

**SUPREME COURT MINUTES
WEDNESDAY, AUGUST 12, 2015
SAN FRANCISCO, CALIFORNIA**

S076337**PEOPLE v. CHARLES III
(EDWARD)**

Rehearing denied

S218597 E055732/E056294 Fourth Appellate District, Div. 2 **DKN HOLDINGS LLC v.
FAERBER (WADE)**

Rehearing denied

S219454 B249651 Second Appellate District, Div. 3**PEOPLE v. JOHNSON
(TIMOTHY WAYNE)**

Rehearing denied

S226450 F069608 Fifth Appellate District**HAMILTON (PAUL C.) v.
YATES (JAMES A.)**

Petition for review granted

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

S227632**GRADILLAS (LILLIAN);
GRADILLAS (CHRIS);
ASSIGNEES OF KENNETH
NWADIKI, JR. v. LINCOLN
GENERAL INSURANCE
COMPANY**

Request for certification granted

The request, made pursuant to California Rules of Court, rule 8.548 for this court to decide a question of California law presented in a matter pending in the United States Court of Appeals for the Ninth Circuit is granted. Pursuant to California Rules of Court, rule 8.548(f)(5), the issue is rephrased as follows: “For purposes of coverage under an automobile insurance policy, what is the proper test for determining whether an injury arises out of the ‘use’ of a vehicle?”

For the purposes of briefing and oral argument, defendant Lincoln General Insurance Company is deemed the petitioner in this court. (Cal. Rules of Court, rule 8.520(a)(6).)

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

S226625 C075153 Third Appellate District**PEOPLE v. TURNAGE
(BARRY)**

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. Conley*, S211275 (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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S227074 A139018 First Appellate District, Div. 1**PEOPLE v. LAVALLE (KIM)**

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. Macabeo*, S221852 (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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S227523 B255745 Second Appellate District, Div. 5**PEOPLE v. SPENCER
(BRANDON)**

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. Macabeo*, S221852 (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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S227527 H039757 Sixth Appellate District**PEOPLE v. ROY (RANDALL
WARREN)**

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. Chaney*, S223676, and *People v. Valencia*, S223825 (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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S221202**VALDOVINOS (JACINTO
JOSE) ON H.C.**

Order to show cause issued, returnable in Superior Court

The request for judicial notice is granted. The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause returnable before the Shasta County Superior Court, when the matter is placed on calendar, why petitioner is not entitled to relief based on his allegation that trial counsel rendered ineffective assistance at the plea bargaining stage of the proceedings. (See *Lafler v. Cooper* (2012) 566 U.S. __ [132 S.Ct. 1376]; *In re Alvernaz* (1992) 2 Cal.4th 924.) The return is to be filed on or before September 11, 2015.

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

S227539

A145437 First Appellate District, Div. 3

**PETALUMA, CITY OF v. S.C.
(WATERS)**

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

The petition for review granted. The matter is transferred to the Court of Appeal, First Appellate District, Division Three, with directions to vacate its order denying mandate and to issue an order directing respondent superior court to show cause why relief sought in the petition should not be granted.

The temporary stay issued on July 17, 2015, of the “Memorandum of Decision on Plaintiff’s Motion to Compel Further Responses to Discovery” filed by the Sonoma County Superior Court on May 19, 2015, is dissolved without prejudice to petitioner requesting a stay in the Court of Appeal or the Superior Court.

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

S218240

C070836 Third Appellate District

**CITIZENS FOR
ENVIRONMENTAL
RESPONSIBILITY v. 14TH
DISTRICT AGRICULTURAL
ASSOCIATION (STARS OF
JUSTICE, INC.)**

Transferred to Court of Appeal, Third Appellate District, after grant of review

Review in the above-captioned matter is transferred to the Third District Court of Appeal for reconsideration in light of the decision in *Berkeley Hillside Preservation v. City of Berkeley* (2015) 60 Cal.4th 1086. (Cal. Rules of Court, rule 8.528(d).)

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

S226569

B251129 Second Appellate District, Div. 5

**PEOPLE v. HAGIWARA
(EDELTRAUD)**

Petitions for review denied

S226602 A138873 First Appellate District, Div. 3

Petition for review denied

PEOPLE v. HOUSH (CARLOS CIPRANO)

S226614 C073559 Third Appellate District

Petition for review denied

PEOPLE v. JONES IV (THOMAS)

S226618 E058377 Fourth Appellate District, Div. 2

Petitions for review denied

PEOPLE v. RODRIGUEZ (IRVIN)

S226800 B257487 Second Appellate District, Div. 2

Petition for review denied

AMBERS (MICHAEL) v. BEVERAGES & MORE, INC.

