

**SUPREME COURT MINUTES
MONDAY, NOVEMBER 3, 2014
SAN FRANCISCO, CALIFORNIA**

S210545 B231411 Second Appellate District, Div. 5 **PEOPLE v. EROSHEVICH
(KHRISTINE ELAINE)**

Opinion filed: Judgment reversed

The judgment of the Court of Appeal is reversed to the extent that it bars defendant from being retried should the trial court grant his motion for a new trial or dismissal on grounds other than the insufficiency of the evidence.

Majority Opinion by Cantil-Sakauye, C. J.

-- joined by Baxter, Werdegar, Chin, Corrigan, Liu, and Cornell*, JJ.

* Associate Justice of the Court of Appeal, Fifth Appellate District, assigned by the Chief Justice pursuant to article

S151172 **PEOPLE v. FORD (WAYNE
ADAM)**

Extension of time granted

Good cause appearing, and based upon counsel Mark E. Cutler's representation that the appellant's opening brief is anticipated to be filed by June 30, 2015, counsel's request for an extension of time in which to file that brief is granted to January 3, 2015. After that date, only three further extensions totaling about 180 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).)

S155617 **PEOPLE v. SILVA
(MAURICIO)**

Extension of time granted

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

Good cause appearing, and based upon counsel Victor S. Haltom's representation that the appellant's opening brief is anticipated to be filed by February 15, 2015, counsel's request for an extension of time in which to file that brief is granted to December 16, 2014. After that date, only one further extension totaling about 60 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).)

S204795**VO (LOI TAN) ON H.C.**

Extension of time granted

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

Good cause appearing, counsel Doron Weinberg's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to December 9, 2014. After that date, only one further extension totaling about 69 additional days will be granted.

Cause submitted.

Justice Elena J. Duarte departed the bench. The court is now joined at the bench by the Honorable Franklin D. Elia, Associate Justice, Court of Appeal, Sixth Appellate District.

S209167 James Richard Johnson, Petitioner and Appellant,
 v.
 California Department of Justice, Respondent;
 The People, Real Party in Interest and Respondent.

Cause called. Brent J. Schultze, Office of the Attorney General,
argued for Real Party in Interest.
Marilee Marshall, Court-appointed Counsel, argued for Appellant.

Mr. Schultze replied.
Cause submitted.

Justice Franklin D. Elia departed the bench. The court is now joined at the bench by the Honorable Richard D. Fybel, Associate Justice, Court of Appeal, Fourth Appellate District, Division Three.

S212704 Tim Mendiola et al., Plaintiffs, Cross-defendants and Respondents,
 v.
 CPS Security Solutions, Inc., et al., Defendants, Cross-complainants and
 Appellants.

Cause called. Cathe Caraway-Howard argued for Respondents.
Hina D. Shah argued for Amicus Curiae, UC Hastings Civil Justice
Clinic et al.
Howard M. Knee argued for Appellants.
Jim D. Newman argued for Appellants.

Ms. Caraway-Howard replied.
Cause submitted.

Court recessed until 1:30 p.m. this date.

Court reconvened pursuant to recess.

Justice Richard D. Fybel departed the bench. The court is now joined at the bench by the Honorable Norman L. Epstein, Presiding Justice, Court of Appeal, Second Appellate District, Division Four.

S213003 Charles Hudec, Petitioner,
 v.
 Superior Court of Orange County, Respondent;
 The People, Real Party in Interest.

Cause called. Brian Fitzpatrick, Office of the Attorney General, argued for Real Party in Interest.
Christopher D. McGibbons, Court-appointed Counsel, argued for Petitioner.

Mr. Fitzpatrick replied.
Cause submitted.

Justice Norman L. Epstein departed the bench. The court is now joined at the bench by the Honorable Donald R. Franson, Jr., Associate Justice, Court of Appeal, Fifth Appellate District.

S213687 The People, Plaintiff and Respondent,
 v.
 Donna Marie Trujillo, Defendant and Appellant.

Cause called. Gregg Zywicke, Office of the Attorney General, argued for Respondent.
Randall Conner, Court-appointed Counsel, argued for Appellant.

Mr. Zywicke replied.
Cause submitted.

S213571

The People, Plaintiff and Respondent,
v.
Octavio Aguilar, Defendant and Appellant.

Cause called. Kieran D. C. Manjarrez, Court-appointed Counsel, argued
for Appellant.

Catherine A. Rivlin, Office of the Attorney General, argued for
Respondent.

Mr. Manjarrez replied.
Cause submitted.

Court adjourned.