

**SUPREME COURT MINUTES
WEDNESDAY, AUGUST 28, 2019
SAN FRANCISCO, CALIFORNIA**

S147335**PEOPLE v. MITCHELL, JR.,
(LOUIS)**

The petition for rehearing is denied.

S230923 A144149 First Appellate District, Div. 1
Opinion modified on court's own motion

IN RE RICARDO P.

THE COURT:

The majority opinion in this case, filed on August 15, 2019, is modified as follows:

1. The second complete sentence in the first paragraph on page 7 of the slip opinion presently provides: “We hold that the condition does not satisfy *Lent*’s third prong because, on the record before us, the burden it imposes on Ricardo’s privacy is substantially disproportionate to the countervailing interests of furthering his rehabilitation and protecting society.”

This sentence is modified to provide as follows:

“We hold that the condition satisfies *Lent*’s third prong and is therefore invalid under the *Lent* test because, on the record before us, the burden it imposes on Ricardo’s privacy is substantially disproportionate to the countervailing interests of furthering his rehabilitation and protecting society.”

2. The first complete sentence in the first paragraph on page 8 of the slip opinion presently provides: “But even accepting these premises, we conclude that the electronics search condition here does not satisfy *Lent*’s third prong because the burden it imposes on Ricardo’s privacy is substantially disproportionate to the condition’s goal of monitoring and deterring drug use.”

This sentence is modified to provide as follows:

“But even accepting these premises, we conclude that the electronics search condition here satisfies *Lent*’s third prong, such that the condition is invalid under *Lent*, because the burden it imposes on Ricardo’s privacy is substantially disproportionate to the condition’s goal of monitoring and deterring drug use.”

These modifications do not affect the judgment.

The concurring and dissenting opinion in this case, filed on August 15, 2019, is modified as follows:

1. The first sentence in the first paragraph on page 9 of the concurring and dissenting slip opinion presently provides: “*Lent*’s third prong is satisfied here.”

This sentence is modified to provide as follows:

“The electronics search condition before us fails *Lent*’s third prong because the condition has a reasonable relationship to Ricardo’s reformation and rehabilitation.”

2. The first complete sentence in the first paragraph on page 15 of the concurring and dissenting slip opinion presently provides: “It concludes that the electronics search condition here ‘does not satisfy *Lent*’s third prong because, on the record before us, the burden it imposes on Ricardo’s privacy is substantially disproportionate to the countervailing interests of furthering his rehabilitation and protecting society.’ ”

This sentence is modified to provide as follows:

“It concludes that the electronics search condition here ‘satisfies *Lent*’s third prong and is therefore invalid under the *Lent* test because, on the record before us, the burden it imposes on Ricardo’s privacy is substantially disproportionate to the countervailing interests of furthering his rehabilitation and protecting society.’ ”

S256568 A154509 First Appellate District, Div. 1

**PEOPLE v. GALINDO
(SAMMUEL PAUL)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Kelly*, S255145, and *People v. Stamps*, S255843 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S256697 D073030 Fourth Appellate District, Div. 1

PEOPLE v. BERLIN (JASON)

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Frahs*, S252220, or pending further order of the

court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S256957 B290344 Second Appellate District, Div. 5 **PEOPLE v. LOPEZ (JOEL)**
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. Frahs*, S252220 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S257009 C082079 Third Appellate District **HOWARD JARVIS
TAXPAYERS ASSOCIATION
v. AMADOR WATER
AGENCY**

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 *Wilde v. City of Dunsmuir* (S252915) (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. The request for an order directing depublication of the opinion is denied.

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

S257028 D073321 Fourth Appellate District, Div. 1 **PEOPLE v. ABT (JORDAN
SCHUYLER)**

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. Frahs*, S252220 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S257061 D073975 Fourth Appellate District, Div. 1 **PEOPLE v. HARMON
(ESTELLA)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Jimenez*, S249397 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S257068 F077903 Fifth Appellate District

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

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. Frahs*, S252220 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S257081 B292106 Second Appellate District, Div. 5

**ADAMS (RONALD LEE) ON
H.C.**

Petition for review granted; briefing deferred

The petition for review is granted, and further action in this matter is deferred pending consideration and disposition of a related issue in *In re Gadlin*, S254599 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S257104 B293475 Second Appellate District, Div. 5

