

**SUPREME COURT MINUTES
WEDNESDAY, AUGUST 17, 2016
SAN FRANCISCO, CALIFORNIA**

S045423

**PEOPLE v. SÁNCHEZ
(EDGARDO)**

Rehearing denied

S180912

**ADCOX (KEITH EDWARD)
ON H.C.**

Order to show cause issued

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause in this court, when the matter is placed on calendar, why petitioner is not entitled to relief because of juror misconduct, as alleged in Claim 3 of his petition for writ of habeas corpus, filed March 12, 2010. The return must be filed on or before September 16, 2016.

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

S234969

**TROESTER (DOUGLAS) v.
STARBUCKS
CORPORATION**

Request for certification granted

The court grants the request, made pursuant to California Rules of Court, rule 8.548, that this court decide a question of California law presented in a matter pending in the United States Court of Appeals for the Ninth Circuit. For the purposes of briefing and oral argument, appellant Douglas Troester 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.

S224564

D063428 Fourth Appellate District, Div. 1

**PEOPLE v. CONTRERAS
(LEONEL)**

Briefing ordered in previously Held case

This matter was granted and held for *People v. Franklin* (2016) 63 Cal.4th 261 (S217699), *In re Alatrisme* (S214652), and *In re Bonilla* (S214960). *Franklin* is now final and *Alatrisme* and *Bonilla* have been transferred for reconsideration in light of *Franklin*. We now direct the parties to serve and file briefs addressing the following issue: Is a total sentence of 50 years to life or 58 years to life the functional equivalent of life without the possibility of parole for juvenile offenders?

S230917 E061027 Fourth Appellate District, Div. 2 **PEOPLE v. ORTEGA
(MARIO)**

Order filed: holding for new lead case

Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Contreras et. al.* (S224564) (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.

S233099 B257829 Second Appellate District, Div. 5 **PEOPLE v. ADAMS (KEVIN)**

Order filed: holding for new lead case

Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Contreras et. al.* (S224564) (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.

S235765 B265663 Second Appellate District, Div. 6 **PEOPLE v. YARBERRY
(JERRY LYNN)**

Petition for review granted; briefing deferred

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

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

S235772 G051920 Fourth Appellate District, Div. 3 **PEOPLE v. McCUTCHAN
(LISA MARIE)**

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. Romanowski*, S231405 (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.

S235773 B263849 Second Appellate District, Div. 6 **PEOPLE v. ACOSTA (JUAN GABRIEL)**

Petition for review granted; briefing deferred

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

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

S235776 G051446 Fourth Appellate District, Div. 3 **PEOPLE v. MUNOZ (LAURA LEE)**

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. Romanowski*, S231405 (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.

S235828 B266479 Second Appellate District, Div. 6 **PEOPLE v. RICHARDS (JOHN COLE)**

Petition for review granted; briefing deferred

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

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

S235879 E062900 Fourth Appellate District, Div. 2 **PEOPLE v. SIMON (VERNAE JENNIFER)**

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. Gonzales*, S231171 (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.

S235909 E064118 Fourth Appellate District, Div. 2 **PEOPLE v. PULS (ROBERT WAYNE)**

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. Page*, S230793 (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.

S235918 B262383 Second Appellate District, Div. 7 **PEOPLE v. SHIRLEY (GAYLON RAY)**

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.

S214652 B248072 Second Appellate District, Div. 2 **ALATRISTE (JOSE ARMANDO) ON H.C.**

Transferred to Court of Appeal, Second Appellate District, Division Two, after grant of review
The matter is transferred to the Court of Appeal, Second Appellate District, Division Two. That court is ordered to vacate its denial dated October 29, 2013, and is further ordered to issue an order to show cause, returnable before the Los Angeles County Superior Court. The Secretary of the Department of Corrections and Rehabilitation is to be ordered to show cause, when the matter is placed on calendar, why petitioner is not entitled to make a record of “mitigating evidence tied to his youth.” (See *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284.) The return is to be filed on or before September 16, 2016.

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

S214960 B248199 Second Appellate District, Div. 2 **BONILLA (JOSEPH) ON H.C.**

Transferred to Court of Appeal, Second Appellate District, Division Two, after grant of review
The matter is transferred to the Court of Appeal, Second Appellate District, Division Two. That court is ordered to vacate its denial dated October 29, 2013, and is further ordered to issue an order to show cause, returnable before the Los Angeles County Superior Court. The Secretary of the Department of Corrections and Rehabilitation is to be ordered to show cause, when the matter is placed on calendar, why petitioner is not entitled to make a record of “mitigating evidence tied to his youth.” (See *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284.) The return is to be filed on or before September 16, 2016.

