SUPREME COURT MINUTES WEDNESDAY, APRIL 11, 2018 SAN FRANCISCO, CALIFORNIA

S224564 D063428 Fourth Appellate District, Div. 1

PEOPLE v. CONTRERAS (LEONEL) & RODRIGUEZ (WILLIAM STEVEN)

Request for modification granted ORDER MODIFYING OPINION THE COURT:

The opinion in this matter, which was filed February 26, 2018, and appears at 4 Cal.5th 349, is modified as follows:

In the second full paragraph starting on page 363, beginning "The record in this case," the sentence, "An opportunity to obtain release does not seem 'meaningful' or 'realistic' within the meaning of *Graham* if the chance of living long enough to meet that opportunity is roughly the same as a coin toss" is modified to read as follows: "An opportunity to obtain release does not seem 'meaningful' or 'realistic' within the meaning of *Graham* if the chance of living long enough to make use of that opportunity is roughly the same as a coin toss. (Cf. dis. opn. of Cantil-Sakauye, C. J., *post*, at p. 394.)"

This modification does not affect the judgment.

S247044 B271368 Second Appellate District, Div. 7 PEOPLE v. FONTENOT (JOHN)

Petition for review granted

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S246632 H043323 Sixth Appellate District PEOPLE v. LOPEZ (DANIEL RENE)

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Ricardo P.*, S230923 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S246944 H044347 Sixth Appellate District PEOPLE v. BOATWRIGHT (XAVIER KOMA)

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Ricardo P.*, S230923 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court. Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S247197 D071517 Fourth Appellate District, Div. 1 PEOPLE v. CAVALIER (MARCOS)

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Ricardo P.*, S230923 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court. Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S247279 D071414 Fourth Appellate District, Div. 1 PEOPLE v. LITTLE (ANTHONY DUANE)

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Ricardo P.*, S230923 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court. Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S247306 B280063 Second Appellate District, Div. 4 PEOPLE v. BURRELL (TYRRAN D.)

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Valenzuela*, S232900 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S247387 H044687 Sixth Appellate District PEOPLE v. TORRES (ANTONIO)

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Franco*, S233973, and *Caretto v. Superior Court*, S235419 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred

pending further order of the court.

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S247437 C083981 Third Appellate District

PEOPLE v. TORRES (JESUS CRUZ)

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Ruiz*, S235556 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S246841

MARTIN (STEVEN A.) v. S.C. (PEOPLE)

Transferred to Court of Appeal, Third Appellate District, with directions to issue an alternative writ

The petition for writ of mandate is transferred to the Court of Appeal, Third Appellate District, with instructions to issue an alternative writ to be heard before that court when the proceeding is ordered on calendar. (See Pen. Code, § 1054.9; *Catlin v. Superior Court* (2011) 51 Cal.4th 300, 305; *Barnett v. Superior Court* (2010) 50 Cal.4th 890, 899-901; *In re Steele* (2004) 32 Cal.4th 682, 693-695.)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S247024 B282839 Second Appellate District, Div. 7 PEOPLE v. CHAVEZ (ADRIAN)

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Seven

The petition for review is granted. The matter is transferred to the Court of Appeal, Second Appellate District, Division Seven, with directions to vacate its order dismissing the appeal and to consider whether to reinstate the appeal. (See Pen. Code, § 1237, subdivision (a); *People v. Thomas* (1959) 52 Cal.2d 521, 529, fn. 3 ["In a California criminal case, judgment is rendered when sentence is orally pronounced."])

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S247064 D073450 Fourth Appellate District, Div. 1 YOUSIF (SEELEEVIA) v. S.C. (MATTI)

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division One, with directions to issue an order to show cause

The petition for review is granted. The matter is transferred to the Court of Appeal, Fourth District, Division One, with directions to vacate its February 6, 2018, order denying the petition

for writ of mandate and/or prohibition and request for immediate stay and to issue an order directing respondent superior court to show cause why the relief sought in the petition should not be granted.

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S225318 C075825 Third Appellate District

PEOPLE v. GORDON (KEVIN WILLIAM)

Transferred to Court of Appeal, Third Appellate District, after hold

The above-captioned matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Martinez* (2017) 2 Cal.5th 1093. (See Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S155510

PRINCE (CLEOPHUS) ON H.C.

Petition for writ of habeas corpus denied (AA)

This petition for writ of habeas corpus was filed in this court on July 27, 2011, before the effective date of Proposition 66, the "Death Penalty Reform and Savings Act of 2016." (See *Briggs v. Brown et al.* (2017) 3 Cal.5th 808, 862, rehg. den. Oct. 25, 2017.) Under section 1509, subdivision (g) of the Penal Code, the court exercises its authority to retain this petition and decide it.