**BERTRAM (TIMOTHY) ON
H.C.**

Petition for review granted; briefing deferred

The petition for review is granted, and further action in this matter is deferred pending consideration and disposition of a related issue in *In re Gadlin*, S254599 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S233582 H040980 Sixth Appellate District

**PEOPLE v. ARREDONDO
(MARCUS)**

Dismissed and remanded to Court of Appeal, Sixth Appellate District

The above-entitled matter is dismissed in light of the high court's ruling in *Mitchell v. Wisconsin* (2019) __ U.S. __ [139 S.Ct. 2525]. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S244042

**BELL (RONALD LEE) ON
H.C.**

Dismissal order filed

The above-entitled case having become moot by petitioner's death on March 8, 2019, as indicated in the certified copy of a certificate of death filed with the motion to dismiss, the "Motion to Dismiss Due to Death of Petitioner," filed on August 14, 2019, is granted and the petition is dismissed as moot.

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

S249428

B283857 Second Appellate District, Div. 6

**PEOPLE v. VANNESSE
(ALEXANDER JEFFREY)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Six

Review in the above-captioned matter, which was granted and held for *People v. Arredondo* (S233582), is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S249708

D073018 Fourth Appellate District, Div. 1

PEOPLE v. BALOV (PETER)

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division One

Review in the above-captioned matter, which was granted and held for *People v. Arredondo* (S233582), is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S250300

B281888 Second Appellate District, Div. 5

**PEOPLE v. FRAZIER
(QUENTIN)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Five

Review of the above-captioned matter is dismissed as improvidently granted. (Cal. Rules of Court, rule 8.528(b).)

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

S251373 H043421/H044418 Sixth Appellate District**PEOPLE v. RENSHAW (KIRK JAMES)**

Dismissed and remanded to Court of Appeal, Sixth Appellate District

Review in the above-captioned matter, which was granted and held for *People v. Arredondo* (S233582), is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S251501 H044418 Sixth Appellate District**PEOPLE v. RENSHAW (KIRK JAMES)**

Dismissed and remanded to Court of Appeal, Sixth Appellate District

Review in the above-captioned matter, which was granted and held for *People v. Arredondo* (S233582), is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S252532 A153419 First Appellate District, Div. 4**PEOPLE v. GUTIERREZ (ELIO)**

Dismissed and remanded to Court of Appeal, First Appellate District, Division Four

Review in the above-captioned matter, which was granted and held for *People v. Arredondo* (S233582), is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S253585**CITY OF MARINA &
MARINA COAST WATER
DISTRICT v. PUBLIC
UTILITIES COMMISSION
(CALIFORNIA-AMERICAN
WATER COMPANY)**

Petition for review denied

The requests for judicial notice are granted.

The motion by California-American Water Company to strike the Answer of Monterey Peninsula Water Management District is denied.

The petitions for writ of review are denied.

S256189 F074436 Fifth Appellate District**PEOPLE v. VALDEZ
(RAMIRO ISABEL)**

Petition for review denied

S256312	E070525 Fourth Appellate District, Div. 2	HUDACK (MARIANNE SOLARI) v. BLASSER (WILLIAM)
Petition for review & publication request(s) denied		
S256446	B291469 Second Appellate District, Div. 6	PEOPLE v. M. (CHARLES)
Petition for review denied		
S256447	A154033 First Appellate District, Div. 3	IN RE A.W.
Petition for review denied		
S256450	B290264 Second Appellate District, Div. 2	PEOPLE v. MEDINA (ANTONIO)
Petition for review denied		
S256459	B283550 Second Appellate District, Div. 1	PEOPLE v. MITCHELL (TELLY SHAUNTAY)
Petition for review denied		
S256476	B291670 Second Appellate District, Div. 2	PEOPLE v. SMITH (JOSEPH)
Petition for review denied		
S256477	A150250 First Appellate District, Div. 1	PEOPLE v. MONTIEL (CARLOS HUGO)
Petition for review denied		
Kruger, J., is of the opinion the petition should be granted.		
S256483	B292943 Second Appellate District, Div. 5	PEOPLE v. RAMOS (MARTIN)
Petition for review denied		
S256485	E070430 Fourth Appellate District, Div. 2	PEOPLE v. HOUSE (LAWRENCE DEANTREA)
Petition for review denied		

