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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION TWO

In re L.G., a Person Coming Under the
Juvenile Court Law.

THE PEOPLE,

Plaintiff and Respondent,

v.

L.G.,

Defendant and Appellant.

E058462

(Super.Ct.No. INJ1200341)

OPINION

APPEAL from the Superior Court of Riverside County. Lawrence P. Best,
Temporary Judge. (Pursuant to Cal. Const., art. VI, § 21.) Affirmed.

Steven J. Carroll, under appointment by the Court of Appeal, for Defendant and
Appellant.

No appearance for Plaintiff and Respondent.

Following a contested jurisdictional hearing, the juvenile court found true that
defendant and appellant L.G. (minor) committed misdemeanor battery by using unlawful

force on his mother. (Pen. Code, § 242.) Minor was thereafter continued a ward of the court and placed on probation in the custody of his mother with various terms and conditions. Minor appeals from the judgment. We find no error and affirm the judgment.

I

FACTUAL AND PROCEDURAL BACKGROUND

On July 10, 2012, minor admitted to committing a misdemeanor battery by using unlawful force on his mother. (Pen. Code, § 242.) The remaining allegation of exhibiting a knife (Pen. Code, § 417, subd. (a)) was dismissed, and minor was placed on probation in the custody of his mother on various terms and conditions pursuant to Welfare and Institutions Code section 725, subdivision (a).

Two days later, a subsequent petition was filed pursuant to Welfare and Institutions Code section 602, alleging that minor unlawfully drove or took his mother's vehicle without permission (Veh. Code, § 10851, subd. (a)) and resisted a peace officer (Pen. Code, § 148, subd. (a)).

On July 13, 2012, minor's probation was revoked, and he was detained in juvenile hall.

On July 19, 2012, minor admitted the allegations in the subsequent petition. He was thereafter declared a ward of the court, and placed on probation in the custody of his mother on various terms and conditions.

On November 7, 2012, a petition to revoke minor's probation pursuant to Welfare and Institutions Code section 777 was filed. Since being placed on probation, minor had violated the terms and conditions of his probation by, among other things, failing to

enroll in substance abuse counseling and anger management classes, failing to attend school, and testing positive for marijuana on October 15 and 29, 2012.

On December 10, 2012, another subsequent petition was filed alleging that minor unlawfully drove or took his mother's vehicle without permission. (Veh. Code, § 10851, subd. (a).)

Minor was taken into custody and detained in juvenile hall. Minor's mother reported that she did not want minor returned to her home, as he is defiant, disrespectful, has anger issues, and smokes marijuana all day in front of his young siblings. Minor was diagnosed with depression and was prescribed an antidepressant. He was attending mental health counseling, but then refused to attend.

On December 11, 2012, minor admitted the allegation in the second subsequent petition. He also admitted to violating the terms of his probation. Minor was detained in juvenile hall pending the dispositional hearing.

On December 18, 2012, a third subsequent petition was filed alleging that on October 12, 2012, minor committed misdemeanor battery on school, hospital, or park property (Pen. Code, § 243.2, subd. (a)(1)) and resisted a peace officer (Pen. Code, § 148, subd. (a)(1)).

On December 27, 2012, minor admitted the allegation that he had resisted a peace officer; in return, the remaining allegation was dismissed. He was thereafter continued a ward of the court, placed on probation on various terms and conditions, and released to the custody of his mother.

On February 4, 2013, during an argument with his mother, minor pushed his mother against a wall. In addition, while attempting to close his bedroom door on his mother, minor slammed the door several times against his mother's right arm. Minor's mother called the police. Minor was taken into custody and detained in juvenile hall.

On February 5, 2013, a fourth subsequent petition was filed alleging that minor committed misdemeanor battery by using unlawful force against his mother. (Pen. Code, § 242.)

Following a contested jurisdictional hearing on March 14, 2013, the juvenile court found the allegation in the fourth subsequent petition true.

In an interview with the probation department, minor expressed remorse for his actions. He desired to make a significant change in his life, complete his high school education, attend a different high school so as to avoid negative influences, and attend counseling with his mother. Minor's mother reported that she had seen a change in minor's behavior since taking his medication, and desired minor to return to her home. She believed that minor's lengthy incarceration following his current arrest had an impact on minor to change his behavior and attitude and that therefore he would take his probation conditions seriously this time. The probation officer recommended minor be continued a ward of the court and released to the custody of his mother on probation supervision, believing minor and his mother were in need of counseling.

The dispositional hearing was held on March 28, 2013. At that time, the juvenile court adopted the probation department's recommendation and continued minor a ward

of the court. The court also released minor to the custody of his mother and placed him on probation on various terms and conditions.

II

DISCUSSION

Minor appealed and, upon his request, this court appointed counsel to represent him. Counsel has filed a brief under the authority of *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738, setting forth a statement of the case, a summary of the facts and potential arguable issues, and requesting this court conduct an independent review of the record.

We offered defendant an opportunity to file a personal supplemental brief, but he has not done so. Pursuant to the mandate of *People v. Kelly* (2006) 40 Cal.4th 106, we have independently reviewed the record for potential error and find no arguable issues.

III

DISPOSITION

The judgment is affirmed.

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RAMIREZ

P. J.

We concur:

McKINSTER

J.

RICHLI

J.