The petition is denied.

All claims are denied on the merits.

Except to the extent they allege ineffective assistance of counsel, Claims III and IV are also procedurally barred under *In re Dixon* (1953) 41 Cal.2d 756, 759, to the extent they could have been raised on appeal but were not.

S246454 A150125 First Appellate District, Div. 1

PEOPLE v. CASTROCONDE

(JAIME)

Petition for review denied

S246474 C076819 Third Appellate District

PEOPLE v. GORDON (CHIC)

Petition for review denied

S246493 F073021 Fifth Appellate District

PEOPLE v. CARTER (SCOTTIE DOVA)

S246676 C082104 Third Appellate District PEOPLE v. WILLIAMS (DAVID EARL)

Petition for review denied

The motion to consolidate this matter with \$247444 is denied as moot.

S246689 CAL-WESTERN BUSINESS SERVICES, INC. v. SINGH

(JASBIR)

Petition for review denied

S246699 B286970 Second Appellate District, Div. 2 PETROSIAN (ARON) v. S.C.

(PEOPLE)

Petition for review denied

S246704 B268147 Second Appellate District, Div. 4 PEOPLE v. PARKER (KENNETH TERRELL)

Petition for review denied

S246706 C070357 Third Appellate District DEPARTMENT OF FINANCE

v. COMMISSION ON STATE MANDATES (COUNTY OF SAN DIEGO)

Petition for review & depublication request(s) denied

S246740 B280073 Second Appellate District, Div. 8 PEOPLE v. CARCAMO

(ULISES)
Petition for review denied

S246748 C076606 Third Appellate District PEOPLE v. ORTEZ-LUCERO

(DONALD)

Petitions for review denied

S246749 E066471 Fourth Appellate District, Div. 2 ALZAYAT (MAHMOUD) v.

HEBB (GERALD)

S246754 F072500 Fifth Appellate District PEOPLE v. HARDY (GLENN EDWARD)

Petition for review denied

S246780 E065355 Fourth Appellate District, Div. 2 PEOPLE v. TOPETE (GEORGE ANTHONY)

Petition for review denied

S246783 C081185 Third Appellate District PEOPLE v. PHOMMACHANH (BOBBY JAN)

Petition for review denied

S246786 G053967 Fourth Appellate District, Div. 3 PEOPLE v. CAMPUZANO-GARCIA (JOSE LORETO)

Petition for review denied

S246790 A149752 First Appellate District, Div. 2 TURLEY (KEITH) v. FAMILIAN CORPORATION

Petition for review & depublication request(s) denied

S246797 G053262 Fourth Appellate District, Div. 3 PEOPLE v. AGUILAR (JOEL)

Petition for review denied

S246822 D069297/D069609 Fourth Appellate District, Div. 1 PEOPLE v. MARAGLINO (DOROTHY G.)

Petitions for review denied

S246836 C076187 Third Appellate District PEOPLE v. MURPHY, JR.,

(CHARLES DARRELL)

Petition for review denied

S246843 F076577 Fifth Appellate District RODRIGUEZ (HERNAN) v.

S.C. (PEOPLE)

S246849 Petition for rev	E066036 Fourth Appellate District, Div. 2	PEOPLE v. LEE (BENJAMIN PATRICK)
S246851 Petition for rev	B280321 Second Appellate District, Div. 6 view denied	PEOPLE v. SANTANA (ANGEL)
S246859 Petition for rev	A148590 First Appellate District, Div. 4 view denied	PEOPLE v. MORALES (DAVID)
S246867 Petition for rev	G054299 Fourth Appellate District, Div. 3 view denied	PEOPLE v. GARNETT (TRAYVONTE DASHAWN)
S246882 Petition for rev	F076828 Fifth Appellate District view denied	ANDERSON (STEPHEN V.) v. S.C. (PEOPLE)
S246894 Petition for rev	A149512 First Appellate District, Div. 3 view denied	PEOPLE v. CANO-CRUZ (EMILIO)
S246910 Petitions for re	B276650 Second Appellate District, Div. 7	PEOPLE v. RUSSELL (LEQWONE Q.)
S246932 Petition for rev	C077782 Third Appellate District view denied	PEOPLE v. LEWIS (EVAN JACK)
S246933	B275235 Second Appellate District, Div. 7	PEOPLE v. LOPEZ (JORGE CASTANEDA)

S246934 B268699 Second Appellate District, Div. 1 PEOPLE v. AYALA (SANTIAGO)

Petitions for review denied

S246935 H044507 Sixth Appellate District PEOPLE v. HOLZMANN (JASON ALAN)

Petition for review denied

S246937 F076651 Fifth Appellate District WRIGHT (FLOYD HOWARD)

v. S.C. (PEOPLE)

Petition for review denied

S246939 B277635 Second Appellate District, Div. 8 RASMUSSEN (NELS) v. LAZARUS (STEPHANIE)

Petition for review denied

S246945 E066273 Fourth Appellate District, Div. 2 PEOPLE v. PADILLA (JESUS)

Petition for review denied

S246973 C077141 Third Appellate District PEOPLE v. ALMEDA (MICHAEL JOHN)

Petitions for review denied

S246975 A145003 First Appellate District, Div. 5 PEOPLE v. BUGGS (STEVEN A.)

