

**SUPREME COURT MINUTES
WEDNESDAY, APRIL 18, 2018
SAN FRANCISCO, CALIFORNIA**

S247266 A148606 First Appellate District, Div. 5 **CALIFORNIA SCHOOL
BOARDS ASSOCIATION v.
STATE OF CALIFORNIA**

Petition for review granted

The request for judicial notice filed on April 11, 2018, is granted.

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

S238280 C079847 Third Appellate District **PEOPLE v. ORTIZ (RICARDO
ABEL)**

Order filed: holding for new lead case

The above-entitled matter was granted and held for *People v. Page* (2017) 3 Cal.5th 1175, which is now final. Further action in this matter is now deferred pending consideration and disposition of a related issue in *People v. Lara*, S243975 (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.

S239744 B263067 Second Appellate District, Div. 3 **PEOPLE v. MARTINEZ
(FRANK REYNALDO)**

Order filed: holding for new lead case

The above-entitled matter was granted and held for *People v. Page* (2017) 3 Cal.5th 1175, which is now final. Further action in this matter is now deferred pending consideration and disposition of a related issue in *People v. Lara*, S243975 (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.

S243869 E064692 Fourth Appellate District, Div. 2 **PEOPLE v. PENA (LARRY)**

Order filed: holding for new lead case

The above-entitled matter was granted and held for *People v. Page* (2017) 3 Cal.5th 1175, which is now final. Further action in this matter is now deferred pending consideration and disposition of a related issue in *People v. Lara*, S243975 (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.

S246990 D071882 Fourth Appellate District, Div. 1 **PEOPLE v. LYNCH (PAUL)**

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 Rule 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.

S247542 D071505/D072135 Fourth Appellate District, Div. 1 **PEOPLE v. WALTERS, JR.,
(JAMES C.)**

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.

S246847 C086253 Third Appellate District **THURSTON (ANDERSON P.)
v. S.C. (PEOPLE)**

Petition for review granted; transferred to Court of Appeal, Third Appellate District, with directions to issue an alternative writ

The petition for review is granted. The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its order denying the petition for writ of mandate and to issue an alternative writ to be heard before that court when the proceeding is ordered on calendar. The stay previously issued by this court remains in effect pending further order of the Court of Appeal.

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

S141274 **PEOPLE v. ABBOTT (JOE
HENRY)**

Appeal abated

As indicated in a certified copy of a certificate of death, Joe Henry Abbott died on January 31, 2018. Accordingly, the appeal in *People v. Joe Henry Abbott*, case no. S141274, is permanently abated, and the Superior Court of California, County of San Bernardino, is directed to enter an order to that effect in case no. FWV021471. (*People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.) The “Motion to Deem all Proceedings Permanently Abated, Dismiss the Appeal, Vacate the Judgment of Death, and Direct the Superior Court to Enter its Order That All Proceedings Have Permanently Abated,” filed by appellant’s counsel on March 21, 2018, is denied.

S245116 G051906 Fourth Appellate District, Div. 3 **PEOPLE v. ROBINSON, JR.,
(STEVEN WALTER)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Three
Review in the above-captioned matter, which was granted and held for *People v. Hicks* (2017) 4
Cal.5th 203, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S246785 C079295 Third Appellate District **PEOPLE v. MULLINS
(KARRE)**

Petitions for review denied

S246794 C077362 Third Appellate District **PEOPLE v. ROBINSON
(VINCENT RAMON)**

Petition for review denied

S246800 F072710 Fifth Appellate District **PEOPLE v. GOLDEN
(JEROME CLIFFORD)**

Petition for review denied

S246968 C077172 Third Appellate District **PEOPLE v. ABRAMS (JOHN
THOMAS)**

Petition for review denied

S246974 D069632 Fourth Appellate District, Div. 1 **PEOPLE v. HARPER (JULIE)**
Petition for review denied

S246979 B270382 Second Appellate District, Div. 8 **KHAN (HAMID H.) v.
DUNN-EDWARDS
CORPORATION**

Petition for review & depublication request(s) denied
The request for judicial notice is denied.