S226810 B254671 Second Appellate District, Div. 2

Petition for review denied

PEOPLE v. PEREZ (JORDAN MICHAEL)

S226814 C074019 Third Appellate District

Petition for review denied

PEOPLE v. JACKIO (LAWRENCE)

S226817 B258597 Second Appellate District, Div. 2
Petition for review denied

MONTECINO (JESS) ON H.C.

S226819 B251551 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. FLORES (PHILIP EDWARD)

S226842 B256389 Second Appellate District, Div. 8

Petitions for review denied

PEOPLE v. MIXON (DESMEN DEMAY)

S226852 A136765/A138661/A139317

First Appellate District, Div. 4

Petition for review denied

**STEELE (SUSAN) v. GIBBS
(ROBERT)****S226862** A137961 First Appellate District, Div. 4

Petition for review & depublication request(s) denied

**HONER (PENNY & THOMAS
MITCHELL), MARRIAGE OF****S226904** D065898 Fourth Appellate District, Div. 1

Petition for review denied

**SEFTON, JR., (THOMAS W.)
v. SEFTON (HARLEY K.)/
(WELLS FARGO BANK, N.A.)****S226916** B256452 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. TURCIOS
(JORGE)****S226919** B247367 Second Appellate District, Div. 3

Petition for review denied

The request for judicial notice is denied.

**PEOPLE v. MORENO (DAVID
LOPEZ)****S226931** D065038 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GREY (ANTUON
EUGENE)****S226934** A138179 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. VEGA (RAUL
VEGA)****S226935** B252520 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. SALAIS (OSCAR
JESUS)**

S226959 E061166 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. WAGNER (EARL WILLIAM)

S226996 G048413 Fourth Appellate District, Div. 3

Petition for review & publication request(s) denied

FITZGIBBONS (MICHAEL W.) v. INTEGRATED HEALTHCARE HOLDINGS, INC.

S226997 B261874 Second Appellate District, Div. 4

Petition for review denied

HURD (DALE RAY) ON H.C.

S227001 D065126 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. TORRES (MIGUEL ANGEL)

S227023 G048644 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. GANA (ANNAMARIA MAGNO)

S227031 E061814 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. JOHNS (ANDREA ANN)

S227033 B250698 Second Appellate District, Div. 4

Petition for review denied

PEOPLE v. HURD (DALE RAY)

S227040 A137391 First Appellate District, Div. 2

Petition for review denied

PEOPLE v. ASTURIAS (RICARDO A.)

S227043 F067831/F068618 Fifth Appellate District

Petition for review denied

**SALAZAR (JAIME) v.
THOMAS (JACK)**

S227051 A138683 First Appellate District, Div. 1

Petition for review denied

PEOPLE v. PEAU (MICHAEL)

S227058 B251903 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BARGERTER
(MICHAEL)**

S227067 F068172 Fifth Appellate District

Petition for review denied

PEOPLE v. SERENA (ISAIAH)

S227088 B257836 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. RAMIREZ
(ALFREDO)**

S227090 C074035 Third Appellate District

Petition for review denied

PEOPLE v. AYOBI (SHAJIA)

S227097 B253517 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. NAVARRETE
(ENRIQUE)**

S227100 A144454 First Appellate District, Div. 4

Petition for review denied

**ENLOW (GREG) v.
WORKERS'
COMPENSATION APPEALS
BOARD (CALIFORNIA
DEPARTMENT OF
FORESTRY)**

S227101 B250049 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. WILSON
(STEPHEN P.)**

S227108 F069770 Fifth Appellate District

Petition for review denied

**HUMPHREY (IRVING C.) v.
PLEASANT VALLEY STATE
PRISON MEDICAL
DEPARTMENT**

S227112 D067480 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. PENIX (MICHAEL
WILLIAM)**

S227129 B252994 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. WILLIAMS
(MELVIN)**

S227146 C074150 Third Appellate District

Petition for review denied

**PEOPLE v. JACKSON
(DAVON ARTHUR)**

S227154 C079294 Third Appellate District

Petition for review denied

**YOUNGBLOOD (JESSE L.) v.
S.C. (DEPARTMENT OF
CORRECTIONS &
REHABILITATION)**

S227155 D064999 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CONTRERAS
(ANTHONY LOPEZ)**