Petition for review denied

S246984 C083582 Third Appellate District PEOPLE v. ELLIOTT (MICHAEL HARTRELL)

Petition for review denied

S246985 B280354 Second Appellate District, Div. 8 PEOPLE v. IZAGUIRRE

(DAVID)

S246993 A144413 First Appellate District, Div. 2 PEOPLE v. HUNTER (DARRELL)

Petition for review denied

S246994 A151898 First Appellate District, Div. 2 HUNTER (DARRELL) ON H.C.

Petition for review denied

S247001 D070906 Fourth Appellate District, Div. 1 GONG (DAVID R.) v. LAWTON (DANIEL A.)

Petition for review denied

S247004 B276836 Second Appellate District, Div. 5 VAATETE (OLIVIA) v.

GRAFF (ZETA)

Petition for review denied

S247005 A147478 First Appellate District, Div. 4 IN RE K.J.

Petition for review denied

S247009 B269689 Second Appellate District, Div. 2 PEOPLE v. PACHECO

(RAYMOND)

Petition for review denied

S247023 B269318/B270332 Second Appellate District, Div. 5 LIU (MARION) v. JANSSEN

RESEARCH &

DEVELOPMENT, LLC

Petition for review denied

S247027 G054566 Fourth Appellate District, Div. 3 PEOPLE v. RAMOS

(ROBERTO)

S247035 B267157 Second Appellate District, Div. 6 SOUTH FORK RANCH, LLC

v. THE NATURE

CONSERVANCY; BUNN

(DAVID)

Petition for review & publication request(s) denied

S247041 A145765 First Appellate District, Div. 2 PEOPLE v. HERRERA

(MELVIN)

Petition for review denied

S247042 C078327 Third Appellate District PEOPLE v. MARKLE, JR.,

(MARVIN RAY)

Petition for review denied

D072296 Fourth Appellate District, Div. 1 PEOPLE v. BURKE IV S247054 (THOMAS FRANCIS)

Petition for review denied

B278424 Second Appellate District, Div. 5 S247058 JOHNSTON (JANINE) v.

CITY OF HERMOSA BEACH

Petition for review & publication request(s) denied

PEOPLE v. HAYES (JARROD S247059 F071352 Fifth Appellate District

ERNEST SPENCER)

Petition for review denied

S247067 B275607 Second Appellate District, Div. 5 SHARMA (ANIL) v.

JAISINGHANI (GUL)

The application of David T. Azrin to appear pro hac vice is granted.

The petition for review is denied.

The request for an order directing publication of the opinion is denied.

The request for calendar preference is denied as moot.

S247068 D071954 Fourth Appellate District, Div. 1 FIA CARD SERVICES, N.A. v.

CROSS (TINA L.)

S247073 A145353 First Appellate District, Div. 5 WILLIAMS (KEVIN) v. **SAFIRE (ERIC)** Petition for review & publication request(s) denied S247075 F071822 Fifth Appellate District PEOPLE v. MENDOZA (GUSTAVO JESUS) Petition for review denied S247077 C083766 Third Appellate District PEOPLE v. McKINNEY (JEFFREY BRIAN) Petition for review denied S247081 C084176 Third Appellate District PEOPLE v. BOWDEN (JERMAINE LAMAR) Petition for review denied S247085 B287774 Second Appellate District, Div. 3 DIAZ (DONIVAN) v. S.C. (PEOPLE) Petition for review denied S247089 A148742 First Appellate District, Div. 2 **CENTRAL VALLEY HOSPITALISTS v. DIGNITY HEALTH** Petition for review & depublication request(s) denied S247112 B270929 Second Appellate District, Div. 5 PEOPLE v. TOWNSEND (LEMONT E.) Petitions for review denied

S247133 PEOPLE v. RICHARDSON (VAL REED)

