.)

S215740

**BLEHM (KRISTOPHER) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S216713

LEE (STACEY) ON H.C.

The petition for writ of habeas corpus is denied.

S216853**BELL (HAROLD EUGENE)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Villa* (2009) 45 Cal.4th 1063.)

S216905**AMAYA, JR., (JOSE A.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S216912**BRAY (AMBER) ON H.C.**

Petition for writ of habeas corpus denied

S216927**WASHINGTON, JR.,
(DONALD) 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; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S216998

A139898 First Appellate District, Div. 5

**BOYCE (DALLAS B.) ON
H.C.**

Petition for writ of habeas corpus denied

S217002**SOUL (PETER KWAKU) ON
H.C.**

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

S217003**TURNER (ANTHONY R.) ON
H.C.**

Petition for writ of habeas corpus denied

S217011**GRACE (DAVID JERMAINE)
ON H.C.**

Petition for writ of habeas corpus denied

S217013**BROWN (DARRIN KEITH)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S217016**LOPEZ (HECTOR) ON H.C.**

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

S217018**PEYTON (RAYMOND E.) 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.)

S217021**HILL (KEVIN JEROME) 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.)

S217027**JACKSON (DESHAWN) ON
H.C.**

Petition for writ of habeas corpus denied

S217067**ROBLES (GERARDO) ON
H.C.**

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

S217090**VUKMAN (VIDO DAVID
MIKE) ON H.C.**

The petition for writ of habeas corpus is denied on the merits. (See *Harrington v. Richter* (2011) 562 U.S. __ [131 S.Ct. 770, 785], citing *Ylst v. Nunnemaker* (1991) 501 U.S. 797, 803.)

S217099**TASH (DAVID) 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; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S217115**DEL RIO (RAMON) ON H.C.**

Petition for writ of habeas corpus denied

S217116**TORRES (DANNY) 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.)

S217146**HAWES (MARK JOSEPH)
ON H.C.**

Petition for writ of habeas corpus denied

S217147**WHITE (LARRY LIONEL)
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.)

S217158**WISE (La'NARE) 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.)

S217164**PAPPAS (JASON) 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.)

S217184**FEARENCE (JAQUES) 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.)

S217200**RAY, JR., (EDWARD
VINCENT) 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; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S217202**SMITH (JASON ANDREW)
ON H.C.**

Petition for writ of habeas corpus denied

S217205**HAYS (MARK LINNEAR)
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; *People v. Villa* (2009) 45 Cal.4th 1063; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S217208**MUNOZ-GONZALEZ
(CESAR) ON H.C.**

The petition for writ of habeas corpus or coram nobis is denied.

S217266**CALKINS (CHRISTOPHER
WILLIAM) ON H.C.**

Petition for writ of habeas corpus denied

S217282**ARELLANO (RAFAEL) ON
H.C.**

Petition for writ of habeas corpus denied

S217333**SMITH (FREE ODELL) 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.)

S217350**SMITH (TORUS L.) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925.)**S217353****FONTANA (ANTHONY) ON
H.C.**

Petition for writ of habeas corpus denied

S217356**JONES (RYAN
FITZGERALD) ON H.C.**

Petition for writ of habeas corpus denied

S217357**CRAWFORD (ERIN D.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *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.)

S217382**JONES (ANTHONY) ON H.C.**

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.)

S217383**TARKINGTON (ANTHONY
LYLE) 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; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S217386**PERRY (KEVIN TYROME)
ON H.C.**

Petition for writ of habeas corpus denied

S217388**SMITH (ANTHONY RAY)
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.)

S217391**KENNY (DAVID
MATTHEW) ON H.C.**

Petition for writ of habeas corpus denied

S217392**JONES (JEFFREY) ON H.C.**

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

S217402**ERWIN, JR., (WILLIE
GEORGE) ON H.C.**

Petition for writ of habeas corpus denied

S217407**GUZMAN (STEVEN A.) 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; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S217412**THOMAS (MICHAEL
EUGENE) 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.)