S227160 A141457 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. ROBINSON
(BRICE)**

S227161 A140364 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. LOREDO
(SUSANA)**

S227171 C074473 Third Appellate District

Petition for review denied

**PEOPLE v. GOSAL
(GURPREET SINGH)**

S227189 B254773 Second Appellate District, Div. 7

Petition for review denied

**GILBERT & NGUYEN v.
MEDILL (CARY)/(MOORE)**

S227195 B256221 Second Appellate District, Div. 1

Petition for review denied

**LOSONSKY (GREGG M.) v.
TEKTRONIX, INC.**

S227203 H040751 Sixth Appellate District

Petition for review denied

**PEOPLE v. ACEVES (BRUNO
ANDRES)**

S227204 B254666 Second Appellate District, Div. 5

Petitions for review denied

**PEOPLE v. LEE (BRENDAN
J.)**

S227205 F068738 Fifth Appellate District

Petition for review denied

**RIVERISLAND COLD
STORAGE, INC. v.
FRESNO-MADERA
PRODUCTION CREDIT
ASSOCIATION**

S227211 D068134 Fourth Appellate District, Div. 1

Petition for review denied

**JOHNSON (LERON) v. S.C.
(PEOPLE)**

S227219 D068054 Fourth Appellate District, Div. 1 **PEOPLE v. S.C. (WALDON)**
Petition for review denied

S227239 B258021 Second Appellate District, Div. 5 **GREENE (GARY) v. BANK
OF AMERICA**
Petition for review denied
Chin, J., was recused and did not participate.

S227255 D068202 Fourth Appellate District, Div. 1 **KINSELLA (KEVIN) v. S.C.
(KINSELLA)**
Petition for review denied

S227293 D066482 Fourth Appellate District, Div. 1 **PEOPLE v. COVARRUBIAS
(JUAN ANTONIO)**
Petition for review denied

S227302 B263373 Second Appellate District, Div. 6 **ROCHLIN (MICHAEL) v.
WORKERS'
COMPENSATION APPEALS
BOARD & SOUTHERN
CALIFORNIA EDISON**
Petition for review denied

S227344 F068038 Fifth Appellate District **PEOPLE v. HOWELL
(ROBERT PRESTON)**
Petition for review denied
The request for judicial notice is granted.

S227361 C072338 Third Appellate District **RIVERTREE v. REED
LEASING GROUP, LLC**
Petition for review denied

S227365 A141912 First Appellate District, Div. 3 **PEOPLE v. KRUSE
(RICHARD FREDERICK)**
Petition for review denied

S227369	B255719 Second Appellate District, Div. 1	PEOPLE v. NAVA (ERNESTO)
Petition for review denied		
S227370	D068155 Fourth Appellate District, Div. 1	THORNBERRY (DANIEL) ON H.C.
Petition for review denied		
S227371	H039291 Sixth Appellate District	MERRITT (DAVID) v. GANDHI (CHETAK)
Petition for review denied		
S227372	D064860 Fourth Appellate District, Div. 1	PEOPLE v. GUERRERO (GIOVANI)
Petition for review & publication request(s) denied		
The request for an order directing partial publication of the opinion is denied.		
S227395	F070064 Fifth Appellate District	IN RE B.M.
Petitions for review denied		
S227397	H040118 Sixth Appellate District	PEOPLE v. PIPER (ISADOR ALEXANDER)
Petition for review denied		
Liu, Cuéllar, and Kruger, JJ., are of the opinion the petition should be granted.		
S227398	B251845 Second Appellate District, Div. 7	PEOPLE v. MEJIA (JUVENAL CARDENAS)
Petition for review denied		
S227406	B252909 Second Appellate District, Div. 4	PEOPLE v. VALDIZAN (MARCO)
Petition for review denied		
S227409	A145205 First Appellate District, Div. 1	STEWART (JOHN H.) v. S.C. (PARRIS)
Petition for review denied		