S246988 B287820 Second Appellate District, Div. 7 **SHAWA (DAVID) v. S.C.
(ALLSTATE INSURANCE
COMPANY)**

Petition for review denied
Chin, J., was recused and did not participate.

S246992	D070742 Fourth Appellate District, Div. 1	PEOPLE v. RIVERA (GIOVANNI)
Petition for review denied		
S246996	B276666 Second Appellate District, Div. 2	PEOPLE v. DAVIS (JERMOND C.)
Petition for review denied		
S247031	D072623 Fourth Appellate District, Div. 1	PEOPLE v. ROSAS (MICHAEL PAUL)
Petition for review denied		
S247047	E066284 Fourth Appellate District, Div. 2	PEOPLE v. ROBBINS (ERIC DAVID)
Petition for review denied		
S247053	G054483 Fourth Appellate District, Div. 3	PEOPLE v. AREVALO (MARIA INES PINEDA)
Petition for review denied Cuéllar and Kruger, JJ., are of the opinion the petition should be granted.		
S247063	A147662 First Appellate District, Div. 3	YATES (DORIS) v. WILLIAMS (PATRICE)
Petition for review denied		
S247079	D070075 Fourth Appellate District, Div. 1	LEE (SCOTT) v. S.C. (PEOPLE)
Stay dissolved; petition denied The petitions for review are denied. The stay previously issued by this court is dissolved.		
S247080	E066647 Fourth Appellate District, Div. 2	PEOPLE v. XINOL-MENDEZ (ADIEL)
Petition for review denied		

S247083 B279069 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. NOLKEMPER
(HENRY)**

S247090 G052871 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. TELLEZ (IRVIN)

S247103 H044564 Sixth Appellate District

Petition for review denied

**PEOPLE v. TORRES
(CARLOS MONTES)**

S247108 B287045 Second Appellate District, Div. 1

Petition for review denied

**USI SERVICING, INC. v. S.C.
(PAUL)**

S247110 C083655 Third Appellate District

Petition for review denied

**PEOPLE v. FLEWELL
(MICHAEL WAYNE)**

S247115 A153375 First Appellate District, Div. 3

Petition for review denied

The request for judicial notice is granted.

**DOW (LACARL N.) v. S.C.
(PEOPLE)**

S247116 B280034 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GURULE
(DARREL MARK)**

S247131 C085614 Third Appellate District

Petition for review denied

**PEOPLE v. McKINNEY
(ALONZO)**

S247141 B287536 Second Appellate District, Div. 6

**STAR INSURANCE
COMPANY v. WORKERS'
COMPENSATION APPEALS
BOARD & SANCHEZ (IRMA)**

Petition for review denied

Respondent's request for attorney's fees under Labor Code section 5801 is denied.

S247142 B272380 Second Appellate District, Div. 5

**CHACKER (MELODY) v.
JPMORGAN CHASE BANK,
N.A.**

Petition for review denied

S247180 H043309 Sixth Appellate District

**PEOPLE v. ALVAREZ
(TONY)**

Petition for review denied

S247193 B267882 Second Appellate District, Div. 6

**PEOPLE v. NUNO (DANIEL
ALEJANDRO)**

Petition for review denied

S247218 B278369 Second Appellate District, Div. 6

**NUNO (DANIEL
ALEJANDRO) ON H.C.**

Petition for review denied

S247222 B276265 Second Appellate District, Div. 5

**PEOPLE v. WALTON, JR.,
(DONNIE LEE)**

Petition for review denied

S247254 G053785 Fourth Appellate District, Div. 3

**NEWELL (DEBRA) v.
ABOUELMAGD
(MOHAMED)**

Petition for review denied

S247255 B287798 Second Appellate District, Div. 1

**TIDWELL (HAROLD
BRITTON) ON H.C.**

Petition for review denied

S247268 B288125 Second Appellate District, Div. 8

Petition for review denied

**UNITED GRAND
CORPORATION v. S.C.
(STOLLOF)**

S247272 B279983 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. HUMPHRIES, JR.,
(FELTON LADELL)**