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

S216139 B242447 Second Appellate District, Div. 6 **PEOPLE v. MARTIN
(MARLIN V.)**

Transferred to Court of Appeal, Second Appellate District, Division Six, after hold
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Six, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S216772 D063181 Fourth Appellate District, Div. 1 **HEARD (FRANK ELI) ON
H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold
The matter is transferred to the Court of Appeal, Fourth Appellate District, Division One. That court is ordered to vacate its denial dated January 22, 2014, and is further ordered to issue an order to show cause, returnable before the San Diego County Superior Court. The Secretary of the Department of Corrections and Rehabilitation is to be ordered to show cause, when the matter is placed on calendar, why petitioner is not entitled to make a record of “mitigating evidence tied to his youth.” (See *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284.) The return is to be filed on or before September 16, 2016.
Votes: Cantil-Sakauye, C., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S216994 H038508 Sixth Appellate District **PEOPLE v. ESPINOZA
(CARLOS)**

Transferred to Court of Appeal, Sixth Appellate District, after hold
The above-entitled matter is transferred to the Court of Appeal, Sixth District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 269, and *People v. Sanchez* (2016) 63 Cal.4th 665. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S217404 D064350 Fourth Appellate District, Div. 1 **PEOPLE v. S.C. (FLORES)**
Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division One
The above-entitled matter is dismissed without prejudice as to any relief petitioner may be entitled to under *People v. Franklin* (2016) 63 Cal.4th 261, 283-284.
Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S218757 G048019 Fourth Appellate District, Div. 3 **PEOPLE v. SOLIS (WESLEY)**
Transferred to Court of Appeal, Fourth Appellate District, Division Three, after hold
The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S219167 G047199 Fourth Appellate District, Div. 3 **PEOPLE v. GONZALEZ**
(JAIME GUADALUPE)

Transferred to Court of Appeal, Fourth Appellate District, Division Three, after hold
The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S220271 C067436/C069886 Third Appellate District **PEOPLE v. GARRETT**
(VICTOR TYRONE)

Transferred to Court of Appeal, Third Appellate District, after hold
The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Cantil-Sakauye, C. J., was recused and did not participate.
Votes: Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S220790 C066929 Third Appellate District **PEOPLE v. SAETERN (XENG)**

Transferred to Court of Appeal, Third Appellate District, after hold
The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S221327 E055062 Fourth Appellate District, Div. 2 **PEOPLE v. WINDFIELD**
(KEANDRE DION)

Transferred to Court of Appeal, Fourth Appellate District, Division Two, after hold
The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S222031 A136727 First Appellate District, Div. 4 **PEOPLE v. HARRIS**
(NICHOLAS)

Transferred to Court of Appeal, First Appellate District, Division Four, after hold
The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Four, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S222473 A133342 First Appellate District, Div. 4 **PEOPLE v. CANON
(CHRISTOPHER)**

Transferred to Court of Appeal, First Appellate District, Division Four, after hold

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Four, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S223330 C070693 Third Appellate District **PEOPLE v. MOORE
(MARQUISE DOMINIQUE)**

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

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S223755 B252500 Second Appellate District, Div. 7 **PEOPLE v. SPIVEY (DAVID
WAYNE)**

Transferred to Court of Appeal, Second Appellate District, Division Seven, after hold

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Seven, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S224383 C067260 Third Appellate District **PEOPLE v. HERNANDEZ
(JOSE ARTURO)**

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

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S225205 G048039 Fourth Appellate District, Div. 3 **GERARD (JAZMINA) v.
ORANGE COAST
MEMORIAL MEDICAL
CENTER**

Transferred to Court of Appeal, Fourth Appellate District, Division Three, after grant of review
The above-captioned matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of the enactment of Statutes 2015, chapter 505 (Sen. Bill No. 327 (2015-2016 Reg. Sess.)). (Cal. Rules of Court, rule 8.528(d).)

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

S225231 F065807 Fifth Appellate District **PEOPLE v. RODRIGUEZ
(JESUS MANUEL)**

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

The above-entitled matter is transferred to the Court of Appeal, Fifth District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 269 as to defendant Rodriguez, and in light of *People v. Franklin* (2016) 63 Cal.4th 261, 269, and *People v. Romero & Self* (2015) 62 Cal.4th 1 as to defendant Barajas. (Cal. Rules of Court, rule 8.528(d).)

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

S225454 B251262 Second Appellate District, Div. 1 **PEOPLE v. McCLOUD (IZAC)**

Transferred to Court of Appeal, Second Appellate District, Division One, after hold

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division One, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S225570 B254191 Second Appellate District, Div. 3 **PEOPLE v. FERNANDEZ
(MATTHEW ARCADO)**

Transferred to Court of Appeal, Second Appellate District, Division Three, after hold

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Three, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S225783 F067104 Fifth Appellate District **PEOPLE v. KING (WALTER GERARD)**

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

The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S225848 D064010 Fourth Appellate District, Div. 1 **PEOPLE v. JORDAN (SHAQUILLE KASIYA)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S226151 D064367 Fourth Appellate District, Div. 1 **PEOPLE v. AGUON (MICHAEL JAY)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S226155 E060028 Fourth Appellate District, Div. 2 **PEOPLE v. SCOTT (JAVANTE MARQUIS)**

Transferred to Court of Appeal, Fourth Appellate District, Division Two, after hold

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S226480 E060770 Fourth Appellate District, Div. 2 **GONZALEZ (ADRIAN ALEX) ON H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division Two, after hold
The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two. That court is ordered to vacate its denial dated April 16, 2015, and is further ordered to issue an order to show cause, returnable before the Riverside Superior Court. The Secretary of the Department of Corrections and Rehabilitation is to be ordered to show cause, when the matter is placed on calendar, why petitioner is not entitled to make a record of “mitigating evidence tied to his youth.” (See *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284.) The return is to be filed on or before September 16, 2016.