S227412	D065985 Fourth Appellate District, Div. 1	YOHNER (TERRENCE LEE) v. CALIFORNIA DEPARTMENT OF JUSTICE
Petition for review denied		
S227422	B264505 Second Appellate District, Div. 8	LIPSEY (CHRISTOPHER) v. S.C. (PEOPLE)
Petition for review denied		
S227426	C078807 Third Appellate District	CHOHAN (RAJINDER) v. SIKH TEMPLE GURWARA
Petition for review denied		
S227429	H040996 Sixth Appellate District	PEOPLE v. BUTERA (ROBERT SALVADORE)
Petition for review denied		
S227432	D066880 Fourth Appellate District, Div. 1	SUMAYA (EMILY) v. CEQUENT PERFORMANCE PRODUCTS, INC.
Petition for review denied		
S227434	G049152 Fourth Appellate District, Div. 3	PEOPLE v. CARRANZA (MARTIN OCHOA)
Petition for review denied		
S227435	F070211 Fifth Appellate District	PEOPLE v. CARDENAS (KALVIN MICHAEL)
The application to file the petition for review under seal and to refer to defendant as “John Doe” in public filings in this Court is denied. (Cal. Rules of Court, rules 2.550, 2.551, and 8.46.) The petition for review is denied.		
S227438	B264234 Second Appellate District, Div. 6	CHANEY (DESHAWN JEROME) v. S.C. (PEOPLE)
Petition for review denied		

S227440 B252675 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. HIDALGO
(ELBERT ERNESTO)**

S227445 H039332 Sixth Appellate District

Petition for review denied

**DOWNTOWN SUNNYVALE
RESIDENTIAL, LLC v.
WELLS FARGO BANK, N.A.**

S227446 C079131 Third Appellate District

Petition for review denied

**K'NAPP (ERIC) v.
DEPARTMENT OF
CORRECTIONS &
REHABILITATION**

S227449 B255086 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SWANSON
(CASEY)**

S227450 D068133 Fourth Appellate District, Div. 1

Petition for review denied

**UNITED EDUCATION
INSTITUTE v. S.C.
(CORDOVA)**

S227453 A145198 First Appellate District, Div. 4

Petition for review denied

**FLORES (ANGEL) v. S.C.
(PEOPLE)**

S227455 C075803 Third Appellate District

Petition for review denied

**PEOPLE v. MAGLAYA
(JAYSON ALLEN)**

S227472 G050894 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BONILLA (JOSE
CARLOS)**

S227476 A142654 First Appellate District, Div. 1
Petition for review denied

IN RE J.M.

S227483 A140465 First Appellate District, Div. 4

Petition for review denied

**VAILE (ROBERT
SCOTLUND) v. PORSBOLL
(CISILIE A.)**

S227486 D064387 Fourth Appellate District, Div. 1

Petition for review denied

**BANAYAN (KAMRAN) v.
ONEWEST BANK, F.S.B.**

S227487 B264659 Second Appellate District, Div. 7

Petition for review denied

**ANDREWS (BEVERLY V.) v.
S.C. (PEOPLE)**

S227490 A141409 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CAMPOS
(CARLOS SOTO)**

S227499 A140607 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. DARENSBURG
(BILLY)**

S227500 B264730 Second Appellate District, Div. 7

Petition for review denied

**LOPEZ (YOLANDA) v. S.C.
(LOS ANGELES COUNTY
DEPARTMENT OF
CHILDREN & FAMILY
SERVICES)**

S227502 G048979 Fourth Appellate District, Div. 3

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

**WARREN (DONNELL) v.
PACIFIC BELL TELEPHONE
COMPANY**

S227503 B255327 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. McFADDEN
(EDDIE BRODNEY)**

S227504 A143218 First Appellate District, Div. 5

Petition for review denied

**C. (J.) v. S.C. (MARIN
COUNTY DEPARTMENT OF
HEALTH & HUMAN
SERVICES)**

S227506 D068207 Fourth Appellate District, Div. 1

Petition for review denied

**DUNSMORE (DARRYL) v.
S.C. (PEOPLE)**

S227516 C071884 Third Appellate District

Petition for review denied

**RAHBARIAN (PAIMAN) v.
BRASHER'S SACRAMENTO
AUTO AUCTION, INC.**

S227519 C074082 Third Appellate District

Petition for review denied

**L J SUTTER PARTNERS, L.P.
v. ODYSSEUS FARMS**

S227528 H040044 Sixth Appellate District

The motion to stay the petition for review is denied.
The petition for review is denied.