S247275 G053186 Fourth Appellate District, Div. 3

Petition for review & publication request(s) denied

**SCHWARTZ (JEFF) v.
JPMORGAN CHASE BANK,
NA**

S247335 A146588 First Appellate District, Div. 4

Petition for review & depublication request(s) denied

The petition for review is denied. The requests for an order directing depublication of the opinion in the above entitled appeal are denied. The court declines to review this matter on its own motion. The matter is now final.

**LAMPE (MICHAEL) v.
QUEEN OF THE VALLEY
MEDICAL CENTER**

S247343 A150268 First Appellate District, Div. 1

Petition for review denied

**FEE (RICHARD) v. KAISER
FOUNDATION HEALTH
PLAN, INC.**

S247355 B288117 Second Appellate District, Div. 4

Petition for review denied

**BROGLIA (COLLEEN C.) ON
H.C.**

S247363 A145673 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. REITZELL
(MARJORIE ANN)**

S247381 B261024/B262089/B265531

Second Appellate District, Div. 3

Petition for review denied

**MacDONALD (JAMES) v.
SINGER (MARTIN DORI)****S247397** D072131 Fourth Appellate District, Div. 1

Petition for review denied

**RAICEVIC (VLADIMIR) v.
GERACI (ALAN L.)****S247399** B278697 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. CONTRERAS
(MAYRA R.)****S247401** C082056 Third Appellate District

Petition for review denied

**PEOPLE v. AMADOR
(BRANDON ANTHONY)****S247402** D073122 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ATHERLEY
(EDLY ALBERT)****S247404** A144383 First Appellate District, Div. 4

Petition for review denied

**PARK LANE ASSOCIATES,
LP v. ALIOTO (JOSEPH)****S247422**

Petition for writ of mandate/prohibition denied

**WIRTH (JAMES ARTHUR) v.
COURT OF APPEAL, THIRD
APPELLATE DISTRICT
(PEOPLE)****S247477** C083693 Third Appellate District

Petition for review denied

**PEOPLE v. PENNINGTON
(BART)**

S247479 B276076 Second Appellate District, Div. 4
Petition for review denied

PEOPLE v. BAI (XIAO YE)

S247491 C075996 Third Appellate District
Petition for review denied

**PEOPLE v. HALVERSON
(LARRY LEE)**

S247494 B277261 Second Appellate District, Div. 4
Petition for review denied

**PEOPLE v. HARDEN
(MICHAEL)**

S247500 A146420/A143127/A144128
First Appellate District, Div. 3
Petition for review denied

**SANDHU (MANJIT S.) v.
BHASIN (RAVDEEP)**

S247501 G054724 Fourth Appellate District, Div. 3
Petition for review denied

**O'MALLEY (PRISCILLA) v.
HOSPITALITY STAFFING
SOLUTIONS**

S247503 E067408 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. OLSEN (ERIC
NORMAN)**

S247506 F075188 Fifth Appellate District
Petition for review denied

**PEOPLE v. McVAY
(RICHARD ALLEN)**

S247508 B277060 Second Appellate District, Div. 1
Petition for review & publication request(s) denied

**CITIZENS FOR OPEN &
PUBLIC PARTICIPATION v.
CITY OF MONTEBELLO
(COOK HILL PROPERTIES,
LLC)**

S247509 D073573 Fourth Appellate District, Div. 1

Petition for review denied

**BURTON (ERIC WILTON)
ON H.C.**

S247514 D071598 Fourth Appellate District, Div. 1

Petition for review denied

**WILSON (C.E.) v.
LAMBERTUS (RICHARD)**

S247517 D072844 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MUNOZ (FLAVIO
ERNESTO)**

