



**NEWS RELEASE**

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**FOR IMMEDIATE RELEASE**

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## Summary of Cases Accepted and Related Actions During Week of September 30, 2013

*[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The statement of the issue or issues in each case set out below does not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]*

**#13-86 *People v. Cross, S212157.*** (C070271; 216 Cal.App.4th 1403; Sacramento County Superior Court; 09F06395, 11F03888.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. This case presents the following issue: Did the trial court err in failing to advise defendant in accordance with *In re Yurko* (1974) 10 Cal.3d 857 before accepting a defense stipulation that he had a prior conviction for an offense that exposed him to an increased sentence under Penal Code section 273.5, subdivision (e)(1)?

**#13-87 *Hudec v. Superior Court, S213003.*** (G047465; 218 Cal.App.4th 311; Orange County Superior Court; C47710.) Petition for review after the Court of Appeal granted a petition for peremptory writ of mandate. This case presents the following issue: Does Penal Code section 1026.5, subdivision (b)(7), give a person who was committed after being found not guilty of criminal charges by reason of insanity the right to refuse to testify in a proceeding to extend that civil commitment?

### STATUS

**#12-71 *People v. Tom, S202107.*** The court invited the parties to submit supplemental letter briefs addressing how, if at all, the instant matter is affected by the decision of the United States Supreme Court in *Salinas v. Texas* (2013) \_\_ U.S. \_\_ [133 S.Ct. 2174, 186 L.Ed.2d 376].

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