S256486 H044844 Sixth Appellate District

Petition for review denied

**PEOPLE v. WRIGHT (ADAR
YAMURA)**

S256496 E072957 Fourth Appellate District, Div. 2
Petition for review denied

C. (M.) v. S.C. (PEOPLE)

S256498 B288829 Second Appellate District, Div. 5

Petitions for review denied

**PEOPLE v. ORTEGA
(FRANCISCO)**

S256523 B259189 Second Appellate District, Div. 6

Petitions for review denied

**CHRISTIE (DAWN) v. RIDGE
(BILLY)**

S256526 G055935 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. RUIZ (MOISES
EDUARDO)**

S256533 D073992 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ASTORGA-LIDER
(YOLANDA)/(DEO)**

S256534 H044238 Sixth Appellate District

Petition for review denied

**PEOPLE v. JIMENEZ
(MANUEL JESUS)**

S256549 F077844 Fifth Appellate District
Petition for review denied

IN RE JACOB S.

S256556 D076044 Fourth Appellate District, Div. 1

Petition for review denied

**SAMMARTINO (JONATHAN)
v. S.C. (PEOPLE)**

S256591 B279107 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. HOGREFE
(KEVIN JOHN)**

S256605 C083389 Third Appellate District

Petition for review denied

**PEOPLE v. BONDERER
(JOSPEH L.)**

S256611 A150688 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. EATMON
(KENDELL)**

S256636 B297009 Second Appellate District, Div. 1

The petition for review is denied without prejudice to any relief to which petitioner might be entitled after this court decides *Palmer on Habeas Corpus*, S252145.

**KRENWINKEL (PATRICIA)
ON H.C.**

S256643 B285598 Second Appellate District, Div. 5
Petitions for review denied

PEOPLE v. CRUZ (AXEL)

S256678 D074323 Fourth Appellate District, Div. 1

Petition for review denied

**SDPB HOLDINGS LLC v.
TAGGETT (DAWN)**

S256742 A151422 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. AHERN (PAUL
ROBERT)**

S256806 A154378 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ARREAGA
(JASON MICHAEL)**

S256861 F075682 Fifth Appellate District

Petition for review denied

**PEOPLE v. GANNON (JAMES
MICHAEL)**

S256898 D074219 Fourth Appellate District, Div. 1

**McMILLIN HOMES
CONSTRUCTION, INC. v.
NATIONAL FIRE & MARINE
INSURANCE COMPANY**

Petition for review & depublication request(s) denied

The application of Mark J. Sobczak to appear as counsel *pro hac vice* is granted.

S256910 B286886 Second Appellate District, Div. 2

**SALCIDO (CARMEN) v.
PLATINUM HOME
MORTGAGE
CORPORATION**

Petition for review denied

S256912 C086897 Third Appellate District

**PEOPLE v. McMAHEL
(SARAH DANEILLE)**

Petition for review denied

S256917 C076994 Third Appellate District

**COASTLINE RE HOLDINGS
CORP. v. CUNNINGHAM
(MICHAEL)**

Petition for review denied

S256921 F077983 Fifth Appellate District

**PEOPLE v. RITCHIE (GLENN
ELLIOTT)**

Petition for review denied

S256926 B289621 Second Appellate District, Div. 8

PEOPLE v. ROJO (ANGEL)

Petition for review denied

S256945 B293305 Second Appellate District, Div. 5

IN RE J.L.

Petition for review denied

S256947 A156046 First Appellate District, Div. 5

PEOPLE v. RAMOS (JORGE)

Petition for review denied

S256948 A153100 First Appellate District, Div. 1

Petition for review denied

PEOPLE v. GOODNER (JOHN FRANKLIN)

S256951 H045593 Sixth Appellate District

Petition for review denied

PEOPLE v. LONGORIA (IRVIN BOJORQUEZ)

S256966 B286774 Second Appellate District, Div. 3

Petition for review denied

PEOPLE v. BARAHONA (CARLOS)

S256967 B289463 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. SMITH (RAFIKI)

S256980 G054611 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. KESHMIRI (KOUROSH)

S256981 A151330 First Appellate District, Div. 1

Petition for review denied

PEOPLE v. LEE (STEPHON)

S256982 B287806 Second Appellate District, Div. 4

Petition for review denied

PEOPLE v. LOVE (DION R.)

