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NEWS RELEASE

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Summary of Cases Accepted During the Week of April 12, 2010

[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.]

#10-41 *People v. Barrett*, S180612. (H034154; 181 Cal.App.4th 196; Santa Clara County Superior Court; MH034663.) Petition for review after the Court of Appeal affirmed an order of commitment under Welfare and Institutions Code section 6500. This case presents the following issue: Do principles of due process or equal protection require the trial court to affirmatively advise a person facing commitment under Welfare and Institutions Code section 6500 of his or her right to a jury trial and, if so, to obtain an express waiver of that right on the record?

#10-42 *Brown v. Mortensen*, S180862. (B199793; 181 Cal.App.4th 789; Los Angeles County Superior Court; BC289546.) Petition for review after the Court of Appeal affirmed the judgment in a civil action. This case presents the following issue: Does the Federal Credit Reporting Act (15 U.S.C. § 1681 et seq.) preempt causes of action for improper disclosure of medical information to credit reporting agencies under California's Confidentiality of Medical Information Act (Civ. Code, § 56 et seq.)?

#10-43 *People v. Boyd*, S180696. (E048848; nonpublished opinion; Riverside County Superior Court; SWF018101.) Petition for review after the Court of Appeal affirmed an order of dismissal of a criminal proceeding. The court ordered briefing deferred pending decision in *People v. Engram*, S176983 (#09-81), *People v. Hajjaj*, S175307 (#09-61), and *People v. Wagner*, S175794 (#09-62), which include the following issues: (1) Did the trial court err in dismissing this case for violation of defendant's statutory right to a speedy trial on the ground no

criminal courtroom was available? (2) Should criminal cases facing dismissal on speedy trial grounds be given precedence over civil cases pursuant to Penal Code section 1050, subdivision (a), either as a matter of law or under the circumstances of this case?

#10-44 *People v. Faultry*, S179910. (A122829; nonpublished opinion; San Francisco County Superior Court; 199476.) Petition for review after the Court of Appeal reversed a judgment of conviction of criminal offenses. The court ordered briefing deferred pending decision in *People v. Lynch*, S026408, an automatic appeal that includes issues relating to the timeliness of a request for self-representation.

#10-45 *People v. Sanchez*, S179903. (E048972; 180 Cal.App.4th 763; Riverside County Superior Court; INM187272.) Petition for review after the Court of Appeal affirmed a judgment of conviction of a criminal offense. The court ordered briefing deferred pending decision in *People v. Hernandez*, S175615 (#09-53), which presents the following issue: Did the trial court abuse its discretion in requiring a uniformed, armed deputy sheriff to stand or sit immediately behind the defendant during his testimony?

STATUS

#08-99 *Murray v. Alaska Airlines, Inc.*, S162570. The court invited the filing of supplemental briefs addressing the following issue, which the court also directed the parties to address at oral argument : What is the relevance, if any, of the decision filed in *McDonald v. Antelope Valley Community College Dist.* (2008) 45 Cal.4th 88, to the question posed by the Ninth Circuit in this case?

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