



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
OCTOBER 2, 2019**

SECOND AMENDED

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald M. George State Office Complex, Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on October 2, 2019.

WEDNESDAY, OCTOBER 2, 2019—9:00 A.M.

- (1) California School Boards Association et al. v. State of California et al., S247266
- (2) San Diegans for Open Government v. Public Facilities Financing Authority of the City of San Diego et al., S245996
- (3) People v. Guzman (Alejandro O.), S242244

1:30 P.M.

- (4) Mathews (Don L.) et al. v. Becerra (Xavier), as Attorney General, etc., et al., S240156
- (5) People v. Arredondo (Jason Arron), S244166
- (6) People v. Frederickson (Daniel Carl), [Automatic Appeal], S067392
- (7) In re Gay (Kenneth Earl) on Habeas Corpus, [related to an underlying Automatic Appeal], S130263
(To be called and continued to a future oral argument calendar.)

CANTIL-SAKAUYE
Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)

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The following case summaries are issued to inform the public about cases that the California Supreme Court has scheduled for oral argument and of their general subject matter. In most instances, the descriptions set out below are reproduced from the original news release issued when review in each of these matters was granted and are provided for the convenience of the public. The descriptions do not necessarily reflect the view of the court or define the specific issues that will be addressed by the court.

WEDNESDAY, OCTOBER 2, 2019—9:00 A.M.

(1) ***California School Boards Association et al. v. State of California et al., S247266***
#18-61 California School Boards Association et al. v. State of California et al., S247266.
(A148606; 19 Cal.App.5th 566; Superior Court of Alameda County; RG11554698.)

Petition for review after the Court of Appeal affirmed in part and reversed in part to the denial of a petition for writ of administrative mandate. This case presents the following issues: (1) Does the state violate article XIII B, section 6, of the California Constitution when it identifies general education funding it already provides to school districts and county offices of education as “offsetting revenue” for the purpose of reimbursing state mandates? (2) Does the state violate separation of powers principles when it allows general education funding or special education funding to be identified as offsetting revenues for state-mandated programs?

(2) ***San Diegans for Open Government v. Public Facilities Financing Authority of the City of San Diego et al., S245996***

#18-24 San Diegans for Open Government v. Public Facilities Financing Authority of the City of San Diego et al., S245996. (D069751; 16 Cal.App.5th 1273; Superior Court of San Diego County; 37-2015-00016536-CU-MC-CTL.) Petition for review after the Court of Appeal reversed the judgment in a civil action. This case presents the following issue: Do non-party taxpayers have direct standing to bring an action to challenge the

validity of a public entity transaction for an alleged violation of the conflict of interest provisions of Government Code section 1090?

(3) *People v. Guzman (Alejandro O.), S242244*

#17-233 *People v. Guzman (Alejandro O.), S242244*. (B265937; 11 Cal.App.5th 184; Superior Court of Los Angeles County; BA420611.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. This case presents the following issue: Does the “Right to Truth-in-Evidence” provision of the California Constitution (art. I, § 28, subd. (f)(2)) abrogate Penal Code section 632, subdivision (d), which otherwise mandates the exclusion of recorded confidential communications from evidence in criminal proceedings?

1:30 P.M.

(4) *Mathews (Don L.) et al. v. Becerra (Xavier), as Attorney General, etc., et al., S240156*

#17-143 *Mathews (Don L.) et al. v. Becerra (Xavier), as Attorney General, etc., et al., S240156*. (B265990; 7 Cal.App.5th 334; Superior Court of Los Angeles County; BC573135.) Petition for review after the Court of Appeal affirmed the judgment in a civil action. This case includes the following issues: (1) Does a psychotherapy patient have a constitutional right of privacy in seeking psychotherapeutic treatment, even if the treatment entails a communication with a psychotherapist that refers to conduct constituting a crime? (2) Does the Child Abuse and Neglect Reporting Act (Pen. Code, § 11164 et seq.) violate a patient’s rights under the California Constitution by compelling disclosure of communications demonstrating “sexual exploitation,” which includes, among other things, downloading, streaming, and accessing through any electronic or digital media a depiction of a child engaged in an act of obscene sexual conduct?

(5) *People v. Arredondo (Jason Arron), S244166*

#17-315 *People v. Arredondo (Jason Arron), S244166*. (E064206; 13 Cal.App.5th 950; Superior Court of Riverside County; RIF1310007, RIF1403693.) Petition for review

after the Court of Appeal remanded for resentencing and otherwise affirmed a judgment of conviction of criminal offenses. The court limited review to the following issue: Was defendant's right of confrontation violated when he was unable to see witnesses as they testified because the trial court allowed a computer monitor on the witness stand to be raised by several inches to allow them to testify without seeing him when they testified in his presence?

(6) *People v. Frederickson (Daniel Carl)*, [Automatic Appeal], S067392

This matter is an automatic appeal from a judgment of death.

(7) *In re Gay (Kenneth Earl) on Habeas Corpus*, [related to an underlying Automatic Appeal], S130263 (To be called and continued to a future oral argument calendar.)

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