S247157	A148993 First Appellate District, Div. 3	LONG BEACH, CITY OF; BECERRA (XAVIER) v. CITY OF LOS ANGELES (BNSF		
Petitions for review denied RAILWAY COMPANY)				
S247167	A151660 First Appellate District, Div. 1	ASSELIN-NORMAND (JONATHAN) v. RAPS		
Petition for review denied HAYWARD LLC				
S247171	F072316 Fifth Appellate District	PEOPLE v. GONZALEZ (RAUL)		
Petition for review denied				
S247174	D070607 Fourth Appellate District, Div. 1	PEOPLE v. CANELA (IGNACIO)		
Petition for review denied				
S247177	G055945 Fourth Appellate District, Div. 3	LONG BEACH MEMORIAL MEDICAL CENTER v. S.C.		
(BRIGHTBILL) Petition for review denied				
S247182	B287993 Second Appellate District, Div. 8	RELLES (ENRIQUE H.) ON H.C.		
Petition for review denied				
S247216 Petition for rev	B269810 Second Appellate District, Div. 3 view denied	PEOPLE v. BROWN (LEVAR)		
S247220 Petition for rev	A149138 First Appellate District, Div. 1 view denied	PEOPLE v. SOLETTI (JASON)		

G053848 Fourth Appellate District, Div. 3 IN RE EMMANUEL R.

S247236

S247241 B287637 Second Appellate District, Div. 2 PETROSIAN (ARON) v. S.C. (PEOPLE) Petition for review denied PEOPLE v. DEWITTY S247245 B281666 Second Appellate District, Div. 8 (MICHAEL) Petition for review denied S247246 PEOPLE v. BROWNLEE B279398 Second Appellate District, Div. 1 (DARRYL GLENN) Petition for review denied S247247 B277814 Second Appellate District, Div. 5 PEOPLE v. WRIGHT (GLENN) Petition for review denied S247251 B278441 Second Appellate District, Div. 8 PEOPLE v. PENALOZA (TEODORO) Petition for review denied S247252 A148243 First Appellate District, Div. 1 PEOPLE v. GOMEZ (ELROY PEDRO) Petition for review denied S247256 B283089 Second Appellate District, Div. 1 PEOPLE v. LYU (JAE **JEONG**) Petition for review denied S247258 E065042 Fourth Appellate District, Div. 2 PEOPLE v. MARTINEZ (DANIEL EMANUEL) Petition for review denied S247260 D071276 Fourth Appellate District, Div. 1 PEOPLE v. HEINZEL (KATHERINE ANN)

S247261 A148181 First Appellate District, Div. 4 PEOPLE v. BIDDLE (MARCUS CHARLES) Petition for review denied S247262 A153208 First Appellate District, Div. 3 SILLER, JR., (JAMES) v. **WORKERS' COMPENSATION APPEALS BOARD & CONTRA COSTA** COUNTY Petition for review denied S247269 B281862 Second Appellate District, Div. 6 IN RE D.M. Petition for review denied S247280 B271801 Second Appellate District, Div. 2 MK GREENTEA LIMITED, INC. v. RASKIN RITTER LLP Petition for review denied H044054 Sixth Appellate District PEOPLE v. ROGERS S247290 (ROBERT LEON) Petition for review denied PATTERSON (VESTER L.) S247301 B287780 Second Appellate District, Div. 2 ON H.C. Petition for review denied S247302 H043263 Sixth Appellate District DAOU (IMAD), ESTATE OF Petition for review denied S247314 H043962 Sixth Appellate District PEOPLE v. GIRALDES, JR., (LARRY) Petition for review denied

G053678 Fourth Appellate District, Div. 3

PEOPLE v. TAYLOR

(TELONIOUS LAMAR)

Petition for review denied

S247315

S247316 B280411 Second Appellate District, Div. 5 PEOPLE v. GUEVARA (RENE ALEJANDRO)

Petition for review denied

S247319 F074222 Fifth Appellate District PEOPLE v. AUSEMA (MARC

CHARLES

Petition for review denied

S247327 B280454 Second Appellate District, Div. 7 PEOPLE v. MORAN (NELSON

M.)

Petition for review denied

S247328 B281570 Second Appellate District, Div. 1 PEOPLE v. LIVINGSTON

(WARNER)

Petition for review denied

S247329 F074100 Fifth Appellate District PEOPLE v. LARA (WILFREDO)

Petition for review denied

S247330 G054286 Fourth Appellate District, Div. 3 PEOPLE v. ROMERO (EVARISTO RICARDO)

Petition for review denied

S247332 H044588 Sixth Appellate District IN RE C.G.

Petition for review denied

S247337 COMMISSION ON JUDICIAL

PERFORMANCE v. HOWLE

(ELAINE M.)

Application to transfer denied

The petition to transfer cause A153547, currently pending before the Court of Appeal, First Appellate District, Division Four, to this court for decision is denied.

