

**SUPREME COURT MINUTES  
WEDNESDAY, SEPTEMBER 2, 2015  
SAN FRANCISCO, CALIFORNIA**

**S150509****PEOPLE v. PINEDA  
(SANTIAGO)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Gary D. Garcia's representation that the appellant's reply brief is anticipated to be filed by August 31, 2016, counsel's request for an extension of time in which to file that brief is granted to October 30, 2015. After that date, only five further extensions totaling about 305 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).)

**S166315****WILSON (ANDRE GERALD)  
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Xiomara Costello's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by February 2, 2016, counsel's request for an extension of time in which to file that document is granted to November 4, 2015. After that date, only two further extensions totaling 90 additional days will be granted.

**S170001****PEOPLE v. WATTA  
(BENJAMIN WAYNE)**

Extension of time granted

Good cause appearing, and based upon counsel Jonathan P. Milberg's representation that the appellant's opening brief is anticipated to be filed by January 5, 2016, counsel's request for an extension of time in which to file that brief is granted to November 6, 2015. 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).)

**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 August 29, 2016, counsel's request for an extension of time in which to file that brief is granted to November 3, 2015. After that date, only five further extensions totaling about 300 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).)

**S177281****PEOPLE v. MAGALLON (MIGUEL ANGEL)**

Extension of time granted

Good cause appearing, and based upon counsel Lynne S. Coffin's representation that the appellant's opening brief is anticipated to be filed by December 31, 2015, counsel's request for an extension of time in which to file that brief is granted to October 29, 2015. After that date, only one further extension totaling about 67 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).)

**S188589****PEOPLE v. VALLES, JR., (PEDRO CORTEZ)**

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 October 27, 2015.

**S219811**

B252032 Second Appellate District, Div. 3

**LEWIS (ALWIN CARL) v. S.C. (MEDICAL BOARD OF CALIFORNIA)**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to September 23, 2015.

**S221852**

B248316 Second Appellate District, Div. 5

**PEOPLE v. MACABEO (PAUL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to November 2, 2015.

**S223425****COX (JOHN ALLEN) 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 September 25, 2015.

**S223461****HENDERSON (PAUL  
NATHAN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Miro F. Cizin's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by July 29, 2016, counsel's request for an extension of time in which to file that document is granted to November 2, 2015. After that date, only five further extensions totaling about 269 additional days are contemplated.

**S224546**

G050399 Fourth Appellate District, Div. 3

**PEOPLE v. VIDANA  
(JUANITA)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 13, 2015.

**S227243** F068526/F068676 Fifth Appellate District**GERAWAN FARMING, INC.  
v. AGRICULTURAL LABOR  
RELATIONS BOARD  
(UNITED FARM WORKERS  
OF AMERICA)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to November 2, 2015.

**S224564**

D063428 Fourth Appellate District, Div. 1

**PEOPLE v. CONTRERAS  
(LEONEL)**

Counsel appointment order filed

Upon request of appellant William Rodriquez for appointment of counsel, Daniel Kessler is hereby appointed to represent appellant on the appeal now pending in this court.

**S224564**      D063428 Fourth Appellate District, Div. 1      **PEOPLE v. CONTRERAS  
(LEONEL)**

Counsel appointment order filed

Upon request of appellant Leonel Contreras for appointment of counsel, Nancy King is hereby appointed to represent appellant on the appeal now pending in this court.

**S224935**      D064288 Fourth Appellate District, Div. 1      **PEOPLE v. DRAGASITS  
(STEPHEN JOSEPH)**

Counsel appointment order filed

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

**S226812**      C072642 Third Appellate District      **PEOPLE v. VEGA (JOSE  
ANTONIO)**

Counsel appointment order filed

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

**S226857**      D064781 Fourth Appellate District, Div. 1      **PEOPLE v. WILLIAMS  
(JOHN)**

Counsel appointment order filed

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

**S226955**      D065320 Fourth Appellate District, Div. 1      **PEOPLE v. FANNING  
(ROBERT ARTHUR)**

Counsel appointment order filed

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

**S227074**      A139018 First Appellate District, Div. 1      **PEOPLE v. LAVALLE (KIM)**

Counsel appointment order filed

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

**S227523**      B255745 Second Appellate District, Div. 5      **PEOPLE v. SPENCER  
(BRANDON)**

Counsel appointment order filed

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

**S227856**      C071682 Third Appellate District      **PEOPLE v. HIGHTOWER  
(DEYJWONN)**

Counsel appointment order filed

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

**S162212**      **ERVINE (DENNIS NEWTON)  
ON H.C.**

Order filed

The order filed on August 19, 2015, is hereby amended to read in its entirety:

