

**SUPREME COURT MINUTES
FRIDAY, NOVEMBER 4, 2016
SAN FRANCISCO, CALIFORNIA**

S237124 A142712 First Appellate District, Div. 5 **PEOPLE v. McGRIFF
(JOSHUA)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 15, 2016.

S237219 D069893/D069894 Fourth Appellate District, Div. 1 **PEOPLE v. VANVLECK
(KYLE WARREN)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 14, 2016.

S237252 E063534 Fourth Appellate District, Div. 2 **SIRINGORINGO (STEPHEN
LYSTER) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 15, 2016.

S237257 B266352 Second Appellate District, Div. 2 **PEOPLE v. LIU (KEVIN)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 15, 2016.

S236635 **LEGARDY (RONALD) ON
H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to December 5, 2016.

S237674 F074345 Fifth Appellate District **SAUCEDO (JESSIE CUEVAS)
v. S.C. (PEOPLE)**

Extension of time granted

On application of real party in interest and good cause appearing, it is ordered that the time to serve and file the answer to the petition for review is extended to November 18, 2016. Petitioner may then file a reply on or before November 28, 2016.

No further requests will be granted.

S236637 B255946 Second Appellate District, Div. 1 **PEOPLE v. STUBBS
(JOSEPH)**

Counsel appointment order filed

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

S236926 B265318 Second Appellate District, Div. 6 **PEOPLE v. KIRSCH
(NICHOLAS)**

Counsel appointment order filed

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

S237066 E064664 Fourth Appellate District, Div. 2 **PEOPLE v. SEGOBIA III
(ALBERT VALENTINE)**

Counsel appointment order filed

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

S237086 B266499 Second Appellate District, Div. 8 **PEOPLE v. HIROSHIGE
(RICHARD)**

Counsel appointment order filed

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

S237973 **SERMENO (LARRY A.) v.
DEPARTMENT OF
CORRECTIONS &
REHABILITATION (DAVEY)**

Transferred to Court of Appeal, Fifth Appellate District

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

S238036 **BRAND (CHARLES R.) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Third Appellate District

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of

Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S236942**DAVIS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that WALTER LEE DAVIS, State Bar Number 98513, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

WALTER LEE DAVIS 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.

S236943**HARROLD ON DISCIPLINE**

Recommended discipline imposed

The court orders that RICHARD EUGENE HARROLD, State Bar Number 255163, 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 three years subject to the following conditions:

1. RICHARD EUGENE HARROLD is suspended from the practice of law for the first 30 days of probation;
2. RICHARD EUGENE HARROLD 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 July 5, 2016; and
3. At the expiration of the period of probation, if RICHARD EUGENE HARROLD has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

RICHARD EUGENE HARROLD 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).)

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 2017, 2018, and 2019. If RICHARD EUGENE HARROLD 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.

S236951**SUN ON DISCIPLINE**

Recommended discipline imposed

The court orders that JENNIFER Y. SUN, State Bar Number 220643, is suspended from the

practice of law in California for one year, execution of that period of suspension is stayed, and she is placed on probation for one year subject to the following conditions:

1. JENNIFER Y. SUN must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 18, 2016; and
2. At the expiration of the period of probation, if JENNIFER Y. SUN has complied with the terms of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

JENNIFER Y. SUN 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. One-third of the costs must be paid with her membership fees for each of the years 2018, 2019, and 2020. If JENNIFER Y. SUN 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.

S236952**SWEENEY, JR., ON
DISCIPLINE**

Recommended discipline imposed

The court orders that JOHN E. SWEENEY, JR., State Bar Number 37042, 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 one year subject to the following conditions:

1. JOHN E. SWEENEY, JR., must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 21, 2016; and
2. At the expiration of the period of probation, if JOHN E. SWEENEY, JR., has complied with the terms of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

JOHN E. SWEENEY, JR., 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.

S236953**STANSELL ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that BETSY ANNE STANSELL, State Bar Number 201543, is disbarred from

the practice of law in California and that her name is stricken from the roll of attorneys. BETSY ANNE STANSELL 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.

S236954**MARTIN ON DISCIPLINE**

Recommended discipline imposed

The court orders that THOMAS MARTIN, State Bar Number 102208, 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 one year subject to the following conditions:

1. THOMAS MARTIN must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 29, 2016; and
2. At the expiration of the period of probation, if THOMAS MARTIN has complied with the terms of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

THOMAS MARTIN 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.

S237088**VICTOR ON DISCIPLINE**

Recommended discipline imposed

The court orders that DOLORES VICTOR, State Bar Number 221720, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and she is placed on probation for two years subject to the following conditions:

1. DOLORES VICTOR is suspended from the practice of law for the first 90 days of probation;
2. DOLORES VICTOR 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 July 7, 2016; and
3. At the expiration of the period of probation, if DOLORES VICTOR has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

DOLORES VICTOR 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).)

DOLORES VICTOR 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 her membership fees for each of the years 2018, 2019, and 2020. If DOLORES VICTOR 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.

S237167**BENTLEY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that GREGORY MacKEAN BENTLEY, State Bar Number 275923, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. GREGORY MacKEAN BENTLEY 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.

S237168**BRIZENDINE ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that RICHARD CHARLES BRIZENDINE, State Bar Number 101597, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys.

RICHARD CHARLES BRIZENDINE 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.

S237169**DONGELL ON DISCIPLINE**

Recommended discipline imposed

The court orders that RICHARD ALAN DONGELL, State Bar Number 128083, 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. RICHARD ALAN DONGELL must comply with the conditions of probation recommended

- by the Review Department of the State Bar Court in its Opinion filed on July 27, 2016; and
2. At the expiration of the period of probation, if RICHARD ALAN DONGELL has complied with the terms of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

RICHARD ALAN DONGELL 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.

S237172**EVELAND ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JEREMY DENNIS EVELAND, State Bar Number 231552, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys.

JEREMY DENNIS EVELAND 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.

S237173**GRUENBAUM ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JERRY GRUENBAUM, State Bar Number 181916, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys.

JERRY GRUENBAUM 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.

S237177**HIBBARD ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DANIEL EUGENE HIBBARD, State Bar Number 138147, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

DANIEL EUGENE HIBBARD must make restitution to the following payees:

- (1) Nicholas Valenti in the amount of \$1,954 plus 10 percent interest per year from July 23,

2014; and

- (2) Robert and Vickie Nibecker in the amount of \$13,973 plus 10 percent interest per year from July 11, 2014.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

DANIEL EUGENE HIBBARD 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.

H044114

Sixth Appellate District

**HIRAMANEK (ADIL) v. S.C.
(HIRAMANEK)**

The above-entitled matter, now pending in the Court of Appeal, Sixth Appellate District, is transferred to the Court of Appeal, Third Appellate District.