**PEOPLE v. PEOPLES
(TIMOTHY)**

S227538 B254487 Second Appellate District, Div. 2

Petition for review denied

**SHOEN (LILLI) v. ZACARIAS
(JULIET)**

S227540 H040934 Sixth Appellate District

Petition for review denied

**DIXON (OSRIC) v.
NATIONSTAR MORTGAGE,
LLC**

S227544 A144891 First Appellate District, Div. 1

Petition for review denied

**STEVENSON (JAMES) ON
H.C.**

S227545 B254939 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BROWN
(CHRISTOPHER LEE)**

S227549 C075224 Third Appellate District

Petition for review denied

**PEOPLE v. NEIDERBRACH
(JOHN THOMAS)**

S227555 F071529 Fifth Appellate District

Petition for review denied

**CAMPBELL, SR., (ANTHONY
TYRONE) ON H.C.**

S227563 G046681 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BRAMBILA
(GUILLERMO JUNIOR)**

S227567 D066390 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. LEE (DAVID
BRUCE)**

S227569 H040985 Sixth Appellate District

Petition for review denied

**PEOPLE v. REYES (MARTIN
TAPIA)**

S227578 F069961/F070031 Fifth Appellate District

Petitions for review denied

IN RE MAKAILA B.

S227579 D068328 Fourth Appellate District, Div. 1

**MASHIRI (FARID) v. S.C.
(COLLECTION
CONSULTANTS OF
CALIFORNIA)**

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

S227582 D067977 Fourth Appellate District, Div. 1

**CECENA (JESUS
SALVADORE) ON H.C.**

Petition for review denied

S227595 D066349 Fourth Appellate District, Div. 1

**COLLINS (ROY B.) v.
CISTERRA PARTNERS, LLC**

Petition for review & publication request(s) denied

S227597 D066141 Fourth Appellate District, Div. 1

**YAZDANI (KAVEH) v. BANK
OF AMERICA, N.A.**

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

S227598

**NEWMAN (TERRY) v. S.C.
(PEOPLE)**

Petition for writ of mandate/prohibition denied

S227603 A141174 First Appellate District, Div. 1

**PEOPLE v. PALMER
(DANIELLE PERRY)**

Petition for review denied

S227604 F071521 Fifth Appellate District
Petition for review denied

A. (K.) v. S.C. (PEOPLE)

S227606 H041176 Sixth Appellate District
Petition for review denied

IN RE E.R.

S227607 A140317 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MAYFIELD
(CARNELL L.)**

S227608 D065589 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SALAZAR
(ALEXANDER)**

S227622 C070674 Third Appellate District

Petition for review denied

**POLLARD (NEIL) v. UNITED
SECURITY BANK**

S227630 B264397 Second Appellate District, Div. 5

Petition for review denied

**HOLLYWOODIANS
ENCOURAGING LOGICAL
PLANNING v. S.C. (CITY OF
LOS ANGELES)**

S227645 C076770 Third Appellate District

Petition for review denied

**PEOPLE v. EVERETT
(DAVID CHARLES)**

S227647 F068812 Fifth Appellate District

Petition for review denied

**QUIGLEY (JACK BARRY) v.
S.C. (PEOPLE)**

S227648 B252730 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. MEREDITH
(THOMAS ALLEN)**

S227651 H038403 Sixth Appellate District

Petition for review denied

**PEOPLE v. CARLIN
(ANTHONY WAYNE)**

S227662 H040157 Sixth Appellate District

Petition for review denied

**MILLER (KURT A.) v.
FLEMATE (EUGENE)**

S227663 E060676 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DEMENDOZA
(GENE)**

S227664 B255002 Second Appellate District, Div. 1

Petition for review denied

IN RE R.B.

S227668 B255968 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. LOMELI
(MIGUEL A.)**

S227673 B253973 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. HARRIS (EDDIE
LEE)**

S227674 B256259 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. MAGALLON
(MISTY)**

S227678 B253649 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. ERVIN (BOBBY
NARVELLE)**

S227679 G050911 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BENDER
(RUSSELL ARTHUR)**

S227684 H040674 Sixth Appellate District

Petition for review & depublication request(s) denied

**JANICE DOE v. S.C. (FIRST
BAPTIST CHURCH OF SAN
JOSE)**

S227686 B255824 Second Appellate District, Div. 3

Petition for review denied

**COALITION FOR
PRESERVATION OF THE
ARROYO v. CITY OF
PASADENA**

S227694 E060763 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. O'CONNER
(CHARLES ELVIN)**