The petition for writ of habeas corpus, filed April 1, 2008, is denied on its merits.

Claims 1, 4, and 7 are additionally procedurally barred under *In re Waltreus* (1965) 62 Cal.2d 218, 225, to the extent they assert claims raised and rejected on appeal.

Claims 4 and 7 are additionally procedurally barred under *In re Dixon* (1953) 41 Cal.2d 756, 759, to the extent they assert claims that could have been, but were not, raised on appeal.

Additionally, the "Application for Ruling on Petition for Writ of Habeas Corpus," filed on January 29, 2015, is denied as moot.

**S222472**      A139222/ A139235 First Appellate District, Div. 5      **FRIENDS OF EEL RIVER v.  
NORTH COAST RAILROAD  
AUTHORITY  
(NORTHWESTERN PACIFIC  
RAILROAD COMPANY)**

Order filed

The application of respondents for permission to file an untimely, consolidated and oversized response to amici curiae brief is hereby granted.

**S227270**      F069419 Fifth Appellate District      **TRI-FANUCCHI FARMS v.**  
**AGRICULTURAL LABOR RELATIONS BOARD (UNITED FARM WORKERS OF**  
**AMERICA)**

Order filed

The order of this court filed August 25, 2015, extending time to file the respondent's opening brief on the merits in the above-entitled matter is amended in its entirety to read as follows:

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to October 19, 2015.

**S228832**      **MILLER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DONNA THERESA MILLER, State Bar Number 153845, as a member of the State Bar of California is accepted.

DONNA THERESA MILLER must also comply with rule 9.20 of the California Rules of Court 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.

**S228834**      **PADDOCK ON**  
**RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RANDALL PADDOCK, State Bar Number 62341, as a member of the State Bar of California is accepted.

RANDALL PADDOCK must also comply with rule 9.20 of the California Rules of Court 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.

**S228835**      **McFARLAND ON**  
**RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of STUART DOUGLAS McFARLAND, State Bar Number 238182, as a member of the State Bar of California is accepted.

STUART DOUGLAS McFARLAND must also comply with rule 9.20 of the California Rules of Court 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.

**S228836****PETERSON ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KRISTINA LEIGH PETERSON, State Bar Number 255248, as a member of the State Bar of California is accepted.

KRISTINA LEIGH PETERSON must also comply with rule 9.20 of the California Rules of Court 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.

**S228840****RUH ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES COTTER RUH, State Bar Number 243483, as a member of the State Bar of California is accepted.

JAMES COTTER RUH must also comply with rule 9.20 of the California Rules of Court 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.

**S228841****SHANNON ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of L. JEAN SHANNON, State Bar Number 92052, as a member of the State Bar of California is accepted.

L. JEAN SHANNON must also comply with rule 9.20 of the California Rules of Court 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.

**S228844****AFFONSO ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SANDRA S. AFFONSO, State Bar Number 84438, as a member of the State Bar of California is accepted.

SANDRA S. AFFONSO must also comply with rule 9.20 of the California Rules of Court 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.

**S228846****ALDAPE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SANDRA A C E ALDAPE, State Bar Number 76564, as a member of the State Bar of California is accepted.

SANDRA A C E ALDAPE must also comply with rule 9.20 of the California Rules of Court 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.

**S228847****BLANCHARD ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KAY WHETTON BLANCHARD, State Bar Number 200487, as a member of the State Bar of California is accepted.

KAY WHETTON BLANCHARD must also comply with rule 9.20 of the California Rules of Court 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.