S247340 Petition for rev	G053221 Fourth Appellate District, Div. 3 view denied	PEOPLE v. RIOS (JOE RAYMOND)
S247351 Petition for rev	B271364 Second Appellate District, Div. 4 view denied	PEOPLE v. SAUCEDO (ARMANDO)
S247360 Petition for rev	D071405 Fourth Appellate District, Div. 1 view denied	PEOPLE v. RODRIGUEZ (PEDRO)
S247362 Petition for rev	B280882 Second Appellate District, Div. 2 view denied	PEOPLE v. THOMAS (TRAJON MICHAEL)
S247364 Petition for rev	G053622 Fourth Appellate District, Div. 3 view denied	PEOPLE v. JIMENEZ (JOSE ANTONIO)
S247367	G053901 Fourth Appellate District, Div. 3	GILANSHAHI (NAOMI NAEIMEH) v. REGENTS OF THE UNIVERSITY OF CALIFORNIA
Petition for re	view denied	CALIFORNIA
S247368 Petition for rev	B281530 Second Appellate District, Div. 6 view denied	PEOPLE v. MOORE (STEPHEN)
S247369 Petition for rev	B265888 Second Appellate District, Div. 3 view denied	PEOPLE v. CARRINGTON (JOSEPH EDWARD)

C081255 Third Appellate District PEOPLE v. JOHNSON S247370 (MARCEL DRAKE) Petition for review denied S247375 G053944 Fourth Appellate District, Div. 3 PEOPLE v. DIXON (ANTONIO VINCENT) Petition for review denied S247376 C081266 Third Appellate District **CENTEX HOMES v. ST. PAUL** FIRE & MARINE INSURANCE COMPANY Petition for review & depublication request(s) denied Corrigan, J., was recused and did not participate. S247377 D073499 Fourth Appellate District, Div. 1 ORTIZ (ADAM) ON H.C. Petition for review denied S247378 C083575 Third Appellate District PEOPLE v. ZENO (JOSEPH **REGINALD**) Petition for review denied S247379 B277469 Second Appellate District, Div. 5 PEOPLE v. PAK (EUGENE) Petition for review denied S247380 A141865 First Appellate District, Div. 4 LIPPMAN (THOMAS) v. CITY OF OAKLAND Petition for review denied S247383 D073498 Fourth Appellate District, Div. 1 GAYNOR (DAVID) v. S.C. (PEOPLE) Petition for review denied

B280899 Second Appellate District, Div. 7

PEOPLE v. DE JESUS

(ORCINO)

S247385

S247386 H043946 Sixth Appellate District PEOPLE v. HICKS (JOHNNY LEE)

Petition for review denied

S247389 D072223 Fourth Appellate District, Div. 1 IN RE A.D.

Petition for review denied

S247392 KAVANDI (DAVID) v. TIME WARNER CABLE, INC.

Petition for review denied

S247393 B281763 Second Appellate District, Div. 7 CARTER (DORIAN) v. SHEEN

(TRACY); BARNETT (NATHALEE EVANS)

Petition for review & application for stay denied

S247395 A148751 First Appellate District, Div. 5 PEOPLE v. MARCHANT

(DAVID ALAN)

Petition for review denied

S247396 D071371 Fourth Appellate District, Div. 1 PEOPLE v. STROUD

(COLERIDGE BERNARD)
Petition for review denied

S247398 H043633 Sixth Appellate District PEOPLE v. ROSALES

(JAVIER)
Petition for review denied

S247400 GOVIND (DANIEL) v. COURT

OF APPEAL, SECOND APPELLATE DISTRICT

(CALIFORNIA DEPARTMENT OF CORRECTIONS &

REHABILITATION)

Petition for writ of mandate/prohibition denied

S247405 A145381 First Appellate District, Div. 2 PEOPLE v. KAY (CHRISTIAN J.)

Petition for review denied

S247407 E067284 Fourth Appellate District, Div. 2 PEOPLE v. LUPU (FLORIN)

Petition for review denied

S247411 A142775 First Appellate District, Div. 2 PEOPLE v. VARGAS (JAVIER)

Petition for review denied

S247412 B279898 Second Appellate District, Div. 6 PEOPLE v. WILKERSON

(TARAN)

Petition for review denied

S247413 G053675 Fourth Appellate District, Div. 3 PEOPLE v. JEFFRIES (JACKEE JAMAR)

Petition for review denied

S247416 C082136 Third Appellate District HARRIS (NICHOLAS) v.

FULLER (LINDA)

Petition for review denied

S247425 SCOTT (THOMAS) v. COURT

OF APPEAL, SECOND APPELLATE DISTRICT,

DIVISION FOUR (BORDERS)

Petition for writ of mandate/prohibition denied

The request for judicial notice is granted.

