

**SUPREME COURT MINUTES  
TUESDAY, OCTOBER 18, 2016  
SAN FRANCISCO, CALIFORNIA**

**S040704****PEOPLE v. JOHNSEN (BRIAN  
DAVID)**

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 Neoma Kenwood's representation that the appellant's reply brief is anticipated to be filed by November 8, 2017, counsel's request for an extension of time in which to file that brief is granted to December 5, 2016. After that date, only six further extensions totaling 339 additional days will be granted. Counsel is ordered to inform her assisting attorney or entity of this schedule and take all steps necessary to meet it.

**S067392****PEOPLE v. FREDERICKSON  
(DANIEL CARL)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Tami Falkenstein Hennick's representation that the supplemental respondent's brief is anticipated to be filed by December 19, 2016, counsel's request for an extension of time in which to file that brief is granted to December 19, 2016. After that date, no further extension is contemplated.

**S127621****PEOPLE v. ERSKINE (SCOTT  
THOMAS)**

Extension of time granted

Good cause appearing, and based upon counsel Kimberly J. Grove's representation that the appellant's reply brief is anticipated to be filed by February 14, 2017, counsel's request for an extension of time in which to file that brief is granted to December 16, 2016. After that date, only one further extension totaling about 59 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S142959****PEOPLE v. YOUNG  
(DONALD RAY) & YOUNG  
(TIMOTHY JAMES)**

Extension of time granted

On application of appellant Timothy Young and good cause appearing, it is ordered that the time

to serve and file appellant's opening brief is extended to December 16, 2016.

**S142959**

**PEOPLE v. YOUNG  
(DONALD RAY) & YOUNG  
(TIMOTHY JAMES)**

Extension of time granted

On application of appellant Donald Ray Young and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to December 16, 2016.

**S165649**

**PEOPLE v. COOK  
(MICHAEL)**

Extension of time granted

Good cause appearing, and based upon counsel Marcia A. Morrissey's representation that the appellant's opening brief is anticipated to be filed by May 15, 2017, counsel's request for an extension of time in which to file that brief is granted to December 16, 2016. After that date, only three further extensions totaling about 150 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S175660**

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

Extension of time granted

Good cause appearing, and based upon counsel Carla J. Johnson's representation that the appellant's opening brief is anticipated to be filed by July 1, 2017, counsel's request for an extension of time in which to file that brief is granted to December 12, 2016. After that date, only four further extensions totaling about 202 additional days will be granted. Counsel is ordered to inform her assisting attorney or entity of this schedule and to take all steps necessary to meet it.

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).)

**S175663**

**PEOPLE v. JONES (STEVEN  
ANTHONY)**

Extension of time granted

Good cause appearing, and based upon counsel David P. Lampkin's representation that the appellant's opening brief is anticipated to be filed by December 7, 2016, counsel's request for an extension of time in which to file that brief is granted to December 7, 2016. After that date, no further extension is contemplated.

**S175720****PEOPLE v. MARTINEZ  
(CARLOS)**

Extension of time granted

Good cause appearing, and based upon counsel Kathy R. Moreno's representation that the appellant's reply brief is anticipated to be filed by June 6, 2017, counsel's request for an extension of time in which to file that brief is granted to December 12, 2016. After that date, only three further extensions totaling about 175 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).)

**S182232****PEOPLE v. EVANS  
(CHRISTOPHER)**

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.

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to December 5, 2016.

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

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to December 27, 2016.

**S193769****PEOPLE v. FORTE (MELVIN  
EARL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to December 27, 2016.

**S230916****CHAMPION (STEVE ALLEN)  
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Federal Public Defender Michael Parente's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by December 20, 2016, counsel's request for an extension of time in which to file that document is granted to December 20, 2016. After that date, no further extension is contemplated.

**S233983** D067091 Fourth Appellate District, Div. 1**HERNANDEZ (MIKE) v.  
MULLER (FRANCESCA)/  
(RESTORATION  
HARDWARE, INC.)**

Extension of time granted

On application of respondents and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to December 19, 2016.

No further extensions of time shall be contemplated.

**S235532****NOBLE (WILBERT) ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to November 4, 2016.

**S235771****LUNA (ANDRES LARRY) 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 November 23, 2016.

**S237469** A142623 First Appellate District, Div. 5**PETERSON (VICTORIA L.) v.  
G. MAZZERA COMPANY**

Extension of time denied

The application of appellant Victoria Petersen for an extension of time to file a reply to the answer to petition for review is denied. Appellant is represented by counsel who had filed a reply October 14, 2016.

**S232754** B247672 Second Appellate District, Div. 7**KIM (WILLIAM JAE) v.  
TOYOTA MOTOR  
CORPORATION**

Application to appear as counsel pro hac vice granted

The application of J. Nicholas Ranjan for admission pro hac vice to appear on behalf of amicus curiae Chamber of Commerce of the United States of America is hereby granted. (See Cal. Rules of Court, rule 9.40.)

**S055130****PEOPLE v. MORGAN  
(EDWARD PATRICK)**

Counsel appointment order filed

Upon request of appellant Edward Patrick Morgan for appointment of counsel, Michael Meaney is

hereby appointed to represent Edward Patrick Morgan for habeas corpus/executive clemency proceedings related to the above automatic appeal now final in this court.

Any “petition for writ of habeas corpus will be presumed to be filed without substantial delay if it is filed . . . within 36 months” of this date (Supreme Ct. Policies Regarding Cases Arising From Judgments of Death, policy 3, timeliness std. 1-1.1), and it will be presumed that any successive petition filed within that period is justified or excused (see *In re Clark* (1993) 5 Cal.4th 750, 774-782), in light of this court’s delay in appointing habeas corpus/executive clemency counsel on behalf of appellant Edward Patrick Morgan.

**S228049**

D060969 Fourth Appellate District, Div. 1

**PEOPLE v. WHITE (BILLY CHARLES)**

Request for judicial notice granted

The requests for judicial notice filed on February 1, 2016, June 17, 2016, and August 5, 2016, are granted.