S247520 A152109 First Appellate District, Div. 2

Petition for review denied

**JACKSON (JAMES
ANTHONY) ON H.C.**

S247526 D071312 Fourth Appellate District, Div. 1

Petition for review denied

**LANE (JOHN) v. BELL
(JOAN)**

S247528

Petition for writ of mandate/prohibition denied

**GALVEZ (OCTAVIO B.) v.
COURT OF APPEAL,
FOURTH APPELLATE
DISTRICT, DIVISION TWO
(ALL SEASONS
TRANSPORT, INC.)**

S247531 B288262 Second Appellate District, Div. 8

Petition for review denied

**UNITED GRAND
CORPORATION v. S.C.
(STOLLOF)**

S247535 G053368 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. ANDALCO
(PORFIRIO MOISES)**

S247538 B279216 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. ESCOBAR (CHRIS FERNANDO)

S247547 A146317 First Appellate District, Div. 2

Petition for review denied

PEOPLE v. BASKERVILLE (JOHN LINWOOD)

S247549 C083406 Third Appellate District

Petition for review denied

PEOPLE v. MONTIEL (TOMMY ERNEST)

S247563 C082206 Third Appellate District

Petition for review denied

PEOPLE v. JOHNSON (ANDREW MALEN)

S247568 B283379 Second Appellate District, Div. 4

Petition for review denied

GRIFFIN (MORRIS F.) v. WATKINS (ASHTON R.)

S247569 C086501 Third Appellate District

Petition for review denied

CHAPMAN (WILLIAM) v. S.C. (PEOPLE)

S247606 H043483 Sixth Appellate District

Petition for review denied

PEOPLE v. TEJADA (JOSUE DAVID)

S247610 F072898 Fifth Appellate District

Petition for review denied

PEOPLE v. MANSILLA (NOEL)

S247614 E066612 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. SILLS (GUY)

S247629 D072160 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. LARA (MARIO PEREZ)

S247638 E067662 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. HARRISON (JAMIE ROZELLE)

S247639 H044489 Sixth Appellate District

Petition for review denied

PEOPLE v. GONZALES (JOSE RAUL)

S247642 A153800 First Appellate District, Div. 4

Petition for review denied

KO (ELLE W.) v. S.C. (PEOPLE)

S247643 D068100 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. DUNHAM (RONALD DUANE)

S247989

Petition for review & application for stay denied

MASSIAH (SAM) v. DEMAND MEDIA, INC.

S248234 G055634 Fourth Appellate District, Div. 3

Petition for review & application for stay denied

KOCONTES (LONNIE) v. S.C. (PEOPLE)

S248237 G055635 Fourth Appellate District, Div. 3

Petition for review & application for stay denied

KOCONTES (LONNIE) v. S.C. (PEOPLE)

S236729

The request for judicial notice is granted. The petition for writ of habeas corpus is denied.

PEEVY (GARRY RONNELL) ON H.C.

S246305

Petition for writ of habeas corpus denied

SALAS (RAFAEL) ON H.C.**S246393**

Petition for writ of habeas corpus denied

DOUGALL (DAVID M.) ON H.C.**S246396**

Petition for writ of habeas corpus denied

STEPHEN (JIMMIE) ON H.C.**S246515**

Petition for writ of habeas corpus denied

FIELDS (CARLTON DWAYNE) ON H.C.**S246517**

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].)

HAMILTON (DONALD) ON H.C.**S246562**

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].)

BROWN (ORION D.) ON H.C.**S246568**

Petition for writ of habeas corpus denied

HARRIS (WAYDE HOLLIS) ON H.C.**S246596**

Petition for writ of habeas corpus denied

VICENTE (SANTIAGO) ON H.C.**S246602**

Petition for writ of habeas corpus denied

HERNANDEZ (ANDRES CAMARENA) ON H.C.

