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455 Golden Gate Avenue  
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[www.courtinfo.ca.gov](http://www.courtinfo.ca.gov)

415-865-7740

Lynn Holton  
Public Information Officer

# NEWS RELEASE

Release Number: **S.C. 38/10**

Release Date: **September 24, 2010**

## **Summary of Cases Accepted During the Week of September 20, 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.]*

**#10-113 *People v. Eusebio*, S184957.** (B216149; 185 Cal.App.4th 990, mod. 186 Cal.App.4th 497i; Los Angeles County Superior Court; VA107591.) Petition for review after the Court of Appeal modified and affirmed a judgment of conviction of criminal offenses.

**#10-114 *People v. Keating*, S184354.** (B210240; 185 Cal.App.4th 364; Los Angeles County Superior Court; PA056847.) Review on the court's own motion after the Court of Appeal modified and affirmed a judgment of conviction of criminal offenses.

The court ordered briefing in *Eusebio* and *Keating* deferred pending decision in *People v. Brown*, S181963 (#10-64), which presents the following issue: Does Penal Code section 4019, as amended to increase presentence custody credits for certain offenders, apply retroactively?

### **DISPOSITIONS**

The following case was transferred for reconsideration in light of *City of San Jose v. Operating Engineers Local Union No. 3* (2010) 49 Cal.4th 597:

**#08-125 *County of Contra Costa v. Public Employees Local Union One*, S164640.**

The following case was dismissed in light of *City of San Jose v. Operating Engineers Local Union No. 3* (2010) 49 Cal.4th 597:

***#08-156 County of Sacramento v. AFSCME Local 146, S166591.***

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