S217654**TASH (DAVID) ON H.C.**

Petition for writ of habeas corpus denied

S217982**OENNING (SHANE
MICHAEL) ON H.C.**

The petition for writ of habeas corpus and application for stay are denied. (See *In re Lessard* (1965) 62 Cal.2d 497, 503.)

S218169**NGAUE
(MOALA-TOFAVAHA) 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; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S216668

B245836 Second Appellate District, Div. 6

**CHILTON (SHELLEY &
MICHAEL), MARRIAGE OF**

Publication requests denied (case closed)

S216826

A138846 First Appellate District, Div. 2

**PEOPLE v. LYONS
(JORDAN PUMATAIVA)**

Publication request denied (case closed)

S216964 A136400 First Appellate District, Div. 2

Publication request denied (case closed)

**KARNAZES (ELIZABETH) v.
HARTFORD (JOHN)**

S217053 G047580 Fourth Appellate District, Div. 3

Publication request denied (case closed)

**De JARDIN (RASSI) v.
KINDRED HEALTHCARE
OPERATING, INC.**

S217192 B242588 Second Appellate District, Div. 2

Publication request denied (case closed)

The court declines to review this matter on its own motion. The matter is now final. The request for an order directing publication of the opinion in the above-entitled appeal is denied.

**PEOPLE v. McLAUGHLIN
(MICHAEL)**

S217250 C072703 Third Appellate District

Publication request denied (case closed)

IN RE H.M.

S217374 A136243 First Appellate District, Div. 1

Publication request denied (case closed)

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

**MEUSER (ROBERT) v.
ALLSTATE INSURANCE
COMPANY**

S217385 A137373 First Appellate District, Div. 1

Publication request denied (case closed)

**MOSLEY (SANDRA) v. ST.
SUPERY VINEYARDS &
WINERY**

S217466 D061764 Fourth Appellate District, Div. 1

Publication request denied (case closed)

**BREDE (HERBERT C.) v.
SCIENCE APPLICATIONS
INTERNATIONAL
CORPORATION**

S217485 B241866 Second Appellate District, Div. 1

Publication request denied (case closed)

**PEOPLE v. BYRON
(JOSEPH)**

S217900 B244769 Second Appellate District, Div. 3

Depublication requests denied (case closed)

**HATAISHI (DINA) v. FIRST
AMERICAN HOME BUYERS
PROTECTION
CORPORATION**

S212159

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Conrad Petermann is hereby appointed to represent appellant Kevin Darnell Pearson for both the direct appeal and related state habeas corpus/executive clemency proceedings in the above automatic appeal now pending in this court.

**PEOPLE v. PEARSON
(KEVIN DARNELL)**

S214960 B248199 Second Appellate District, Div. 2

Counsel appointment order filed

The order appointing counsel for petitioner filed April 28, 2014, is hereby amended in its entirety to read as follows:

Upon request of petitioner for appointment of counsel, Derek K. Kowata is hereby appointed to represent petitioner on the appeal now pending in this court.

Petitioner's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

**BONILLA (JOSEPH) ON
H.C.**

S093944

Motion denied

The "Motion to Preclude Filing of Appellate Record," filed on February 26, 2014, is denied.

**PEOPLE v. BERTSCH (JOHN
ANTHONY) & HRONIS
(JEFFERY LEE)**

S207173 F063849 Fifth Appellate District

**TUOLUMNE JOBS &
SMALL BUSINESS
ALLIANCE v. S.C.
(WAL-MART STORES, INC.)**

Request for judicial notice granted

The request for judicial notice of Real Party in Interest James Grinnell, filed March 12, 2013, is granted.

S217527

Petition denied (accusation)

ACCUSATION OF GARCIA

S217753

Petition denied (accusation)

**ACCUSATION OF
GREENBERG**

S217788

Petition denied (accusation)

ACCUSATION OF ENGEL

S217801

Petition denied (accusation)

**ACCUSATION OF
VASQUEZ**

S217865

Petition denied (accusation)

ACCUSATION OF HUANG