S227695 F066418 Fifth Appellate District

Petition for review denied

**PEOPLE v. BARAJAS
(MARGARITO VALENCIA)**

S227697 D068283 Fourth Appellate District, Div. 1

Petition for review denied

**THOMAS (BRUCE) v. S.C.
(PEOPLE)**

S227698 A140903 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. OSBY (JIHAD
MALCOLM)**

S227705 E060820 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ROYAL (ROBERT
LEE)**

S227708 G050683 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. WALKER
(CLINTON TYRONE)**

S227728 B255077 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. LEWIS (KEITH
DWAYNE)**

S227731 B252904 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. WALTERS
(KATHERINE)**

S227732 D065875 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. AREVALO (LEE
MARVIN)**

S227734 F068508 Fifth Appellate District

Petition for review denied

**PEOPLE v. PATTERSON
(CHRISTOPHER HARVELL)**

S227737 E059992 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. EVANS
(CRAISEAN RYAN)**

S227739 B261615 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. WILLIAMS
(STEVEN)**

S227741 C079449 Third Appellate District

Petition for review denied

**HILL (DONALD JESSE) v.
S.C. (PEOPLE)**

S227753 G051978 Fourth Appellate District, Div. 3

Petition for review & application for stay denied

**WEISS (MICHAEL A.) v. S.C.
(MARSH)**

S227781 B260547 Second Appellate District, Div. 3

Petition for review denied

IN RE M.A.

S227852 E061437 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. PHELPS
(JACQUES ANDRE)**

S227865 D068324 Fourth Appellate District, Div. 1 **THOMAS, SR., (ALDEN A.) v. S.C. (PEOPLE)**

The petition for writ of mandate/prohibition is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

S222683 **SANTA CRUZ (ISMAEL) ON H.C.**

Petition for writ of habeas corpus denied

S223360 **AVILA (EMANUEL) ON H.C.**

Petition for writ of habeas corpus denied

S224249 **FOWLER (RICKIE LEE) ON H.C.**

Petition for writ of habeas corpus denied

S225444 **SNEED (DONNIE KAY) ON H.C.**

Petition for writ of habeas corpus denied

S225495 **WHITE (JAMES E.) ON H.C.**

Petition for writ of habeas corpus denied

S225927 **AUSTIN (JAMES RUSSELL) ON H.C.**

Petition for writ of habeas corpus denied

S225937 **ZIMMERMAN (CLARENCE) ON H.C.**

Petition for writ of habeas corpus denied

S225964 **DAWSON (DAVID C.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S225971**DORADO (JOSE MANUEL)
ON H.C.**

Petition for writ of habeas corpus denied

S226020**JOHNSTON (JARED) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S226021****CAMPOS (RAYMOND) ON
H.C.**

Petition for writ of habeas corpus denied

S226026**BARNES (KEVIN JEROME)
ON H.C.**

Petition for writ of habeas corpus denied

S226044**WILLIAMS (RONNIE D.) ON
H.C.**

Petition for writ of habeas corpus denied

S226064**HARRIS (DAVID D.) ON H.C.**

Petition for writ of habeas corpus denied

Corrigan, J., was recused and did not participate.

S226308**MARTINEZ (RONALD F.) ON
H.C.**

Petition for writ of habeas corpus denied

S226312**ROBINSON (KEVIN LEE) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780;
In re Clark (1993) 5 Cal.4th 750, 767-769.)**S226409****HOWELL (DAVID
KENNETH) ON H.C.**

Petition for writ of habeas corpus denied

S226412**SILVA-RODRIGUEZ (CRIS)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S226415**RANDOLPH (LENEL) ON
H.C.**

Petition for writ of habeas corpus denied

S226421**WAHID (SAMIR MUSTAPHA)
ON H.C.**

Petition for writ of habeas corpus denied

S226433**BARCENA (RUBEN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S226471**WARREN (PAUL R.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)

S226493**YUN (JOHN LEE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S226509**ESPINAL (PEDRO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780;
In re Clark (1993) 5 Cal.4th 750, 767-769.)