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

S226494 H039286 Sixth Appellate District **PEOPLE v. GUZMAN (JONATHAN ISMAEL)**

Transferred to Court of Appeal, Sixth Appellate District, after hold
The above-entitled matter is transferred to the Court of Appeal, Sixth Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S226553 A135991 First Appellate District, Div. 1 **PEOPLE v. PRESCOTT (EARNEST L.)**

Transferred to Court of Appeal, First Appellate District, Division One, after hold
The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division One, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S226995 H040784 Sixth Appellate District **AGUILAR (ALEXIS) ON H.C.**

Transferred to Court of Appeal, Sixth Appellate District, after hold
The matter is transferred to the Court of Appeal, Sixth Appellate District. That court is ordered to vacate its opinion dated April 30, 2015, and is further ordered to issue an order to show cause, returnable before the Monterey Superior Court. The Secretary of the Department of Corrections and Rehabilitation is to be ordered to show cause, when the matter is placed on calendar, why petitioner is not entitled to make a record of “mitigating evidence tied to his youth.” (See *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284.) The return is to be filed on or before September 16, 2016.

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

S227659 D064561 Fourth Appellate District, Div. 1 **PEOPLE v. RICARDEZ
(SAMUEL ORTEGA)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold
The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S227938 E057279 Fourth Appellate District, Div. 2 **PEOPLE v. GARCIA (ERIC
GEOVANIE)**

Transferred to Court of Appeal, Fourth Appellate District, Division Two, after hold
The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S228198 F066160/F066278 Fifth Appellate District **PEOPLE v. NASH (KATILA
ANN JEAN)**

Transferred to Court of Appeal, Fifth Appellate District, after hold
The above-entitled matter is transferred to the Court of Appeal, Fifth District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 269, and *People v. Banks* (2015) 61 Cal.4th 788 (Cal. Rules of Court, rule 8.528(d)) as to defendant Nash.
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S228554 B254370 Second Appellate District, Div. 1 **PEOPLE v. JONES
(DARNELL)**

Transferred to Court of Appeal, Second Appellate District, Division One, after hold
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division One, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S228596 B256120 Second Appellate District, Div. 2 **PEOPLE v. NAVA (JARAD J.)**

Transferred to Court of Appeal, Second Appellate District, Division Two, after hold
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Two, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S228964 B243201 Second Appellate District, Div. 8 **PEOPLE v. VIRTO (AGUSTIN BERNARDO)**

Transferred to Court of Appeal, Second Appellate District, Division Eight, after hold
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Eight, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S229288 B249571 Second Appellate District, Div. 6 **PEOPLE v. CASTANEDA (ROBERTO)**

Transferred to Court of Appeal, Second Appellate District, Division Six, after hold
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Six, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S229543 F068070 Fifth Appellate District **PEOPLE v. DIAZ, JR., (MARIANO)**

Transferred to Court of Appeal, Fifth Appellate District, after hold
The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S229557 F067352/F067598 Fifth Appellate District **PEOPLE v. HARGIS (DARYL)**

Transferred to Court of Appeal, Fifth Appellate District, after hold
The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S229924 B258181 Second Appellate District, Div. 4 **PEOPLE v. LARA (DANIEL JOSEPH)**

Transferred to Court of Appeal, Second Appellate District, Division Four, after hold
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Four, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S229940 C071533 Third Appellate District**PEOPLE v. RIGMADEN
(KUNTA SHAQUILLE ALI)**

Dismissed and remanded to Court of Appeal, Third Appellate District

The above-entitled matter is dismissed in light of *People v. Franklin* (2016) 63 Cal.4th 261, 279.

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

S230011 B251312 Second Appellate District, Div. 4**PEOPLE v. WEISNER
(JONQUIL)**

Transferred to Court of Appeal, Second Appellate District, Division Four, after hold

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District,

Division Four, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S230325 H040242 Sixth Appellate District**PEOPLE v. RUIZ
(MATTHEW)**

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

The above-entitled matter is transferred to the Court of Appeal, Sixth Appellate District, with

directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S230616 E059452 Fourth Appellate District, Div. 2**PEOPLE v. GARCIA
(ANDREW EDWARD)**

Transferred to Court of Appeal, Fourth Appellate District, Division Two, after hold

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

Division Two, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S231012 F068397 Fifth Appellate District**PEOPLE v. SOTO (OSCAR
RICHARD)**

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

The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District, with

directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)

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

S231052 B250572 Second Appellate District, Div. 8 **PEOPLE v. DOKINS
(DONALD RAY)**

Transferred to Court of Appeal, Second Appellate District, Division Eight, after hold
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Eight, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S231457 D068066 Fourth Appellate District, Div. 1 **PEOPLE v. BARBARIN
(JAMES GILBERT)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold
The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S231734 B260667 Second Appellate District, Div. 5 **PEOPLE v. MOORE
(ROOSEVELT)**

