



Supreme Court of California  
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**NEWS RELEASE**

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**FOR IMMEDIATE RELEASE**

October 17, 2014

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## Summary of Cases Accepted and Related Actions for Week of October 13, 2014

*[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.]*

**#14-120 *People v. Povia*, S220685.** (H039309; 227 Cal.App.4th 1424; Santa Clara County Superior Court; C1244427.) Petition for review after the Court of Appeal reversed a judgment of conviction of criminal offenses and remanded with directions. The court ordered briefing deferred pending decision in *People v. Aguilar*, S213571 (#13-100), and *People v. Trujillo*, S213687 (#13-104), which present issues concerning whether the failure to object to an order requiring the payment of certain fees or costs forfeits the claim on appeal that the trial court erred by failing to make a finding of the defendant's ability to pay the amount in question.

**#14-121 *People v. Soto*, S220856.** (B249197; 228 Cal.App.4th 967; Los Angeles County Superior Court; VA044520.) Petition for review after the Court of Appeal affirmed an order denying a petition to recall sentence. The court ordered briefing deferred pending decision in *Braziel v. Superior Court*, S218503 (#14-86), and *People v. Machado*, S219819 (#14-88), which present the following issue: Is an inmate serving an indeterminate term of life imprisonment under the Three Strikes Law (Pen. Code, §§ 667, subs. (b)-(j), 1170.12), which was imposed for a conviction of an offense that is *not* a serious or violent felony, eligible for resentencing on that conviction under the Three Strikes Reform Act if the inmate is also serving an indeterminate term of life imprisonment under the Three Strikes Law for a conviction of an offense that *is* a serious or violent felony?

## DISPOSITION

Review in the following case was dismissed in light of *Patterson v. Domino's Pizza, LLC* (2014) 60 Cal.4th 474:

***#13-23 Monarrez v. Automobile Club of Southern California, S207726.***

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*The Supreme Court of California is the state's highest court and its decisions are binding on all other California state courts. The court's primary role is to decide matters of statewide importance and to maintain uniformity in the law throughout California by reviewing matters from the six districts of the California Courts of Appeal and the fifty-eight county superior courts (the trial courts). Among its other duties, the court also decides all capital appeals and related matters and reviews both attorney and judicial disciplinary matters.*