**S228848****BRADSTREET ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RANDI R. BRADSTREET, State Bar Number 86887, as a member of the State Bar of California is accepted.

RANDI R. BRADSTREET must also comply with rule 9.20 of the California Rules of Court 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.

**S228849****BUTLER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of FELICITA THERESE BUTLER, State Bar Number 105320, as a member of the State Bar of California is accepted.

FELICITA THERESE BUTLER must also comply with rule 9.20 of the California Rules of Court 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.



**S228852****FRANKLIN ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GERALD McCALL FRANKLIN, State Bar Number 40171, as a member of the State Bar of California is accepted.

GERALD McCALL FRANKLIN must also comply with rule 9.20 of the California Rules of Court 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.

**S228854****FRIEND ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of TIMOTHY JARED FRIEND, State Bar Number 288697, as a member of the State Bar of California is accepted.

TIMOTHY JARED FRIEND must also comply with rule 9.20 of the California Rules of Court 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.

**S228855****HAMMERMAN ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of AMY KUO HAMMERMAN, State Bar Number 223595, as a member of the State Bar of California is accepted.

AMY KUO HAMMERMAN must also comply with rule 9.20 of the California Rules of Court 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.

**S228856****KRAVTSOV ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MICHAEL PETER KRAVTSOV, State Bar Number 269065, as a member of the State Bar of California is accepted.

MICHAEL PETER KRAVTSOV must also comply with rule 9.20 of the California Rules of Court 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.

**S228858****BOOL ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ELIZABETH ANGELA BOOL, State Bar Number 166211, as a member of the State Bar of California is accepted.

ELIZABETH ANGELA BOOL must also comply with rule 9.20 of the California Rules of Court 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.

**SUPREME COURT MINUTES  
WEDNESDAY, SEPTEMBER 2, 2015  
SAN FRANCISCO, CALIFORNIA**

The Supreme Court of California convened in the courtroom of the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on Wednesday, September 2, 2015, at 9:00 a.m.

Present: Chief Justice Tani Cantil-Sakauye, presiding, and Associate Justices Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger.

Officers present: Frank A. McGuire, Clerk, Jorge Navarrete, Assistant Clerk Administrator, and Gail Gray, Calendar Coordinator.

S217763                      Center for Biological Diversity et al., Plaintiffs and Respondents,  
v.  
Department of Fish and Wildlife, Defendant and Appellant;  
Newhall Land and Farming Company, Real Party in Interest and Appellant.

Cause called. John Buse argued for Respondents.  
Kevin P. Bundy argued for Respondents.  
Arthur G. Scotland argued for Real Party in Interest and Appellant,  
Newhall Land and Farming Company.  
Tina A. Thomas argued for Appellant, Department of Fish and Wildlife.

Mr. Bundy replied.  
Cause submitted.

S213066                      B.H., a Minor, etc., Plaintiff and Appellant,  
v.  
County of San Bernardino et al., Defendants and Respondents.

Cause called. Christopher J. Keane argued for Appellant.  
Norman J. Watkins argued for Respondents.

Mr. Keane replied.  
Cause submitted.

S216986            John Larkin, Petitioner,  
                         v.  
                         Workers' Compensation Appeals Board and City of Marysville,  
                         Respondents.

Cause called. Brian Dixon argued for Petitioner.  
Gerald M. Lenahan argued for Respondents.

Mr. Dixon replied.  
Cause submitted.

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

Court reconvened pursuant to recess.  
Members of the court and officers present as first shown.

S216648            The People, Plaintiff and Respondent,  
                         v.  
                         Richard James Goolsby, Defendant and Appellant.

Cause called. Felicity Senoski, Office of the Attorney General,  
argued for Respondent.  
Steven S. Lubliner argued for Appellant.

Ms. Senoski replied.  
Cause submitted.

S152737            The People, Plaintiff and Respondent,  
                         v.  
                         Joseph Seferino Cordova, Defendant and Appellant.

Cause called. Glen Niemy argued for Appellant.  
J. Michael Chamberlain, Office of the Attorney General, argued for  
Respondent.

Mr. Niemy replied.  
Cause submitted.

Court adjourned.