S246605

Petition for writ of habeas corpus denied

SMITH (JERRY) ON H.C.**S246642**

Petition for writ of habeas corpus denied

LINDSEY (MACIO) ON H.C.**S246650****JACKSON (REGINALD
TOSH) 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].) Individual claims are denied, as applicable. (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 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 Lindley* (1947) 29 Cal.2d 709, 723 [courts will not entertain habeas corpus claims that attack the sufficiency of the evidence].)

S246651**BROCK (RONALD G.) 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]; *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].)

S246655

Petition for writ of habeas corpus denied

**MOSLEY (QUINCY L.) ON
H.C.****S246658**

Petition for writ of habeas corpus denied

**WASHINGTON (WILLIAM
NATHANIEL) ON H.C.****S246662**

Petition for writ of habeas corpus denied

**HOMICK (ROBERT T.) ON
H.C.**

S246663**HARRIS (AHDANTE A.) ON
H.C.**

Petition for writ of habeas corpus denied

S246705**JACKSON (KENNETH
ALLEN) ON H.C.**

Petition for writ of habeas corpus denied

S246834**KILMER (FREDRICK D.) ON
H.C.**

Petition for writ of habeas corpus denied

S246872**SAVAGE (BOBBY RAY) 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 Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies].)

S246887**DORSEY (TIMOTHY) ON
H.C.**

Petition for writ of habeas corpus denied

S246898**PATTON (JOE) ON H.C.**

Petition for writ of habeas corpus denied

S246899**SALCIDO (FERNANDO
MANUEL) ON H.C.**

Petition for writ of habeas corpus denied

S246904**DEAN (De'SHAWN
DeKKERRIO) ON H.C.**

Petition for writ of habeas corpus denied

S246905**CABRERA (MIGUEL A.) 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].)

S246906**HUMDY (JAMES
FLEETWOOD) 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].)

S247150 A151275 First Appellate District, Div. 1
Publication request denied (case closed)**IN RE C.C.****S247195** A151586 First Appellate District, Div. 1**MAGCO DRILLING, INC. v.
NATOMA FAMILY
HOUSING, L.P.**

Publication request denied (case closed)

S247417 B278525 Second Appellate District, Div. 5**BISHARA (SAAD) v. RITE
AID CORPORATION**

Publication request denied (case closed)

S247521 B280442 Second Appellate District, Div. 5**ORTIZ (JOSE) v. ROBERTS
TOOL CO., INC.**

Publication request denied (case closed)

S247605**DLI PROPERTIES, LLC v.
GROSS (JOHN F.)**

Publication request denied (case closed)

S112146**PEOPLE v. STAYNER (CARY
ANTHONY)**

Extension of time granted

Based upon counsel Andrew Parnes's representation that the appellant's reply brief is anticipated to be filed by December 10, 2018, an extension of time in which to file that brief is granted to

June 15, 2018. After that date, only three further extensions totaling about 179 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S156877

**PEOPLE v. BROTHERS
(VINCENT EDWARD)**

Extension of time granted

Based upon counsel Phillip H. Cherney's representation that the appellant's reply brief is anticipated to be filed by September 10, 2018, an extension of time in which to file that brief is granted to June 15, 2018. After that date, only two further extensions totaling about 90 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S186162

**PEOPLE v. MEJORADO
(JOSE SERGIO)**

Extension of time granted

Based upon counsel Eric S. Multhaup's representation that the appellant's reply brief is anticipated to be filed by November 15, 2018, an extension of time in which to file that brief is granted to June 11, 2018. After that date, only three further extensions totaling about 158 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S192662

**PEOPLE v. FAJARDO
(JONATHAN)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to June 4, 2018.

S198378

**PEOPLE v. RICHARDSON
(JASON RUSSELL)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to June 11, 2018.

S203540**PEOPLE v. BROWN (LATECE
MEGALE)**

Extension of time granted

Based upon counsel Glen Niemy's representation that the appellant's opening brief is anticipated to be filed by June 15, 2018, an extension of time in which to file that brief is granted to June 15, 2018. After that date, no further extension is contemplated.

