

**SUPREME COURT MINUTES
THURSDAY, AUGUST 8, 2019
SAN FRANCISCO, CALIFORNIA**

S146939**PEOPLE v. CAPERS (LEE
SAMUEL)**

Opinion filed: Judgment affirmed in full
Majority Opinion by Chin, J.

— joined by Cantil-Sakauye, C. J., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

S182232**PEOPLE v. EVANS
(CHRISTOPHER)**

Extension of time granted

Based upon counsel Wesley A. Van Winkle's representation that the appellant's opening brief is anticipated to be filed by November 5, 2019, an extension of time in which to serve and file that brief is granted to October 1, 2019. After that date, only one further extension totaling about 35 additional days is 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).)

S182278**PEOPLE v. NELSON (TANYA
JAIME)**

Extension of time granted

Based upon Deputy Attorney General Nora S. Weyl's representation that the respondent's brief is anticipated to be filed by October 8, 2019, an extension of time in which to serve and file that brief is granted to October 8, 2019. After that date, no further extension is 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).)

S188961**PEOPLE v. ZANON (DAVID
CHARLES)**

Extension of time granted

Based upon Deputy Attorney General Jeffrey A. White's representation that the respondent's brief is anticipated to be filed by March 7, 2020, an extension of time in which to serve and file that brief is granted to October 11, 2019. After that date, only three further extensions totaling about

151 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).)

S190702

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

Extension of time granted

Based upon counsel Paula Fog's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by May 20, 2020, an extension of time in which to serve and file that document is granted to October 3, 2019. After that date, only four further extensions totaling about 229 additional days are contemplated.

S199551

**SCOTT (DAVID LYNN) ON
H.C.**

Extension of time granted

Based upon Deputy Attorney General Adrienne S. Denault's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by February 7, 2020, an extension of time in which to serve and file that document is granted to October 11, 2019. After that date, only two further extensions totaling about 118 additional days are contemplated.

S200016

**PEOPLE v. TOPETE (MARCO
ANTONIO)**

Extension of time granted

The application of appellant for relief from default for the failure to timely file appellant's application for extension of time is granted.

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to September 30, 2019.

S208348

**PEOPLE v. MARENTES (DESI
ANGEL)**

Extension of time granted

Based upon Deputy State Public Defender Craig Buckser's representation that the appellant's opening brief is anticipated to be filed by December 9, 2019, an extension of time in which to serve and file that brief is granted to October 8, 2019. After that date, only one further extension totaling about 62 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).)

S214433

**ROUNTREE (CHARLES F.)
ON H.C.**

Extension of time granted

Based upon Deputy Attorney General Ross K. Naughton's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by October 3, 2019, an extension of time in which to serve and file that document is granted to October 3, 2019. After that date, no further extension is contemplated.

S219152

**PEOPLE v. NISSENSOHN
(JOSEPH MICHAEL)**

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 September 30, 2019.

S224710

**PEOPLE v. ESPARZA
(ANGEL ANTHONY)**

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 October 1, 2019.

S226030

**PEOPLE v. CORONADO, JR.,
(JUAN RAMON)**

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 October 11, 2019.

S226653

**PEOPLE v. DUNSON
(ROBERT L.)**

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 October 11, 2019.

S236635**LEGARDY (RONALD) ON
H.C.**

Extension of time granted

On application of the Office of the Public Defender and good cause appearing, it is ordered that the time to serve and file the informal response is extended to September 6, 2019.

S253677

D071865 Fourth Appellate District, Div. 1

**DONOHUE (KENNEDY) v.
AMN SERVICES, LLC**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 15, 2019.

S255145

B291220 Second Appellate District, Div. 6

**PEOPLE v. KELLY (GLORIA
NYLEEN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to August 30, 2019.

S255214

F076599 Fifth Appellate District

**PEOPLE v. BARTON
(DEANNA TWILLA)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to September 9, 2019.

No further extensions are contemplated.