Transferred to Court of Appeal, Second Appellate District, Division Five, after hold
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Five, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S231740 C074048 Third Appellate District **PEOPLE v. JIMENEZ, JR.,
(TONY SALVADORE)**

Transferred to Court of Appeal, Third Appellate District, after hold
The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S232289 C077380 Third Appellate District **RENWICK (CHERYL
ELDER) v. SUTTER
MEDICAL FOUNDATION**

Dismissed and remanded to Court of Appeal, Third Appellate District
Review in the above-captioned matter, which was granted and held for *Winn v. Pioneer Medical Group* (2016) 63 Cal.4th 148, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S232846 B256698 Second Appellate District, Div. 8 **PEOPLE v. SNELL
(DARNELL)**

Transferred to Court of Appeal, Second Appellate District, Division Eight, after hold
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Eight, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S232877 B248995 Second Appellate District, Div. 3 **PEOPLE v. ALONZO
(GONZALO)**

Transferred to Court of Appeal, Second Appellate District, Division Three, after hold
The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Three, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 268-269, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S233774 D067336 Fourth Appellate District, Div. 1 **PEOPLE v. SANCHEZ (RENE)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold
The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and reconsider the cause in light of *People v. Franklin* (2016) 63 Cal.4th 261, 283-284. (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S190968 **BURNEY (SHAUN KAREEM)
ON H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus, filed February 28, 2011, is denied.

To the extent it is presented as a claim for habeas corpus relief, Claim Fourteen is denied as noncognizable. (*People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lindley* (1947) 29 Cal.2d 709; see also *In re Reno* (2012) 55 Cal.4th 428, 443, 505 506 (*Reno*).)

Claims Three, Fifteen, Twenty, Twenty-Four, Twenty-Five (insofar as it alleges ineffective assistance of prior habeas corpus counsel), Twenty-Six, and Twenty-Seven are denied on the merits.

Except for Claims Three, Fifteen, Twenty, Twenty-Four, Twenty-Five (insofar as it alleges ineffective assistance of prior habeas corpus counsel), Twenty-Six, and Twenty-Seven, all claims are procedurally barred as untimely under *In re Robbins* (1998) 18 Cal.4th 770, 780-781. (See also *Reno, supra*, 55 Cal.4th at pp. 443, 459 476.)

With respect to Claims Six, Seven, Eight, Ten, Twelve, Thirteen, Fourteen, and Sixteen through Nineteen, except to the extent they allege ineffective assistance of counsel, they are procedurally barred under *In re Waltreus* (1965) 62 Cal.2d 218, 225, insofar as they were raised and rejected on appeal. (See also *Reno, supra*, 55 Cal.4th at pp. 443, 476-490.)

With respect to Claims Eight, Nine, Fourteen, and Seventeen, except to the extent they allege ineffective assistance of counsel, they are procedurally barred under *In re Dixon* (1953) 41 Cal.2d 756, 759, insofar as they could and should have been raised on appeal but were not. (See also *Reno, supra*, 55 Cal.4th at pp. 443, 490-496.)

With respect to Claims One, Two, Four, Five, Seven, Eight, Nine, Eleven, Seventeen, Twenty-One, Twenty-Two, Twenty-Three, and Twenty Five, they are procedurally barred under *In re Miller* (1941) 17 Cal.2d 734, 735, insofar as they were raised and rejected in petitioner's prior habeas corpus petition. (See also *Reno, supra*, 55 Cal.4th at pp. 443, 496-501.)

With respect to Claims One, Two, Four, Nine, and Fourteen, they are procedurally barred under *In re Clark* (1993) 5 Cal.4th 750, 767-769, insofar as they could and should have been raised in petitioner's prior habeas corpus petition but were not. (See also *Reno, supra*, 55 Cal.4th at pp. 443, 501 505.)

With respect to Claims Four, Five, Eight, Eleven, Twenty-One, and Twenty Two, except to the extent they allege ineffective assistance of counsel, they are procedurally barred under *In re Seaton* (2004) 34 Cal.4th 193, 201, insofar as they could and should have been raised in the trial court but were not. Justice Werdegar would not apply the *Seaton* bar to any of these claims.