S226512**VAN ALSTINE (JAMES
ROBERT) ON H.C.**

Petition for writ of habeas corpus denied

S226552**HANNAH (DAVE) ON H.C.**

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

S226554**JOHNSON (OSHAY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S226556**GRIFFIN (TIMOTHY C.) ON
H.C.**

Petition for writ of habeas corpus denied

S226557**QUINTANILLA (BRIAN) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**S226560****BOLDS (WILLIE) ON H.C.**

Petition for writ of habeas corpus denied

S226562**PRESSLEY (JAMES) ON H.C.**

Petition for writ of habeas corpus denied

S226564**PORHOUSE (STEPHEN) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304.)**S226568****BOLDS (WILLIE) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**S226574****THACKER (CLAYTON) ON
H.C.**

Petition for writ of habeas corpus denied

S226579**BOROWIEC (JEAN-PAUL)
ON H.C.**

Petition for writ of habeas corpus denied

S226620**JOHNSON (THOMAS
ARTHUR) ON H.C.**

Petition for writ of habeas corpus denied

S226635**WILLIAMS (ANDRE ELGIN)
ON H.C.**

Petition for writ of habeas corpus denied

S226637**BRUMFIELD, JR.,
(ANTHONY RAY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S226643**BUNN (GARY L.) ON H.C.**

Petition for writ of habeas corpus denied

S226669**PENNINGS (OTONIEL
TYLER) ON H.C.**

Petition for writ of habeas corpus denied

S226676**WASHINGTON (JAMES) ON
H.C.**

Petition for writ of habeas corpus denied

S226678**NASH (DEON LOVELLE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S226679**AMESQUITA (JUAN JOSE)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S226681**BURTON (DeMARIO) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S226700**YOUNG (HOWARD ALLEN)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S226701**YOUNG (HOWARD ALLEN)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

S226703**DAY (BURTON) ON H.C.**

Petition for writ of habeas corpus denied

S226704**DAY (BURTON) ON H.C.**

Petition for writ of habeas corpus denied

S226709**KURTENBACH (JAMES) ON
H.C.**

Petition for writ of habeas corpus denied

S226711**VELASQUEZ (FELIX) ON
H.C.**

Petition for writ of habeas corpus denied

S226729**WALLACE (JAMES) ON H.C.**

Petition for writ of habeas corpus denied

S226730**TAYLOR (CODY RICHARD)
ON H.C.**

Petition for writ of habeas corpus denied

S226732**LANDRON (MORGAN) ON
H.C.**

Petition for writ of habeas corpus denied

S226747**TOPETE (VICTOR M.) ON
H.C.**

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

S226751**WRIGHT (DOMINIC
VASHON) ON H.C.**

Petition for writ of habeas corpus denied

S226840**YOUNG (HOWARD ALLEN)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S227225**TAYLOR (TRACY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S227481**BRUMFIELD, JR.,
(ANTHONY RAY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S227631**HILL (JOSHUA) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

S227864**KLEIN (AARON LUKE) ON
H.C.**

Petition for writ of habeas corpus & application for stay denied

S227142

B252084 Second Appellate District, Div. 2

**MIRTORABI (AZAM) v.
ACTION FORECLOSURE
SERVICES, INC.**

Publication request denied (case closed)

S227179 G049307 Fourth Appellate District, Div. 3**LIN (GINA & AUGUSTIN A.),
MARRIAGE OF**

Publication request denied (case closed)

S208154**POWELL (CARL D.) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Gary B. Wells representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by November 20, 2015, counsel's request for an extension of time in which to file that document is granted to October 19, 2015. After that date, only one further extension totaling about 31 additional days will be granted.

S037625**PEOPLE v. HARRIS (LANELL
CRAIG)**

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed habeas corpus/executive clemency counsel for permission to withdraw as attorney of record for condemned inmate Lanell Craig Harris, filed June 22, 2015, is granted.

The order appointing Alfons G. Wagner as habeas corpus/executive clemency counsel of record for condemned inmate Lanell Craig Harris, filed July 22, 1998, is hereby vacated.

On the court's own motion, pending further order of the court, the California Appellate Project (CAP) in San Francisco is hereby appointed to represent condemned inmate Lanell Craig Harris for habeas corpus/executive clemency proceedings related to the above automatic appeal now final in this court.

Alfons G. Wagner is hereby directed to deliver to CAP/San Francisco Executive Director Joseph Schlesinger, or arrange for delivery, within 30 days from the filing of this order, all remaining case transcripts, case files, habeas corpus work product, trial files, confidential case status reports, and all other related materials that he has obtained from condemned inmate Lanell Craig Harris or his trial counsel, or from any other source.

S199741**PEOPLE v. WILLIAMS
(MANLING TSANG)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Linda F. Robertson is hereby appointed to represent appellant Manling Tsang Williams for the direct appeal in the above automatic appeal now pending in this court.