S256984 B290906 Second Appellate District, Div. 4

Petition for review denied

PEOPLE v. MUNOZ (DANIEL GARCIA)

S256985 G057058 Fourth Appellate District, Div. 3

Petition for review denied

NGUYEN (ANTHONY) v. WEISS (ANDREW D.)

S256987 A153966 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. ROMAN
(MIGUEL SEGURA)**

S256988 B289378 Second Appellate District, Div. 3
Petition for review denied

IN RE CHRISTOPHER P.

S256990 C085731 Third Appellate District

Petition for review denied

**PEOPLE v. TAMBERT
(ANDREW RYAN)**

S256992 A153852 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. XAYSANA
(JAMY)**

S256995 B287434 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. ESTRELLA
(JESSE JOSEPH)**

S256999 B290212 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. MASSIAH
(ODARIE)**

S257001 B297792 Second Appellate District, Div. 1

Petition for review denied

**McDOWELL (CHELSEA
NICOLE) v. S.C. (BLAZIN
WINGS, INC.)**

S257008 E072763 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. PRASAD
(DHARMENDRA)**

S257014 B288328 Second Appellate District, Div. 5
Petition for review denied

IN RE T.J.

S257051 E070267 Fourth Appellate District, Div. 2
Petition for review denied

PEOPLE v. B. (M.)

S257053 D073689 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. LEMMA
(HABTAMU)**

S257058 B288575 Second Appellate District, Div. 1
Petition for review denied

**CONGER (THOMAS L.) v.
COUNTY OF LOS ANGELES**

S257071

**WADE (CHANCELLOR) v.
COURT OF APPEAL, THIRD
APPELLATE DISTRICT
(PEOPLE)**

Petition for writ of mandate/prohibition & application for stay denied

S257077 D076117 Fourth Appellate District, Div. 1
Petition for review denied

THOMAS (KEITH) ON H.C.

S257080 A152294 First Appellate District, Div. 4
Petition for review denied

**PEOPLE v. McGOWEN
(MYKOLAY)**

S257082 C087489/C087503 Third Appellate District
Petition for review denied

**PEOPLE v. McKEAN
(PERRY MICHAEL)**

S257084 H046935 Sixth Appellate District
Petition for review denied

**HETTINGA (WYLMINA
LOUEMNA) v. ARCADIA
MANAGEMENT SERVICES
CO.**

S257087 A151738 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BEMIS
(BRANDON JAMES)**

S257090 C084988 Third Appellate District

Petition for review denied

**PEOPLE v. COLEMAN
(MARCELUS EARL)**

S257097 A157424 First Appellate District, Div. 2

Petition for review denied

**THURSTON (ANDERSON P.)
ON H.C.**

S257106 A154355 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. PHILLIPS
(DONALD)**

S257108 C086715 Third Appellate District

Petition for review denied

**PEOPLE v. JOHNSON
(ANTHONY ONEAL)**

S257132

Petition for writ of mandate/prohibition denied

**BROOKS, JR., (ARTHUR) v.
COURT OF APPEAL, THIRD
APPELLATE DISTRICT
(PEOPLE)**

S257481

The petition for writ of mandate and application for stay are denied as moot.

**FIRSOV (SERGEY) v. COURT
OF APPEAL, SIXTH
APPELLATE DISTRICT
(KULIKOVA)**

S257504 A157469 First Appellate District, Div. 1

Petition for review & application for stay denied

**MERRITT (SANDRA SUSAN)
v. S.C. (PEOPLE)**

S257525 B248667/B250084/B256763/B261032

Second Appellate District, Div. 4

**TURNER (LISA) v. THE
RULE COMPANY**

Petition for review & application for stay denied

S257646 G058165 Fourth Appellate District, Div. 3

**ORANGE COUNTY PUBLIC
DEFENDER v. S.C. (PEOPLE)**

Petition for review & application for stay denied

S254213

**BROWN (CHRISTOPHER
JASON) ON H.C.**

Petition for writ of habeas corpus denied

S254246

COX (JOHN ALLEN) ON H.C.

Petition for writ of habeas corpus denied

S254298

**PELAYO (EDGAR
EDUARDO) ON H.C.**

Petition for writ of habeas corpus denied

S254301

**BOYD (ANTHONY D.) ON
H.C.**

The petition for writ of habeas corpus is denied without prejudice to any relief to which petitioner might be entitled after this court decides *In re Gadlin*, S254599.