S234580 B263666 Second Appellate District, Div. 7

**MALIBU COMMUNITY
ALLIANCE v. CITY OF
MALIBU (SANTA
MONICA-MALIBU UNIFIED
SCHOOL DISTRICT)**

Petition for review & publication request(s) denied

S234922 B262717 Second Appellate District, Div. 4

**ESPEJO (JAY) v. SOUTHERN
CALIFORNIA PERMANENTE
MEDICAL GROUP**

Petition for review denied

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

S234940 A148297 First Appellate District, Div. 4

**JOHNSON (DAMONE) ON
H.C.**

Petition for review denied

S235031 F073631 Fifth Appellate District

**KAURA (VINOD K.) v. S.C.
(WELLS FARGO BANK, N.A.)**

Petition for review denied

S235035 F068752 Fifth Appellate District
Petition for review denied

**PEOPLE v. GALVAN II
(DANIEL JOSEPH)**

S235037 H039532 Sixth Appellate District
Petition for review denied

**PEOPLE v. GUZMAN
(LORENZO)**

S235043 C073027 Third Appellate District
Petition for review denied

**PEOPLE v. McGEHEE
(DAWSON ANDREW)**

S235045 B272317 Second Appellate District, Div. 5
Petition for review denied

**CAREMARK PCS HEALTH,
LLC v. S.C. (BERTRAM)**

S235107 H039734 Sixth Appellate District
Petition for review denied

**PEOPLE v. MARTINEZ
(ALBERT LEE)**

S235135 B257692 Second Appellate District, Div. 1
Petition for review denied

**PEOPLE v. GALLARDO
(FIDEL)**

S235193 H040164 Sixth Appellate District
Petition for review denied

**167 E. WILLIAM LLC v.
BLESSINGS (DEVINE)**

S235242 C078416 Third Appellate District
Petition for review denied

**PEOPLE v. JONES IV (JESSE
RAY)**

S235245 A142372/A142984/A143689/A144112
First Appellate District, Div. 1
Petition for review & depublication request(s) denied

**BAXTER (JOSEPH) v. BOCK
(MICHAEL)**

S235257 A140056 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CLINTON, SR.,
(LATROY DENARD)**

S235258 F073549 Fifth Appellate District

Petition for review denied

THOMAS (JOSH) ON H.C.

S235271 B260515 Second Appellate District, Div. 7

Petition for review denied

IN RE D.M.

S235288 F067421 Fifth Appellate District

Petitions for review denied

**PEOPLE v. LANGSTON
(DUPREE D.)**

S235322 B266094 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. AHUMADA
(PAUL)**

S235324 C075671 Third Appellate District

Petition for review denied

**YOLO COUNTY
DEPARTMENT OF CHILD
SUPPORT SERVICES v.
MYERS (CHARLES JOHN)**

S235335 E063305 Fourth Appellate District, Div. 2

Petition for review denied; CA opinion decertified

The petition for review is denied. On the court's own motion, the Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed May 11, 2016, which appears at 247 Cal.App.4th 403. (Cal. Const., art. VI, section 14; Cal. Rules of Court, rule 8.1125(c)(2).)

**PEOPLE v. MARISCAL
(OMAR)**

S235343 E065437 Fourth Appellate District, Div. 2

Petition for review denied

**BURUM (JEFFREY) v. S.C.
(PEOPLE)**

S235354 F068797 Fifth Appellate District

Petition for review denied

**PEOPLE v. MELGOZA
(JOSE)**

S235359 H041028 Sixth Appellate District

Petition for review denied

ADAMS (KYLE) ON H.C.

S235360 H039689 Sixth Appellate District

Petition for review denied

PEOPLE v. ADAMS (KYLE)

S235384 E063644 Fourth Appellate District, Div. 2

Petition for review denied

**INLAND OVERSIGHT
COMMITTEE v. YATES
(DENNIS R.)**

S235404 B263153 Second Appellate District, Div. 7

Petition for review denied

IN RE MANUEL C.

S235417 B272271 Second Appellate District, Div. 1

Petition for review denied

**CALDERON (ROSA) v. S.C.
(PEOPLE)**

S235436 F069291 Fifth Appellate District

Petition for review denied

**PEOPLE v. VILLALOBOS
(OMAR)**

S235477 B257782 Second Appellate District, Div. 7

Petition for review & publication request(s) denied

**RUBANOWITZ (BARBARA &
SHALOM), MARRIAGE OF**

S235583 H043122 Sixth Appellate District

Petition for review denied

**PEOPLE v. MARTINEZ
(ALEX SANDOVAL)**

S235599 H043261 Sixth Appellate District
Petition for review denied

SCOTT (CURTIS) ON H.C.

S235615 F070010 Fifth Appellate District
Petition for review denied

**PEOPLE v. HERRERA
(ANTHONY)**

S235616 B266626 Second Appellate District, Div. 3
Petition for review denied

IN RE ISAIAH M.

S235673 D068545 Fourth Appellate District, Div. 1
Petition for review denied

IN RE K.M.

S235731 G053637 Fourth Appellate District, Div. 3
Petition for review denied

**ORNE (CHARLES RODNEY)
ON H.C.**

S235768 H042445 Sixth Appellate District
Petition for review denied

**PEOPLE v. RUCH (ROBERT
ALLEN)**

S235777 F070106 Fifth Appellate District
Petition for review denied

PEOPLE v. PULLIN (BRENT)

S235779 D070496 Fourth Appellate District, Div. 1
Petition for review denied

**AGNEW (JILBRAUN) ON
H.C.**

S235781 H040885 Sixth Appellate District
Petition for review denied

**PEOPLE v. HOWELL
(TREVOR RICHARD)**

S235783 B265730 Second Appellate District, Div. 6
Petition for review denied

PEOPLE v. SEARLES (DAVIS)