S203626**DEMENT (RONNIE DALE)
ON H.C.**

Extension of time granted

Based upon counsel Ann L. Kim's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by May 1, 2018, an extension of time in which to file that document is granted to May 1, 2018. After that date, no further extension will be granted.

S221227**RODRIGUEZ (ANGELINA)
ON H.C.**

Extension of time granted

Based upon counsel Karen Kelly's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by August 18, 2018, an extension of time in which to file that document is granted to June 18, 2018. After that date, only one further extension totaling about 63 additional days is contemplated.

S237699**AGUAYO (JOSEPH
MORENO) ON H.C.**

Extension of time granted

Based upon counsel Pamala Sayasane's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by August 11, 2018, an extension of time in which to file that document is granted to June 11, 2018. After that date, only one further extension totaling about 63 additional days is contemplated.

S239513**SUAREZ (ARTURO JUAREZ)
ON H.C.**

Extension of time granted

Based upon counsel Michael R. Snedeker's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by October 16, 2018, an extension of time in which to file that document is granted to June 15, 2018. After that date, only two further extensions totaling about 124 additional days are contemplated.

S244157 B264074 Second Appellate District, Div. 3 **FILMON.COM v.
DOUBLEVERIFY, INC.**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to April 27, 2018.

S075727 **PEOPLE v. JOHNSON
(CEDRIC JEROME)**

Record ordered unsealed

Appellant's "Motion to Unseal Records," filed on March 29, 2018, is granted. The Clerk is directed to unseal, make part of the public record, and provide to respondent a copy of the "Reporter's Sealed Transcript on Appeal," Volume 2-B, pages 284-298.

S170001 **PEOPLE v. WATTA
(BENJAMIN WAYNE)**

Order filed

Appellant's "Application for Permission to File Amended Appellant's Opening Brief," filed on April 10, 2018, is granted. The Clerk is directed to strike the filing of the appellant's opening brief filed on March 1, 2018, and file the amended appellant's opening brief received on April 10, 2018. The date by which respondent must serve and file the respondent's brief remains no later than October 12, 2018.

S180217 **PEOPLE v. HERNANDEZ,
JR., (GEORGE ANTHONY)**

Order filed

Good cause appearing, appellant's "Application for Relief from Default," filed on April 11, 2018, is granted.

S215177 **NUNEZ (DANIEL) ON H.C.**

Motion denied

Petitioner's "Motion/Request to Maintain Pending Petition for Writ of Habeas Corpus and for an Order Reaffirming the Period Within Which the Amended Petition Will be Considered Timely Filed," filed on November 28, 2016, is denied as moot.

S240918 B265752 Second Appellate District, Div. 7 **SAMARA (RANA) v. MATAR
(HAITHAM)**

Motion for judicial notice denied

The requests for judicial notice filed on February 27, 2018, are denied.

S247333**READ (MARINA) v. S.C.
(DEUTSCHE BANK
NATIONAL TRUST CO.)**

Vexatious litigant application denied

The application of petitioner for leave to file a writ of mandate is hereby denied.

S241431

G051086 Fourth Appellate District, Div. 3

**JARMAN (JANICE) v. HCR
MANORCARE, INC.**

Notice of bankruptcy stay filed

The court is in receipt of a notice from appellant HCR ManorCare, Inc., that it has filed a bankruptcy petition. Such notice operates as an automatic stay in this proceeding, including with respect to appellant Manor Care of Hemet, CA, LLC, and the applicable time periods of rule 8.520(a) of the California Rules of Court are hereby suspended.

The "Motion for Stay of Proceedings by and against Manor Care of Hemet, CA, LLC," filed by appellants HCR ManorCare, Inc., and Manor Care of Hemet, CA, LLC, is denied as moot. Counsel for appellants is directed to file quarterly reports with the clerk of this court regarding the status of this bankruptcy action. At such time as this court receives proper notice terminating or granting relief from the bankruptcy stay of proceedings, the court will enter an order terminating the suspension of the applicable time periods of rule 8.520(a), and said time periods shall begin running anew from the date of that order.