S254427

**CASTILLO (MIGUEL
ANGEL) ON H.C.**

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

S255228

**BROWN (MARK ANTHONY)
ON H.C.**

Petition for writ of habeas corpus denied

S255287**JONES (CHARLES B.) ON H.C.**

Petition for writ of habeas corpus denied

S255325**GIANNINI (LOUIE) ON H.C.**

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

S255401**PEREIDA (JOHNATHAN F.) ON H.C.**

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

S255442**MILLER (SANTAWN) ON H.C.**

Petition for writ of habeas corpus denied

S255497**TAYLOR (FORREST) ON H.C.**

Petition for writ of habeas corpus denied

S255508**YOUNG (HOWARD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].) Individual claims are denied, as applicable. (See *In re Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal]; *In re Lindley* (1947) 29 Cal.2d 709, 723 [courts will not entertain habeas corpus claims that attack the sufficiency of the evidence]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S255509**DeALBA (DANIEL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S255553**MURAWSKI (LISA DELANE)
ON H.C.**

Petition for writ of habeas corpus denied

S255554**ABEL-BEY (ARONDREI
HAROLD) ON H.C.**

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

S255577**HOLLIS (ELLIS CLAY) ON
H.C.**

Petition for writ of habeas corpus denied

S255672**EDGIN (DARREL) ON H.C.**

Petition for writ of habeas corpus denied

S255848**ONWUKA (ANDY KEJADI)
ON H.C.**

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

S255884**SCHIMMEL (JAYSON
MATHEAW) ON H.C.**

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

S255937**SHARONOFF (KENNETH)
ON H.C.**

Petition for writ of habeas corpus denied

S255977**KNAPP (ERIC CHARLES
RODNEY) ON H.C.**

Petition for writ of habeas corpus denied
Cantil-Sakaue, C. J., was recused and did not participate.

S256166**PHILLIPS (DARIN DENIS)
ON H.C.**

Petition for writ of habeas corpus denied

S256171**HOLT (CALVIN) ON H.C.**

Petition for writ of habeas corpus denied

S256211**FOWLER (MICHAEL RAY)
ON H.C.**

Petition for writ of habeas corpus denied

S256224**MAYFIELD, JR., (DENNIS)
ON H.C.**

Petition for writ of habeas corpus denied

S256589**YOUNG (HOWARD) ON H.C.**

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

S257325**SHARONOFF (KENNETH)
ON H.C.**

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

S178504**DALTON (KERRY LYN) ON
H.C.**

Order: (dispositive)

This petition for a writ of habeas corpus filed on behalf of a capital inmate was pending in this court on October 25, 2017. Pursuant to Penal Code section 1509, subdivision (g), the petition is transferred to the Superior Court of California, County of San Diego. This court no longer retains jurisdiction over any aspect of this petition.

S186974**GAMACHE (RICHARD
CAMERON) ON H.C.**

Order: (dispositive)

This petition for a writ of habeas corpus filed on behalf of a capital inmate was pending in this court on October 25, 2017. Pursuant to Penal Code section 1509, subdivision (g), the petition is transferred to the Superior Court of California, County of San Bernardino. This court no longer retains jurisdiction over any aspect of this petition.

S229111**BELL (MICHAEL LEON) ON
H.C.**

Order: (dispositive)

This petition for a writ of habeas corpus filed on behalf of a capital inmate was pending in this court on October 25, 2017. Pursuant to Penal Code section 1509, subdivision (g), the petition is transferred to the Superior Court of California, County of Stanislaus.

Pending further order of the court, this court retains jurisdiction over all matters concerning the appointment of counsel for petitioner and the payment of appointed counsel's fees and expenses only with respect to proceedings in the superior court pursuant to this order. The following practices will apply to requests that this court (a) pay attorney fees for counsel appointed by this court or (b) reimburse necessary and reasonable expenses related to the habeas corpus proceeding. Such requests will be governed by the Payment Guidelines for Appointed Counsel Representing Indigent Criminal Appellants in the California Supreme Court, Guidelines II./ and III. Counsel must first obtain the superior court's recommendation for payment. However, the superior court's recommendation is not binding on the Supreme Court, which will exercise independent review of the request.