S235788	D068639 Fourth Appellate District, Div. 1	KELLY (PAUL) v. MATLOCK (PAUL)
Petition for review denied		
S235791	B267228 Second Appellate District, Div. 6	PEOPLE v. STEVENS (CHRISTOPHER)
Petition for review denied		
S235796	B267122 Second Appellate District, Div. 6	PEOPLE v. QUIROZ (ROGELIO TOVAR)
Petition for review denied		
S235799	B263433 Second Appellate District, Div. 8	PEOPLE v. TRUJILLO (BRYAN)
Petition for review denied		
S235802	C076872 Third Appellate District	BERTSCH (RICHARD LEE) v. MAMMOTH COMMUNITY WATER DISTRICT
Petition for review denied		
S235806	B267144 Second Appellate District, Div. 6	PEOPLE v. FRANCO (ANDY)
Petition for review denied		
S235815	E063250 Fourth Appellate District, Div. 2	PEOPLE v. REYES (ENRIQUE HERNANDEZ)
Petition for review denied		
S235818	B269397 Second Appellate District, Div. 5	PEOPLE v. McKINNEY (ALONZO)
Petition for review denied		
S235821	B254080/B258206 Second Appellate District, Div. 2	MONROVIA, CITY OF v. WHITE (PAULINE)
Petition for review denied		

S235823 G053673 Fourth Appellate District, Div. 3
Petition for review denied

**FAIRCHILD-LITTLEFIELD
(GIGI ARIEL) ON H.C.**

S235835 B258147 Second Appellate District, Div. 1
Petition for review denied

**PEOPLE v. VASQUEZ (JOSE
S.)**

S235836 A141021 First Appellate District, Div. 3
Petition for review denied

**PEOPLE v. HALL (MARK
VINCENT)**

S235837 E064123 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. CRANK (ROBERT
CHARLES)**

S235838 A140436 First Appellate District, Div. 3
Petition for review denied

**PEOPLE v. THORNTON
(MICHAEL KEVIN)**

S235842 B265157 Second Appellate District, Div. 6
Petition for review denied

C. (K.), ADOPTION OF

S235845 G050691 Fourth Appellate District, Div. 3
Petition for review denied

**PEOPLE v. JOHNSON
(JASON CHAD)**

S235856 B265259 Second Appellate District, Div. 6
Petition for review denied

**PEOPLE v. FIERROS
(MARTIN)**

S235867 B270613 Second Appellate District, Div. 6
Petition for review denied

PEOPLE v. S.C. (MURRAY)

S235868 B265475 Second Appellate District, Div. 6
Petition for review denied

PEOPLE v. CORIA (JORGE)

S235872 B264617 Second Appellate District, Div. 8
Petition for review denied

PEOPLE v. MORRIS (KEVIN)

S235880

**BARNETT (STANLEY) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT, DIVISION TWO
(IH4 PROPERTY WEST LP)**

Petition for writ of mandate/prohibition denied

S235882 E061921 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. ROMERO
(MIGUEL ANGEL LEON)**

S235893 A144539 First Appellate District, Div. 5
Petition for review denied

**PEOPLE v. SMITH
(RICHARD EUGENE)**

S235895 A139865 First Appellate District, Div. 4
Petition for review denied

**DEAN (SCOTT) v. BAER
(LAURENCE M.)/(LUCIA)**

S235898 H042279 Sixth Appellate District
Petition for review denied

**PEOPLE v. MOORE
(BRADLEY PAUL)**

S235900 G051453 Fourth Appellate District, Div. 3
Petition for review denied

PEOPLE v. ACOSTA (JAIME)

S235905 C078271 Third Appellate District
Petition for review denied

**PEOPLE v. MAUGERI
(RONALD RAY)**

S235908 E062712 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ACEVEDO
(SERGIO PENA)**

S235910 B268442 Second Appellate District, Div. 5

Petition for review denied

IN RE NOAH G.

S235912 E063595 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BEEBE (JOSHUA
JAMES)**

S235916 F069250 Fifth Appellate District

Petition for review denied

**PEOPLE v. MANNING (TONY
MASON)**

S235921 B264257 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. McCAMMON
(TRAVIS LEE)**

S235925 A148690 First Appellate District, Div. 4

Petition for review denied

**HAMILTON (PAUL C.) v. S.C.
(ARANA)**

S236074 D070520 Fourth Appellate District, Div. 1

Petition for review & application for stay denied

**RODRIGUEZ (PEDRO) v.
UNEMPLOYMENT
INSURANCE APPEALS
BOARD (EMPLOYMENT
DEVELOPMENT
DEPARTMENT)**

S236493 B275536 Second Appellate District, Div. 8

Petition for review & application for stay denied

**PANOCHE VALLEY SOLAR,
LLC v. S.C. (SIERRA CLUB)**

S228622**RAMIREZ (JOHNNY LOUIS)
ON H.C.**

Petition for writ of habeas corpus denied

S232085**TILLMAN (ANDREW) ON
H.C.**

Petition for writ of habeas corpus denied

S232845**CORTEZ (GRACIELA
AGUINAGA) ON H.C.**

Petition for writ of habeas corpus denied

S234526**MORENO (ALFREDO) ON
H.C.**

The petition for writ of habeas corpus is denied on the merits. (See *Harrington v. Richter* (2011) 562 U.S. 86 [131 S.Ct. 770, 785], citing *Ylst v. Nunnemaker* (1991) 501 U.S. 797, 803.)