S247431 B284344 Second Appellate District, Div. 6 PEOPLE v. AMORES

(RAWLS JUSTIN)

B288405 Second Appellate District, Div. 6 **VANCIL (GREGORY TYSON)** S247453 v. S.C. (PEOPLE) Petition for review denied S247454 D072252 Fourth Appellate District, Div. 1 **DEUTSCHE BANK** NATIONAL TRUST COMPANY v. CASTILLO (GINA) Petition for review denied PEOPLE v. CORDOVA S247455 H041050 Sixth Appellate District (JOHNNY MELENDEZ) Petition for review denied S247456 D071130 Fourth Appellate District, Div. 1 PEOPLE v. PEAVY (EMANUAL JAMES) Petition for review denied S247467 F072520 Fifth Appellate District PEOPLE v. GONZALES (FRED) Petition for review denied S247468 B282240 Second Appellate District, Div. 2 TOY, JR., (STANLEY M.) v. **RODRIGUEZ (FLAVIO)** Petition for review denied S247474 B279943 Second Appellate District, Div. 1 PEOPLE v. MONTANO (RICHARD) Petition for review denied S247478 H045355 Sixth Appellate District MOU (CHIN-LI KAREN) v. SANTA CLARA COUNTY **LIBRARY**

S247485 A147898 First Appellate District, Div. 1 PEOPLE v. OLIVEROS

(SERGIO)
Petition for review denied

S247486 B267816/B270442 Second Appellate District, Div. 2 CITIZENS FOR ENFORCEMENT OF

PARKLAND COVENANTS v.

CITY OF PALOS VERDES

ESTATES
Petition for review denied

S247493 D073204 Fourth Appellate District, Div. 1 CALIFORNIA DEPARTMENT OF CORRECTIONS &

REHABILITATION PAROLE & COMMUNITY SERVICES

v. WORKERS'

COMPENSATION APPEALS BOARD & GOMEZ (JOSE)

Petition for review denied

Petitioners' motion for judicial notice, filed March 12, 2018, is granted.

S247537 A153570 First Appellate District, Div. 5 GREEN (LONZELL) ON H.C.

Petition for review denied

S247565 PEOPLE v. JOHNSON (NOEL

ANDREW)

The petition for writ of coram nobis is denied.

S247646 E070114 Fourth Appellate District, Div. 2 C. (J.) v. S.C. (PEOPLE)

Petition for review & application for stay denied

S247710 C086598 Third Appellate District SCACCIA (BRIAN) v. S.C.

(SUTTER HEALTH

SACRAMENTO SIERRA

REGION)

Petition for review & application for stay denied

S247744 H045196 Sixth Appellate District QUILES (BRENDON) v. S.C. (PEOPLE)

Petition for review & application for stay denied

S247805 RODRIGUEZ (PEDRO) v.

COURT OF APPEAL, FOURTH APPELLATE DISTRICT, DIVISION ONE

(PEOPLE)

Petition for writ of mandate/prohibition denied

S247957 B285546 Second Appellate District, Div. 4 LOS ANGELES COUNTY

DEPARTMENT OF CHILDREN & FAMILY SERVICES v. H. (Er.)

Petition for review & application for stay denied

S240498 ANTON (ROBERT ALAN) ON

H.C.

Petition for writ of habeas corpus denied

S242468 ASHANTI (ASKIA SANKOFA)

ON H.C.

Petition for writ of habeas corpus denied

S243858 THOMAS (GEORGE R.) ON

H.C.

Petition for writ of habeas corpus denied

S244186 RHODES (TROY ANTHONY)

ON H.C.

Petition for writ of habeas corpus denied

S245638 MORRIS (CONDALEE) ON

H.C.

S245897 EDGIN (DARREL WAYNE)

ON H.C.

Petition for writ of habeas corpus denied

S245908 ANSMAN (SCOTT ALLEN)

ON H.C.

Petition for writ of habeas corpus denied

S245937 BROOKINS (BARRY L.) ON

H.C.

Petition for writ of habeas corpus denied

S245952 GOMEZ (NEXIS RENE) ON

H.C.

Petition for writ of habeas corpus denied

S245961 ZADEH (HAMID K.) ON H.C.

Petition for writ of habeas corpus denied

S245962 ROLDAN (IVAN) ON H.C.

Petition for writ of habeas corpus denied

S246017 HOWELL (KAREEM JABBAR) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246079 ROLLEN (VAN KEYSHONE) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246088 MORENO (PAUL ANTHONY) ON H.C.

S246106 GASNER (MICHAEL) ON

H.C.

Petition for writ of habeas corpus denied

S246210 ODEN, SR., (DERRICK JESUS) ON H.C.

Petition for writ of habeas corpus denied

S246314 WILLIAMS (GARY) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely].)

S246372 TROTTER, SR., (ANTHONY GRAHAM) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246386 EVANS (CRAISEAN RYAN) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246387 BAUMER (WILLIAM) ON H.C.