S238372**MOLANO (CARL EDWARD)
ON H.C.**

Order: (dispositive)

This petition for a writ of habeas corpus filed on behalf of a capital inmate was pending in this court on October 25, 2017. Pursuant to Penal Code section 1509, subdivision (g), the petition is transferred to the Superior Court of California, County of Alameda.

Pending further order of the court, this court retains jurisdiction over all matters concerning the appointment of counsel for petitioner and the payment of appointed counsel's fees and expenses only with respect to proceedings in the superior court pursuant to this order. The following practices will apply to requests that this court (a) pay attorney fees for counsel appointed by this court or (b) reimburse necessary and reasonable expenses related to the habeas corpus proceeding. Such requests will be governed by the Payment Guidelines for Appointed Counsel Representing Indigent Criminal Appellants in the California Supreme Court, Guidelines II./ and III. Counsel must first obtain the superior court's recommendation for payment. However, the superior court's recommendation is not binding on the Supreme Court, which will exercise independent review of the request.

S256348 F076225 Fifth Appellate District

**JUAREZ (BROOKE) v.
ROGERS HELICOPTERS,
INC.**

Publication request denied (case closed)

S256609 B291288 Second Appellate District, Div. 5
Publication request denied (case closed)

IN RE H.G.

S256663 A154511 First Appellate District, Div. 5

**WENTWORTH (BLAKE) v.
HEMENWAY (NICOLE)**

Publication requests denied (case closed)

S256675 B289587 Second Appellate District, Div. 2

**BENLLOCH (JORGE) v.
JOHNSON (ALISON)**

Publication request denied (case closed)

S256828 G054375 Fourth Appellate District, Div. 3
Depublication request denied (case closed)

IN RE E.P.

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.

S130495

**MASTERS (JARVIS J.) ON
H.C.**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to November 10, 2019, or the date upon which rehearing is either granted or denied, whichever occurs first.

S256657 B297659 Second Appellate District, Div. 3

**JOHNSON (CLEAMON
DEMONE) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 27, 2019.

S256728 B298791 Second Appellate District, Div. 4 **HARRIS (JADE D.) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 3, 2019.

S146528 **PEOPLE v. SNYDER (JANEEN MARIE) & THORNTON (MICHAEL FORREST)**

Extension of time granted

On application of appellant Michael Thornton, it is ordered that the time to serve and file appellant's opening brief is extended to October 25, 2019.

S146528 **PEOPLE v. SNYDER (JANEEN MARIE) & THORNTON (MICHAEL FORREST)**

Extension of time granted

On application of appellant Janeen Marie Snyder, it is ordered that the time to serve and file appellant's opening brief is extended to October 25, 2019.

S162197 **PEOPLE v. VICTORIANNE (JAVIER WILLIAM)**

Extension of time granted

Upon application of appellant's counsel Senior Deputy State Public Defender Andrew C. Shear, an extension of time in which to serve and file the appellant's reply brief is granted to October 22, 2019. After that date, only one further extension totaling about 37 additional days will be granted. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S174227 **PEOPLE v. GUERRERO (JOSE)**

Extension of time granted

Based upon counsel J. Wilder Lee's representation that the appellant's reply brief is anticipated to be filed by January 10, 2020, an extension of time in which to serve and file that brief is granted to October 28, 2019. After that date, only two further extensions totaling about 73 additional days

are contemplated.

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

S174709

**PEOPLE v. SARINANA
(CATHY LYNN) &
SARINANA (RAUL
RICARDO)**

Extension of time granted

Based upon Senior Deputy State Public Defender Anne W. Lackey's representation that appellant Cathy Lynn Sarinana's reply brief is anticipated to be filed by October 28, 2019, an extension of time in which to serve and file that brief is granted to October 28, 2019. After that date, no further extension is contemplated.

S178464

**PEOPLE v. MARTINEZ
(SANTIAGO)**

Extension of time granted

Based upon counsel Mark E. Cutler's representation that the appellant's reply brief is anticipated to be filed by October 26, 2019, an extension of time in which to serve and file that brief is granted to October 28, 2019. After that date, no further extension is contemplated.