S247595**BORDEN (DANIEL F.) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Third Appellate District

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S247603**LOPEZ (ARTHUR) v. S.C.
(CITY OF SANTA ANA)**

Transferred to Court of Appeal, Fourth Appellate District, Division Three

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three.

S247423**ACCUSATION OF ZURKO**

Petition denied

(accusation)

S247560**ACCUSATION OF
STEPANSKI**

Petition denied (accusation)

S247567**ACCUSATION OF STORMAN**

Petition denied (accusation)

S246923**NEWCOMB ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MICHAEL WILLIAM NEWCOMB, State Bar Number 188321, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

MICHAEL WILLIAM NEWCOMB must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S246928**REED ON DISCIPLINE**

Recommended discipline imposed

The court orders that SHANE ANDRES REED, State Bar Number 158382, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. SHANE ANDRES REED is suspended from the practice of law for a minimum of the first two years of probation, and he will remain suspended until he provides proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. SHANE ANDRES REED must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 12, 2017.
3. At the expiration of the period of probation, if SHANE ANDRES REED has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

SHANE ANDRES REED must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

SHANE ANDRES REED must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days,

respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2019, 2020, and 2021. If SHANE ANDRES REED fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S246929**WELKER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MARK LANE LOOMIS WELKER, State Bar Number 113037, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. MARK LANE LOOMIS WELKER must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S246930**RITTER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that AUDREY MARIE RITTER, State Bar Number 212840, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys. AUDREY MARIE RITTER must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S246940**AAMES ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that ANDREW BENJAMIN AAMES, State Bar Number 117380, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. ANDREW BENJAMIN AAMES must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S246946**ADLER ON DISCIPLINE**

Recommended discipline imposed

The court orders that FRANKLIN SAMUEL ADLER, State Bar Number 56417, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. FRANKLIN SAMUEL ADLER is suspended from the practice of law for the first 30 days of probation;
2. FRANKLIN SAMUEL ADLER must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 13, 2017; and
3. At the expiration of the period of probation, if FRANKLIN SAMUEL ADLER has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

FRANKLIN SAMUEL ADLER must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2019 and 2020. If FRANKLIN SAMUEL ADLER fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S246947**ALBERTS ON DISCIPLINE**

Recommended discipline imposed

The court orders that L. MICHAEL ALBERTS, State Bar Number 194907, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. L. MICHAEL ALBERTS must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 20, 2017; and
2. At the expiration of the period of probation, if L. MICHAEL ALBERTS has complied with the terms of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

L. MICHAEL ALBERTS must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S246949**ANDREWS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JAMES RUDOLPH ANDREWS, State Bar Number 277734, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JAMES RUDOLPH ANDREWS must make restitution to the following payees:

- (1) Shane and Mandy Elsberry in the amount of \$26,433;
- (2) David and Donna Pichette in the amount of \$9,185.90; and
- (3) Clerk of the Maricopa County Superior Court, Arizona, in the amount of \$628.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

JAMES RUDOLPH ANDREWS must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S246950**ESCOANO ON DISCIPLINE**

Recommended discipline imposed

The court orders that JOSE CASTILLO ESCANO, State Bar Number 204718, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. JOSE CASTILLO ESCANO is suspended from the practice of law for the first 90 days of probation;
2. JOSE CASTILLO ESCANO must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 28, 2017; and
3. At the expiration of the period of probation, if JOSE CASTILLO ESCANO has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

JOSE CASTILLO ESCANO must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

JOSE CASTILLO ESCANO must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2019, 2020, and 2021. If JOSE CASTILLO ESCANO fails to pay any installment as

described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S246951**GRIFFIN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that SUSAN MARIE GRIFFIN, State Bar Number 114882, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