Petition for writ of habeas corpus denied

S246388 JACKSON (TIM) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal].)

S246389 DORTON (JASON) ON H.C.

S246394 BYRNE (GERALD GUY) ON

H.C.

Petition for writ of habeas corpus denied

S246395 SAECHAO (VARN CHIEM)

ON H.C.

Petition for writ of habeas corpus denied

S246405 JENKINS (JAMES EDWARD)

ON H.C.

Petition for writ of habeas corpus denied

S246406 SCOTT (MICHAEL LADONTE) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely].)

S246416 SMITH (DAVID RANDOLPH) ON H.C.

Petition for writ of habeas corpus denied

S246418 STOREY (DONTAZE A.) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].) Individual claims are denied, as applicable. (See *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S246544 ALMEIDA (CARLOS) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246546

KELLY (THEODORE PETER)

ON H.C.

Petition for writ of habeas corpus denied

S246548

CLINTON (MARKEITH A.)

ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S246549

DAVIS (JERMOND

CHRISTOPHER) ON H.C.

Petition for writ of habeas corpus denied

S246550

CHAVEZ (JAMES D.) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies].)

S246551

REECE (CHARLES G.) ON

H.C.

Petition for writ of habeas corpus denied

S246552

ALFORD (RICKEY) ON H.C.

Petition for writ of habeas corpus denied

S246553

MILLER (ULYSSES GORDON) ON H.C.

Petition for writ of habeas corpus denied

S246554

BUTLER (CHRISTOPHER STEVEN) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246556

BOWERS (DeSHUN) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely].)

S246557

BURBIE (DERRIC) ON H.C.

Petition for writ of habeas corpus denied

S246558

HOWARD (HILTON M.) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246559

HOLLEY (KENNETH MICHAEL) ON H.C.

Petition for writ of habeas corpus denied

S246560

GUTIERREZ (ERNESTO) ON

H.C.

Petition for writ of habeas corpus denied

S246561

ALFORD (RICKEY) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246593

MALONE (EDWARD TYRONE) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *In re Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal].)

S246594

COGSWELL (HENRY IVAN) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th

750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246595 GUZMAN (JOSE PEDRO) ON

H.C.

Petition for writ of habeas corpus denied

S246598 RAMIREZ (OMAR) ON H.C.

Petition for writ of habeas corpus denied

S246600 PRATT (DANELL) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S246601 SIMMS, SR., (DeJWAN R.) ON

H.C.

Petition for writ of habeas corpus denied

S246603 BROCKETT (JOSEPH H.) ON

H.C.

Petition for writ of habeas corpus denied

S246604 WILLIAMS (LAWRENCE)
ON H.C.

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S246629 McNEIL (BAY) ON H.C.

Petition for writ of habeas corpus denied

S246634 MORRIS (ANDRE MARCHELLE) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780

[courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246635

CHURICH (ROBERT) ON

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S246636

LLOYD (RONNIE GENE) ON H.C.

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S246777

ALFORD (RICKEY) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S246798

IRBY (DAVID), CAPELL (TRENTON), KING (LEONARD), WILLIAMS (JEFFREY), & BARNO (RODNEY) ON H.C.

Petition for writ of habeas corpus denied

S246818

SCOTT (MICHAEL LADONTE) ON H.C.

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].) Individual claims are denied, as applicable. (See *In re Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S247209

ALVAREZ (SERGIO ANTONIO) ON H.C.

S247223

BURGAN (DANIEL ELVIS)
ON H.C.

Petition for writ of habeas corpus denied

S247415 REEM (JAMES) ON H.C.

Petition for writ of habeas corpus denied

S247429 SCALLY (STEPHEN EARL)

ON H.C.

Petition for writ of habeas corpus denied

S247444 WILLIAMS (DAVID EARL)

ON H.C.

Petition for writ of habeas corpus denied

The motion to consolidate is denied as moot.

S247534 MENA (DAVID) ON H.C.

Petition for writ of habeas corpus denied

S247602 HUBBARD (ZANE) ON H.C.

Petition for writ of habeas corpus denied

S247674 GREEN (LONZELL) ON H.C.

Petition for writ of habeas corpus denied

S247326 B282855 Second Appellate District, Div. 6 IN RE R.H.

Depublication ordered (case closed)

The requests for an order directing depublication of the opinion in the above-entitled appeal are granted.

The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed January 31, 2018, which appears at 20 Cal.App.5th 31. (Cal. Const., art. VI, section 14; Cal. Rules of Court, rule 8.1125.)

The court declines to review this matter on its own motion. The matter is now final.