S234557**CISNEROS (EDWARD) ON
H.C.**

Petition for writ of habeas corpus denied

S234591**ABIEL (ABAN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S234629**PANES (KENNETH) ON H.C.**

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

S234666**HILL (RANCE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S234667**HALL (JAMES E.) ON H.C.**

Petition for writ of habeas corpus denied

S234668**WILLIAMS (JOHNNIE) ON
H.C.**

Petition for writ of habeas corpus denied

S234673**LaFLAMME (DON) 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.)

S234674**RICO (JORGE ANDRADE)
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.)

S234786**PERRY (THOMAS) ON H.C.**

Petition for writ of habeas corpus denied

S235071**ROLLEN (VAN KEYSHONE)
ON H.C.**

Petition for writ of habeas corpus denied

S235228**BRAMAN (LEROY) ON H.C.**

Petition for writ of habeas corpus denied

S235243**CLAMP III (KENNETH
KIRK) ON H.C.**

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

S235250**HERNANDEZ (CONFESOR
NUNEZ) 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.)

S235276**MEJIA (MATTHEW JAMES)
ON H.C.**

Petition for writ of habeas corpus denied

S235318**GARCIA (EDWIN) ON H.C.**

The petition for writ of habeas corpus is denied on the merits. (See *Harrington v. Richter* (2011) 562 U.S. 86, 99-100, citing *Ylst v. Nunnemaker* (1991) 501 U.S. 797, 803.)

S235326**RENTERIA (LUIS) ON H.C.**

Petition for writ of habeas corpus denied

S235401**GREEN (VENCIL) ON H.C.**

Petition for writ of habeas corpus denied

S235414**CHHUON (CHANTHOEURN)
ON H.C.**

Petition for writ of habeas corpus denied

S235424**LEIVA (SAUL) ON H.C.**

Petition for writ of habeas corpus denied

S235439**BIRDWELL II (BILLY PAUL)
ON H.C.**

Petition for writ of habeas corpus denied

S235440**GARZA (RAUL) ON H.C.**

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

S235447**WATTS (ANDREW BRIAN)
ON H.C.**

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

S235468**RICHARDSON (THOMAS)
ON H.C.**

Petition for writ of habeas corpus denied

S235482**NOLEN (JIMMY GARFIELD)
ON H.C.**

Petition for writ of habeas corpus denied

S235486**BARKER (ANTHONY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S235487**ADAMS (ALAN EDWARD)
ON H.C.**

Petition for writ of habeas corpus denied

S235490**BASKIN (JACQUE L.) ON
H.C.**

Petition for writ of habeas corpus denied

S235544**TORRES (ARTHUR FRANK)
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, 797-798; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S235561**STARR (ROBIN GILLEN) 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, 797-798; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S235737**RANFT (STERLING PAUL)
ON H.C.**

Petition for writ of habeas corpus denied

S235792**LARA (TAMMY SUE) ON
H.C.**

Petition for writ of habeas corpus denied

S235860**COOKS (CHARLES
REGINALD) ON H.C.**

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

S235862**COOKS (CHARLES
REGINALD) ON H.C.**

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

S235978**GIPBSIN (CLARENCE A.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S232639 E062380 Fourth Appellate District, Div. 2
Application for stay denied

PEOPLE v. S.C. (SAHLOLBEI)

S234996 E062725 Fourth Appellate District, Div. 2

**PEOPLE FOR PROPER
PLANNING v. CITY OF
PALM SPRINGS**

Depublication ordered (case closed)

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

The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed April 22, 2016, which appears at 247 Cal.App.4th 640. (Cal. Const., art. VI, § 14; Cal. Rules of Court, rule 8.1125.)

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

S234927 B254503 Second Appellate District, Div. 7

**WHITE (SUSAN) v. COUNTY
OF LOS ANGELES**

Publication request denied (case closed)

S235733 F069896/F070287 Fifth Appellate District

**GERAWAN FARMING, INC.
v. AGRICULTURAL LABOR
RELATIONS BOARD**

Depublication request denied (case closed)

The request for judicial notice is granted.

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

S235278 B272186 Second Appellate District, Div. 5

LOZANO (JOHN V.) ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to September 16, 2016.

S235280 A147863 First Appellate District, Div. 1 **INTERNATIONAL LOFTS
HOMEOWNERS
ASSOCIATION v. S.C.
(STARR INDEMNITY &
LIABILITY COMPANY)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 16, 2016.

S235296 B258587 Second Appellate District, Div. 6 **PEOPLE v. COWAN
(RONALD J.)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 21, 2016.

S235357 B256792 Second Appellate District, Div. 8 **LOPEZ (DOMINQUE) v.
SONY ELECTRONICS, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 20, 2016.

S235389 B256665 Second Appellate District, Div. 7 **EL MONTE RENTS, INC. v.
AEQUITAS LAW GROUP
(CANLAS LAW GROUP)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 21, 2016.

S235423 C080083 Third Appellate District **PEOPLE v. SIMMONS
(WALTER FRANCIS)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 22, 2016.

S235433 A146231 First Appellate District, Div. 1 **IN RE S.G.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 22, 2016.