SUSAN MARIE GRIFFIN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment

S246952**GALLAGHER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that SEAN JOSEPH GALLAGHER, State Bar Number 183153, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

SEAN JOSEPH GALLAGHER must make restitution to the following payees:

- (1) Fredrick Carl Stegmann, Jr. in the amount of \$11,565 plus 10 percent interest per year from March 24, 2014; and
- (2) Fredrick Carl Stegmann, Jr. in the amount of \$3,446.93 plus 10 percent interest per year from July 7, 2014.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

SEAN JOSEPH GALLAGHER must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S247036**DORMAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that GABRIEL ERIC DORMAN, State Bar Number 182340, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. GABRIEL ERIC DORMAN is suspended from the practice of law for the first thirty days of probation;
2. GABRIEL ERIC DORMAN must comply with the other conditions of probation

recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 5, 2018; and

3. At the expiration of the period of probation, if GABRIEL ERIC DORMAN has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

GABRIEL ERIC DORMAN must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S247037**PYFROM ON DISCIPLINE**

Recommended discipline imposed

The court orders that GREGORY COE PYFROM, State Bar Number 72306, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. GREGORY COE PYFROM is suspended from the practice of law for the first 30 days of probation;
2. GREGORY COE PYFROM must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 3, 2018; and
3. At the expiration of the period of probation, if GREGORY COE PYFROM has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

GREGORY COE PYFROM must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2019, 2020, and 2021. If GREGORY COE PYFROM fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S248154**BRAND ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DIANE A. BRAND, State Bar Number 129667, as a member of the State Bar of California is accepted.

S248161**COLEMAN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ALETHA LEONG COLEMAN, State Bar Number 103100, as a member of the State Bar of California is accepted.

S248162**COOPER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RONALD STACY COOPER, State Bar Number 85120, as a member of the State Bar of California is accepted.

S248163**EISEN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of REBECCA DIANNE EISEN, State Bar Number 96129, as a member of the State Bar of California is accepted.

S248168**HOWE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DAVID GEORGE HOWE, State Bar Number 114124, as a member of the State Bar of California is accepted.

S248212**KENT ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ALLEN JOSEPH KENT, State Bar Number 39717, as a member of the State Bar of California is accepted.

S248213**WESWASSER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GAYLE DEBORAH WEISWASSER, State Bar Number 184966, as a member of the State Bar of California is accepted.

S248216**WHEATLY ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of R. STEPHEN WHEATLY, State Bar Number 118686, as a member of the State Bar of California is accepted.

S248217**WHITING ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARK BIRD WHITING, State Bar Number 78571, as a member of the State Bar of California is accepted.

S248221**LAUNEY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LEAH CATHERINE LAUNEY, State Bar Number 188735, as a member of the State Bar of California is accepted.

S248222**MOUNTAIN RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BONNIE BRIGGS MOUNTAIN, State Bar Number 113945, as a member of the State Bar of California is accepted.

S248224**PECKENPAUGH ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of THOMAS D. PECKENPAUGH, State Bar Number 38155, as a member of the State Bar of California is accepted.

S248225**RANDALL ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GARRETT LARKIN RANDALL, State Bar Number 146473, as a member of the State Bar of California is accepted.

S248226**REDEL ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SHARON M. REDEL, State Bar Number 104814, as a member of the State Bar of California is accepted.

S248227**SCHECKMAN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of HOWARD BENJAMIN SCHECKMAN, State Bar Number 135562, as a member of the State Bar of California is accepted.

S248228**SILLAS, JR., ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of HERMAN SILLAS, JR., State Bar Number 30281, as a member of the State Bar of California is accepted.

S248229**STEVENS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of FRANK M. STEVENS, State Bar Number 58400, as a member of the State Bar of California is accepted.

S248230**VANDERMEI ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WILLIAM GERRIT VANDERMEI, State Bar Number 63067, as a member of the State Bar of California is accepted.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,361)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)