S246966 G055750 Fourth Appellate District, Div. 3 PEREZ (JORGE) v. S.C. (PEOPLE)

Publication request denied (case closed)

S247091 D070583 Fourth Appellate District, Div. 1 ALPINE UNION SCHOOL

DISTRICT v. GROSSMONT UNION HIGH SCHOOL

DISTRICT

Publication request denied (case closed)

S247149 B279482 Second Appellate District, Div. 5 FROST (MARIA VILMA) v. ECO DIVE CENTER

Publication requests denied (case closed)

S247259 A138573/A139717 First Appellate District, Div. 3 WATERS CONTRACTING,

INC. v. POINT ARENA JOINT UNION HIGH SCHOOL

DISTRICT

Publication request denied (case closed)

S247637 PITOAU (RAY KOLOSETA) ON H.C.

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to April 27, 2018.

S186974 GAMACHE (RICHARD CAMERON) ON H.C.

Motion for access to sealed record granted

Respondent's "Motion for Access to Sealed Penal Code Sections 987.2 and 987.9 Materials" filed on January 22, 2018, is granted in part and denied without prejudice in part as follows. The request for access to sealed Penal Code section 987.9 materials is granted. The Clerk is directed to provide respondent access to the materials filed in the record on appeal pursuant to Penal Code section 987.9, as follows: Volume I of I of the sealed "Reporter's Transcript on Appeal," pages 1-13; Volume I of I of the "Reporter's Transcript of Oral Proceedings on Appeal, 987.9 Fund Application," pages 1-15; Volume I of I of the "Clerk's Transcript on Appeal, Confidential 987.9 Documents- Supplement A," pages 1-37; and Volume I of I of the "Clerk's Transcript on Appeal, Confidential - 987.9 Documents," pages 1-260. The Attorney General must supply the personnel and equipment necessary to undertake the examination and copying of these

documents, which must occur on the premises of the court. Except as provided herein, these documents remain under seal and their use must be limited solely to the pending proceeding. (Pen. Code, § 987.9, subd. (d).)

The request for access to sealed Penal Code section 987.2 documents is denied without prejudice. Counsel is advised the record in petitioner's appeal, *People v. Gamache*, S052808, does not include any sealed Penal Code section 987.2 materials.

S045184

PEOPLE v. BONILLA (STEVEN WAYNE)

Order filed

Because appellant is represented by counsel, the Clerk is directed to return to appellant the pro se submissions received on August 29, 2017, August 30, 2017, September 1, 2017, October 26, 2017, November 6, 2017, November 27, 2017, January 2, 2018, January 5, 2018, January 16, 2018, January 22, 2018, January 24, 2018, January 26, 2018, February 7, 2018, March 8, 2018, March 26, 2018, and April 4, 2018. (*In re Barnett* (2003) 31 Cal.4th 466.)

S151243

TOBIN (CHRISTOPHER ALLAN) ON H.C.

Order filed

Petitioner's "Application for Leave to File Additional Facts and Appendices in Support of Allegations in the Petition for Writ of Habeas Corpus and Informal Reply," filed on February 7, 2018, is granted. The Clerk is directed to file the supplemental facts and appendices lodged in this court on February 7, 2018. Any supplemental informal response, if respondent chooses to file one, must be served and filed within 30 days of the date of this order; any reply thereto must be served and filed within 30 days thereafter.

S190702

SOLOMON, JR., (MORRIS) ON H.C.

Motion denied

Petitioner's "Opposition to Transfer of Pending Petition for Writ of Habeas Corpus and Motion for an Order Reaffirming the Period Within Which an Amended Petition will be Considered Timely Filed," filed on November 10, 2016, is denied as moot.

S247347

ACCUSATION OF BOLIN

Petition denied (accusation)

S247410

ACCUSATION OF KULICK

Petition denied (accusation)

S247435

ACCUSATION OF RHODES

Petition denied

(accusation)

Fourth Appellate District, Div. 2 **TRANSFER ORDERS** The following matters, now pending in the Court of Appeal, Fourth Appellate District, are transferred from Division Two to Division One:

- 1. E066429 People v. Cosme Miranda, Jr.
- 2. E067226 People v. Lawrence Kennedy
- 3. E067756 People v. Michion Darby
- 4. E066508 People v. Christopher Green et al.
- 5. E066782 People v. Mario Hernandez
- 6. E067623 People v. Hector Meza
- 7. E067773 People v. Steven Carter et al.
- 8. E066161 People v. Ramiro Gonzalez, Sr.
- 9. E066955 People v. Nahum Alcantara
- 10. E067016 People v. Michael Wheat
- 11. E066975 People v. Durjan Gray
- 12. E067551 People v. Pablo Hernandez
- 13. E067542 People v. Laron Curtis
- 14. E066765 People v. Jaime Vega
- 15. E066261 People v. Ruben Arriola