S235435 E061591 Fourth Appellate District, Div. 2 **PEOPLE v. HERNANDEZ
(GUSTAVO VALACIO)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 22, 2016.

S235511 B261791 Second Appellate District, Div. 4 **PEOPLE v. AMADEO (JAMES MICHAEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 26, 2016.

S236187 B265348 Second Appellate District, Div. 4 **PASLAY (CLAYTON D.) v. STATE FARM GENERAL INSURANCE COMPANY**

The time for ordering review on the court's own motion is hereby extended to October 25, 2016. (Cal. Rules of Court, rule 8.512(c).)

S045184 **PEOPLE v. BONILLA (STEVEN WAYNE)**

Marsden motion denied

The document titled "Ineffective Assistance of Counsel Abandonment of Court Appointed Counsel," submitted to the court by appellant in propria persona, is construed as a motion for self-representation for post-judgment proceedings. The Clerk is directed to file the motion tunc pro tunc to the date it was received, May, 19, 2016. So construed, the motion is denied.

S200323 **BRYANT (STANLEY) ON H.C.**

Order filed

Petitioner's unopposed "Application for Leave to File an Additional Exhibit in Support of the Petition for Writ of Habeas Corpus," filed on June 13, 2016, is granted. Any supplemental informal response addressing the new exhibit, if respondent chooses to file one, must be served and filed within 30 days of the date of this order; any reply thereto must be served and filed within 30 days thereafter.

S234148 E063664 Fourth Appellate District, Div. 2 **CALIFORNIA CANNABIS COALITION v. CITY OF UPLAND**

Motion denied

Nonparty City of San Diego's request for an expedited determination in *California Cannabis Coalition v. City of Upland* (S234148) is denied.

S235894 **ACCUSATION OF HOWELL**
Petition denied (accusation)

S234019**TAYLOR ON DISCIPLINE**

Petition for review denied; disbarred

The petition for review is denied.

The court orders that JOHNNIE LEE TAYLOR, State Bar Number 117532, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JOHNNIE LEE TAYLOR 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.

S236470**BECKWITH ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROGER FREDRICK BECKWITH, State Bar Number 55450, as a member of the State Bar of California is accepted.

ROGER FREDRICK BECKWITH 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.

S236475**BELL ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BARBARA J. BELL, State Bar Number 283125, as a member of the State Bar of California is accepted.

BARBARA J. BELL 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.

S236476**CAMPBELL ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of AMY MARIE CAMPBELL, State Bar Number 222596, as a member of the State Bar of California is accepted.

AMY MARIE CAMPBELL 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.

S236478**LEIDICH ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBERT JOHN LEIDICH, State Bar Number 163444, as a member of the State Bar of California is accepted.

ROBERT JOHN LEIDICH 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.

S236480**NELSEN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LAURA ANN NELSEN, State Bar Number 193720, as a member of the State Bar of California is accepted.

LAURA ANN NELSEN 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.

S236492**NORRIS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WILLIAM A. NORRIS, State Bar Number 25989, as a member of the State Bar of California is accepted.

WILLIAM A. NORRIS 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.

S236494**SILVERSTEIN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BARBARA L. SILVERSTEIN, State Bar Number 87724, as a member of the State Bar of California is accepted.

BARBARA L. SILVERSTEIN 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.

S236496**STEVENS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BRIAN MICHAEL STEVENS, State Bar Number 80714, as a member of the State Bar of California is accepted.

BRIAN MICHAEL STEVENS 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.

S236499**STORMS, JR., ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MERRILL FREDRICK STORMS, JR., State Bar Number 78333, as a member of the State Bar of California is accepted.

MERRILL FREDRICK STORMS, JR., 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

S236501**SUDDJIAN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARK STEVEN SUDDJIAN, State Bar Number 192201, as a member of the State Bar of California is accepted.

MARK STEVEN SUDDJIAN 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.

S236502**BENNETT ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROGER VINCENT BENNETT, State Bar Number 60563, as a member of the State Bar of California is accepted.

ROGER VINCENT BENNETT 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.

S236510**DVORAK ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MICHAEL ALAN DVORAK, State Bar Number 64046, as a member of the State Bar of California is accepted.

MICHAEL ALAN DVORAK 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.

S236512**EPSTEIN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SUE EPSTEIN, State Bar Number 108958, as a member of the State Bar of California is accepted.

SUE EPSTEIN 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.

S236514**FRIED ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SUSAN VICTORIA FRIED, State Bar Number 111484, as a member of the State Bar of California is accepted.

SUSAN VICTORIA FRIED 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.

S236515**LANIER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of VERONICA BRYANT LANIER, State Bar Number 182923, as a member of the State Bar of California is accepted.

VERONICA BRYANT LANIER 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.

S236516**MORRIS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ANNE ELIZABETH MORRIS, State Bar Number 112853, as a member of the State Bar of California is accepted.

ANNE ELIZABETH MORRIS 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.

S236518**SILBER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DAVID SILBER, State Bar Number 94856, as a member of the State Bar of California is accepted.

DAVID SILBER 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.

S236519**TODD ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of HOWARD BRIAN TODD, State Bar Number 86610, as a member of the State Bar of California is accepted.

HOWARD BRIAN TODD 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.