S182161

**PEOPLE v. JACKSON
(LLOYD EARL)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to November 4, 2019.

S201205

**PEOPLE v. MOORE (RYAN
T.)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to October 28, 2019.

S213242**PEOPLE v. SMITH
(CHARLES RAY)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to October 28, 2019.

S220097**PEOPLE v. WEST (ERRAN
LANE)**

Extension of time granted

Based upon counsel Michael Clough's representation that the appellant's opening brief is anticipated to be filed by December 1, 2019, an extension of time in which to serve and file that brief is granted to October 22, 2019. After that date, only one further extension totaling about 40 additional days is contemplated.

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

S220332**PEOPLE v. TURNER
(CHESTER DEWAYNE)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to October 25, 2019.

S221158**PEOPLE v. CISNEROS
(LEONARDO ALBERTO)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to October 29, 2019.

S253227

A136451 First Appellate District, Div. 3

**PEOPLE v. ANDERSON
(VERNON)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to October 3, 2019.

S255031 E068064 Fourth Appellate District, Div. 2

**ORCHARD ESTATE HOMES,
INC. v. THE ORCHARD
HOMEOWNER ALLIANCE**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to September 16, 2019.

S256149 A154269 First Appellate District, Div. 2

**PALMER II (WILLIAM M.)
ON H.C.**

Extension of time granted

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

S257378 B286283 Second Appellate District, Div. 3

**JOHNSON & JOHNSON
TALCUM POWDER CASES**

Extension of time denied

The application of plaintiff and appellant for an extension of time to file the reply to the answer to petition for review to September 30, 2019, is hereby denied.

S256720 A155535 First Appellate District, Div. 2
Counsel appointment order filed

IN RE RICHARD V.

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

S256790 C086134 Third Appellate District

**PEOPLE v. CRAVENS
(RANDALL TYLER)**

Counsel appointment order filed

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

S256810
Counsel appointment order filed

IN RE ERIC B.

Upon request of appellant for appointment of counsel, Kevin Lindsley is hereby appointed to

represent appellant on the appeal now pending in this court.

S029551

**PEOPLE v. JOHNSON (JOE
EDWARD)**

Order filed

The request of counsel for appellant in the above-referenced cause to be allotted 45 minutes of oral argument time is hereby granted.

S029551

**PEOPLE v. JOHNSON (JOE
EDWARD)**

Order filed

The request of counsel for respondent in the above-referenced cause to be allotted 45 minutes of oral argument time is hereby granted.

S029843

**PEOPLE v. BECK (JAMES
DAVID) & CRUZ (GERALD
DEAN)**

Order filed

The request of counsel for appellant Cruz in the above-referenced cause to be allotted 45 minutes of oral argument time is hereby granted.

S029843

**PEOPLE v. BECK (JAMES
DAVID) & CRUZ (GERALD
DEAN)**

Order filed

The request of counsel for appellant Beck in the above-referenced cause to be allotted 45 minutes of oral argument time is hereby granted.

S082101

**PEOPLE v. RHOADES
(ROBERT BOYD)**

Order filed

The request of counsel for appellant in the above-referenced cause to be allotted 45 minutes of oral argument time is hereby granted.

S122611**PEOPLE v. STESKAL
(MAURICE GERALD)**

Order filed

The Clerk is directed to strike the pro se submission filed on February 8, 2019, and return it to appellant.

S186162**PEOPLE v. MEJORADO
(JOSE SERGIO)**

Motion denied

Appellant's "Motion . . . for Permission to File Appellant's Juvenile Records as Exhibits to the Petition for Writ of Habeas Corpus," filed on June 4, 2019, is denied without prejudice to appellant requesting such permission from the juvenile court.

S222470**SULLY (ANTHONY JOHN)
ON H.C.**

Motion denied

Petitioner's "Motion for Modification of Order Transferring Pending Petition for Writ of Habeas Corpus," filed on June 25, 2019, is denied.

S227944**VIEIRA (RICHARD JOHN)
ON H.C.**

Motion denied

Petitioner's "Motion for Modification of Order Transferring Pending Petition for Writ of Habeas Corpus," filed on June 20, 2019, is denied.

S241057 B269864 Second Appellate District, Div. 3**J. (K.) v. LOS ANGELES
UNIFIED SCHOOL DISTRICT**

Order filed

The above-captioned case title is hereby amended as follows:

K.J., a Minor, etc., et al., Plaintiffs,

v.