S218400 B243800 Second Appellate District, Div. 2**IN RE TRANSIENT
OCCUPANCY TAX CASES**

Motion to file document under seal granted

Good cause appearing, the renewed application of petitioner City of San Diego to file under seal the unredacted version of petitioner's Answer to Amicus Curiae Brief of American Society of Travel Agents, Inc., received on August 3, 2015, is granted. (Cal. Rules of Court, rule 8.46(f)(2).)

S221382**McGHEE (TIMOTHY) ON
H.C.**

Motion to file document under seal granted

Petitioner's "Application for Order to File Exhibit 11 Under Seal," filed on September 19, 2014, is refiled as an application for an order to file Exhibit 11 as a confidential record. The application for an order to file Exhibit 11 as a confidential record is granted. (See Cal. Rules of Court, rules 8.45(d)(2), 8.47(b)(1)(B) & (b)(2).)

S226408**ACCUSATION OF ARKLEY
II**

Petition denied (accusation)

S227110**ACCUSATION OF OCHOA**

Petition denied (accusation)

S227400**ACCUSATION OF
VALENZUELA**

Petition denied (accusation)

S227556**ACCUSATION OF BROWN**

Petition denied (accusation)

S227557**ACCUSATION OF JONES**

Petition denied (accusation)

S227642**ACCUSATION OF GREEN**

Petition denied (accusation)

S227658**ACCUSATION OF
FLETCHER**

Petition denied (accusation)

S228270**BERGMAN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBERT ALAN BERGMAN, State Bar Number 73306, as a member of the State Bar of California is accepted.

ROBERT ALAN BERGMAN 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228272**BLACK ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CELESTE MARIE BLACK, State Bar Number 187380, as a member of the State Bar of California is accepted.

CELESTE MARIE BLACK 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228273**BUTLER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ANN LOUISE BUTLER, State Bar Number 153617, as a member of the State Bar of California is accepted.

ANN LOUISE BUTLER 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228275**FOX ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LAWRENCE ALLEN FOX, State Bar Number 97554, as a member of the State Bar of California is accepted.

LAWRENCE ALLEN FOX 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228276**GOLDSMITH ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RUSSELL DAVID GOLDSMITH, State Bar Number 65960, as a member of the State Bar of California is accepted.

RUSSELL DAVID GOLDSMITH 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228278**HARPER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KATHLEEN M. HARPER, State Bar Number 94014, as a member of the State Bar of California is accepted.

KATHLEEN M. HARPER 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228279**HERMAN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOSEPH EDWARD HERMAN, State Bar Number 58899, as a member of the State Bar of California is accepted.

JOSEPH EDWARD HERMAN 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228280**FEHR ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LORI LEE FEHR, State Bar Number 141111, as a member of the State Bar of California is accepted.

LORI LEE FEHR 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228281**GRAY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GARY DEXTER GRAY, State Bar Number 89784, as a member of the State Bar of California is accepted.

GARY DEXTER GRAY 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228282**KELSEY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DAVID BRUCE KELSEY, State Bar Number 66400, as a member of the State Bar of California is accepted.

DAVID BRUCE KELSEY 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228303**MAXWELL ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WALTER GARY MAXWELL, State Bar Number 43546, as a member of the State Bar of California is accepted.

WALTER GARY MAXWELL 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228306**MEYNER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SALLY LOUISE MEYNER, State Bar Number 226144, as a member of the State Bar of California is accepted.

SALLY LOUISE MEYNER 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228309**MOMENT ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JESSICA JONES MOMENT, State Bar Number 255257, as a member of the State Bar of California is accepted.

JESSICA JONES MOMENT 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228310**OKSNER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBERT Z. OKSNER, State Bar Number 73436, as a member of the State Bar of California is accepted.

ROBERT Z. OKSNER 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228311**SESSOM ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARY T. SESSOM, State Bar Number 89329, as a member of the State Bar of California is accepted.

MARY T. SESSOM 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 30 and 40 calendar days, respectively, after the effective date of this order.

S228312**YEOMANS ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RALPH LAUGHNER YEOMANS, State Bar Number 63265, as a member of the State Bar of California is accepted.

RALPH LAUGHNER YEOMANS 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 30 and 40 calendar days, respectively, after the effective date of this order.

**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. 1,215)**

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.)