S255549**SMITH (TOM) ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to September 17, 2019.

S255737**HANSON (JAMAL) 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 September 6, 2019.

S255843 A154091 First Appellate District, Div. 4

**PEOPLE v. STAMPS
(WILLIAM)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merit is extended to September 11, 2019.

S256820 E067257 Fourth Appellate District, Div. 2

**HARRIS (STEPHEN) v.
DIRECT LEGAL SUPPORT,
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 to answer to petition for review is extended to August 12, 2019.

S255371 B290589 Second Appellate District, Div. 6

**PEOPLE v. MAYA (MISAEEL
VENCES)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Wayne Tobin is hereby appointed to represent appellant on the appeal now pending in this court.
Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

S255431 B279396 Second Appellate District, Div. 3

**PEOPLE v. CLARK
(MARKESE DEWON)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, James Koester is hereby appointed to represent appellant on the appeal now pending in this court.

S255592

**PEOPLE v. MOUNTFORD
(DAVID GORDON)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Nancy Tetreault is hereby appointed to represent appellant on the appeal now pending in this court.

S255605 D073554 Fourth Appellate District, Div. 1 **PEOPLE v. DAVIS (ERIC LEWIS)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Paul R. Kraus is hereby appointed to represent appellant on the appeal now pending in this court.

S255686 B290706 Second Appellate District, Div. 5 **PEOPLE v. WILLIAMS (ADRIAN DEMETRIUS)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Tasha G. Timbadia is hereby appointed to represent appellant on the appeal now pending in this court.

S256081 B284886 Second Appellate District, Div. 6 **PEOPLE v. KNIGHT, JR., (LEON)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Stanley D. Radtke is hereby appointed to represent appellant on the appeal now pending in this court.

S242538 **NAVARRO, JR., (ANTHONY R.) ON H.C.**

Order filed

Petitioner's application for relief from default to file the reply to the informal response and related exhibits is granted.

S255478 **MILO (JESSIE DELACRUZ) ON H.C.**

Order filed

The order of this court filed August 1, 2019, extending the time to file the informal response is amended to reflect the title above.

S255969 A151633/A152252/A153624
First Appellate District, Div. 4 **BURCH (MICHAEL B.) v. CERTAINTED CORPORATION**

Order filed

Appellant's motion for substitution of a party is granted. The case title is hereby amended as follows:

CINDY BURCH, Plaintiff and Appellant,

v.

CERTAINTED CORPORATION, Defendant and Appellant.

CINDY BURCH, Plaintiff and Respondent,

v.

CERTAINTED CORPORATION, Defendant and Appellant.

S256758

C089664 Third Appellate District

**PANIGHETTI (WESLEY) 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.

S246283

GOMES ON DISCIPLINE

Probation revoked

The court orders that the probation of TIMOTHY ELWOOD GOMES (Respondent), State Bar Number 168140, is revoked. The court further orders that Respondent is suspended from the practice of law for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

1. Respondent is suspended from the practice of law for a minimum of the first 30 days of probation, and Respondent will remain suspended until the following conditions are satisfied:
 - i. Respondent makes restitution to the following payees (or reimburses the Client Security Fund, to the extent of any payment from the Fund to such payees, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles:
 - (1) Shakur Ahmad Shabazz in the amount of \$2,095 plus 10 percent interest per year from September 21, 2016; and
 - (2) Charles Nordlinger in the amount of \$8,500 plus 10 percent interest per year from May 26, 2017.
 - ii. If Respondent remains suspended for two years or longer as a result of not satisfying the preceding requirement, Respondent must also provide proof to the State Bar Court

of rehabilitation, fitness to practice and present learning and ability in the general law before the suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)

2. Respondent 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 June 7, 2019.
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

If Respondent remains suspended for 90 days or more, Respondent must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension. Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S255994**BOLES ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JAMES ANDRE BOLES (Respondent), State Bar Number 141639, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must 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.