LOS ANGELES UNIFIED SCHOOL DISTRICT et al., Defendants and Respondents;
LOUIS A. CARRILLO, Objector and Appellant.

S243938**ARIAS (PEDRO) ON H.C.**

Motion denied

Petitioner's "Motion for Modification of Order Transferring Pending Petition for Writ of Habeas Corpus," filed on June 19, 2019, is denied.

S252473**IN RE CLIFFORD ALLEN
BRACE, JR.**

Order filed

The application of respondent for leave to file a supplemental response to the amicus curiae brief is hereby granted.

S252475**WELCH (DAVID ESCO) ON
H.C.**

Motion denied

Petitioner's "Motion for Modification of Order Transferring Pending Petition for Writ of Habeas Corpus to Superior Court," filed on June 21, 2019, is denied.

S256709

B298566 Second Appellate District, Div. 8

**CC-PLANT FEE, LLC v. S.C.
(ENWAVE LOS ANGELES,
INC.)**

Order filed

Due to clerical error, the order filed in the above matter on August 14, 2019, denying the petition for review, is amended to reflect the title above.

S256783

D074865 Fourth Appellate District, Div. 1

IN RE A.T.

Order filed

Due to clerical error, the order filed in the above matter on August 14, 2019, denying the petition for review, is amended to reflect the title above.

S256076 ADMIN. 2019-08-21-01**STATE BAR OF
CALIFORNIA RULES OF
COURT**

Rule adopted as recommended

On May 30, 2019, pursuant to California Rules of Court, rule 9.5, the Board of Trustees of the

State Bar of California filed a request for approval of certain amendments to certain Rules of the State Bar of California, entitled “Admission to Practice of Law in California” (appearing in title 4, division 1, chapters 1, 2, 4, 5, 6 and 7 of the Rules of the State Bar of California). The request is granted in part and denied in part.

The addition of rule 4.47.1 and amendments to rules 4.1 through 4.3, 4.5, 4.7, 4.8, 4.10, 4.15 through 4.17, 4.40, 4.43 through 4.45, 4.47 through 4.50, 4.52, 4.56, 4.60, 4.61, 4.70 through 4.72, 4.74, 4.80 through 4.86, 4.88, and 4.90 are approved as submitted. The approved versions of these rules are set forth in Attachment 1, and are effective September 1, 2019.

The request to approve amendments to rules 4.46, 4.71, and 4.73 is granted in part and denied in part. Approved versions of these rules are set forth in Attachment 2, and are effective September 1, 2019.

It is so ordered.

Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Krueger, and Groban, JJ.

S256696**ACCUSATION OF
BRADSHAW**

Petition denied (accusation)

S256895**ACCUSATION OF
FITZGERALD**

Petition denied (accusation)

S257002**ACCUSATION OF KHAN**

Petition denied (accusation)

S254967**ALBERT ON DISCIPLINE**

Request for rehearing of State Bar discipline denied – LENORE LUANN ALBERT

S254599

B289852 Second Appellate District, Div. 5

**GADLIN (GREGORY) ON
H.C.**

Motion denied

Petitioner’s motion to strike respondent’s opening brief is denied.

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. 1,432)**

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.)



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
SEPTEMBER 3 AND 4, 2019
FIRST AMENDED**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald M. George State Office Complex, Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on September 3 and 4, 2019.

TUESDAY, SEPTEMBER 3, 2019 — 9:00 A.M.

- (1) People v. Lopez (Maria Elena), S238627
- (2) People v. Rhoades (Robert Boyd), [Automatic Appeal], S082101
- (3) People v. Fayed (James Michael), [Automatic Appeal], S198132
(*To be called and continued to a future oral argument calendar.*)
- (4) Wishnev (Sanford J.) v. The Northwestern Mutual Life Insurance Company, S246541

1:30 P.M.

- (5) People v. Krebs (Rex Allan), [Automatic Appeal], S099439
- (6) People v. Johnson (Joe Edward), [Automatic Appeal], S029551

WEDNESDAY, SEPTEMBER 4, 2019 — 9:00 A.M.

- (7) People v. Liu (Si H), S248130
- (8) People v. Beck (James David) and Cruz (Gerald Dean), [Automatic Appeal], S029843

CANTIL-SAKAUYE

Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)