S256001**COLMAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that PHYLLIS R. COLMAN (Respondent), State Bar Number 98314, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 90 days of probation;
2. Respondent 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 April 15, 2019; and

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

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on April 15, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent 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.

Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S256003**CRANE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that ROBERT CHRISTIAN CRANE (Respondent), State Bar Number 197667, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent 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.

S256047**WHITE ON DISCIPLINE**

Recommended discipline imposed

The court orders that LOUIS JULIAN WHITE (Respondent), State Bar Number 139092, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and LOUIS JULIAN WHITE is placed on probation for three years subject to the following conditions:

1. Respondent is suspended from the practice of law for a minimum of the first two years of probation, and Respondent will remain suspended until Respondent provides proof to the State Bar Court of rehabilitation, fitness to practice and present 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. Respondent 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 April 18, 2019.

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

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on April 18, 2019. 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.

S256048

**SHOEMAKER ON
DISCIPLINE**

Recommended discipline imposed

The court orders that DOUGLAS ROBERT SHOEMAKER (Respondent), State Bar Number 230379, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and Respondent is placed on probation for three years subject to the following conditions:

1. Respondent is suspended from the practice of law for a minimum of the first two years of probation, and Respondent will remain suspended until providing proof to the State Bar Court of rehabilitation, fitness to practice and present 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. Respondent must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on April 2, 2019.
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Decision filed on April 2, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent 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.

Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S256073**REYNOLDS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that KATHRYN LYNN REYNOLDS (Respondent), State Bar Number 206554, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must make restitution to Michael Nuti, or such other recipient as may be designated by the Office of Probation or the State Bar Court, in the amount of \$92,003.58 plus 10 percent interest per year from April 1, 2015. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

Respondent 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.

S256074**MEIZLIK ON DISCIPLINE**

Recommended discipline imposed

The court orders that JAMES MARK MEIZLIK (Respondent), State Bar Number 62116, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and JAMES MARK MEIZLIK is placed on probation for two years subject to the following conditions:

1. Respondent is suspended from the practice of law for a minimum of the first one year of probation, and Respondent will remain suspended until Respondent provides proof to the State Bar Court of rehabilitation, fitness to practice and present 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. Respondent 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 April 15, 2019.
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on April 15, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent 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.

Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S256075**WILSON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MATTHEW ALEXANDER WILSON (Respondent), State Bar Number 160341, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must make restitution to Thomas Lasota, or such other recipient as may be designated by the Office of Probation or the State Bar Court, in the amount of \$47,625.03 plus 10 percent interest per year from March 23, 2015. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

Respondent 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.

S256204**GOLDEN ON DISCIPLINE**

Recommended discipline imposed

The court orders that STEPHEN RAWLIEGH GOLDEN (Respondent), State Bar Number 163366, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and Respondent is placed on probation for three years subject to the following conditions:

1. Respondent is suspended from the practice of law for a minimum of the first 18 months of probation, and Respondent will remain suspended until the following requirements are satisfied:
 - i. Respondent makes restitution to the following payees (or reimburses the Client Security Fund, to the extent of any payment from the Fund to such payee, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles:
 - (1) Janene Henderson-Johnson in the amount of \$91,700 plus 10 percent interest per year from May 18, 2012; and
 - (2) Richard Williams in the amount of \$79,500 plus 10 percent interest per year from September 11, 2012.

- ii. Respondent provides proof to the State Bar Court of rehabilitation, fitness to practice and present 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. Respondent 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 April 22, 2019.
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent 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. Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S256205**RODRIGUEZ ON
DISCIPLINE**

Recommended discipline imposed

The court orders that JOSE ARTURO RODRIGUEZ (Respondent), State Bar Number 116541, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 60 days of probation;
2. Respondent 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 April 30, 2019; and
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on April 30, 2019. 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.

S256206**REED ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that SHANE ANDRES REED (Respondent), State Bar Number 158382, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must 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.