

**SUPREME COURT MINUTES
WEDNESDAY, DECEMBER 12, 2018
SAN FRANCISCO, CALIFORNIA**

S251574 F076395 Fifth Appellate District

**BAREFOOT (JOAN MAURI)
v. JENNINGS (JANA SUSAN)**

Petition for review granted

The requests for an order directing depublication of the opinion are denied.

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

S252035 H041870 Sixth Appellate District

**VILLANUEVA (MANNY) v.
FIDELITY NATIONAL TITLE
COMPANY**

Petition for review granted; issues limited

The petition for review is granted. The issues to be briefed and argued are: (1) Insurance Code section 12414.26 provides: “No *act done, action taken, or agreement made* pursuant to *the authority conferred* by Article 5.5 (commencing with Section 12401) or Article 5.7 (commencing with Section 12402) of this chapter shall constitute a violation of or grounds for prosecution or civil proceedings under any other law of this state heretofore or hereafter enacted which does not specifically refer to insurance.” Does this statute provide immunity to an underwritten title company for charging consumers for services for which there have been no rate filings with the Insurance Commissioner? Stated otherwise, by charging unfiled rates, did Fidelity act “pursuant to the authority conferred by Article 5.5”? (2) Does the Insurance Commissioner have exclusive jurisdiction over any action against an underwritten title company for services charged to the consumer, but not disclosed to the Department of Insurance?

The requests for depublication are denied.

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

S232674 B258333 Second Appellate District, Div. 4

**PEOPLE v. MATEO
(MILTON)**

Supplemental briefing ordered

The parties are directed to serve and file supplemental letter briefs addressing the following question:

What bearing, if any, does SB 1437, signed into law on September 30, 2018, have on this court’s examination of the question presented for review in the above-titled case?

The Attorney General’s and Petitioner’s supplemental briefs addressing the above question must be served and filed on or before December 28, 2018. Amici curiae may also file supplemental

briefs addressing the above question on or before December 28, 2018. Any reply by the parties to the supplemental briefs must be served and filed on or before January 9, 2019.

S251690 F074468 Fifth Appellate District

**PEOPLE v. SALINAS
(MICHAEL)**

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 *In re Ricardo P.*, S230923, and *People v. Trujillo*, S244650 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S251817 A147060 First Appellate District, Div. 4

**PEOPLE v. OSOTONU
(OSTON G.)**

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. Colbert*, S238954 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S251822 B280526 Second Appellate District, Div. 2

**SEROVA (VERA) v. SONY
MUSIC ENTERTAINMENT**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending the consideration and disposition of *FilmOn.com v. DoubleVerify, Inc.*, S244157 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S252197 A149625 First Appellate District, Div. 4

IN RE A.R.

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 *In re Ricardo P.*, S230923, and *People v. Trujillo*, S244650 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of

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

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

S167108

**WATSON (PAUL GREGORY)
ON H.C.**

Order to show cause issued, returnable in Superior Court

This petition for writ of habeas corpus was filed in this court on September 29, 2008, and amended on April 15, 2011, before the effective date of Proposition 66, the “Death Penalty Reform and Savings Act of 2016.” (See *Briggs v. Brown et al.* (2017) 3 Cal.5th 808, 862, reh’g. den. Oct. 25, 2017.) Under section 1509, subdivision (g) of the Penal Code, the court exercises its authority to retain this petition and decide it.

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause in the Superior Court of California, County of Los Angeles, when the matter is placed on calendar, why the relief prayed for should not be granted on the ground that trial counsel rendered ineffective assistance of counsel at the penalty phase of the trial in failing to obtain an adequate mental health examination of petitioner, as alleged in Claims 10.A-.B, 11, and 12.

The return is to be filed on or before January 11, 2018.

The remaining claims are denied on the merits, except Claims 18 and 19, which are denied as premature and without prejudice to renewal after an execution date is set.

Claim 7 (to the extent it alleges that the prosecutor’s disclosure of witness Timothy Martin was untimely and that the prosecutor committed misconduct during the guilt phase opening statement and closing argument and penalty phase closing argument) is procedurally barred to the extent it could have been, but was not, raised on appeal. (*In re Dixon* (1953) 41 Cal.2d 756, 759; see also *In re Reno* (2012) 55 Cal.4th 428, 443, 490-496.)

Claim 7 (to the extent it alleges the prosecutor committed misconduct by peremptorily challenging nine prospective jurors based on their race and by cross-examining defense witness Joseph Widby about the length of the sentence) is procedurally barred to the extent it was raised and rejected on appeal. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; see also *In re Reno, supra*, 55 Cal.4th at pp. 476-490.)

Claims 1 (except to the extent it alleges ineffective assistance of counsel), 2 (except to the extent it alleges ineffective assistance of counsel and to the extent it alleges Watson’s statements were made involuntarily), 6 (except to the extent it alleges the prosecution failed to disclose evidence of money paid to Terry Fennell and Gary Lomax), 7 (to the extent it alleges the prosecutor presented unreliable and misleading evidence), and 8 (except to the extent it alleges the prosecution failed to disclose evidence of money paid to Terry Fennell and Gary Lomax) are procedurally barred under *In re Seaton* (2004) 34 Cal.4th 193, 199, because petitioner failed to preserve the claims at trial. (See also *In re Reno* (2012) 55 Cal.4th 428, 443, 476-478.)

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

S251474 B284951 Second Appellate District, Div. 2 **PEOPLE v. OLOBAYO-AISONY (ADEKUNLE)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Two

The request for consideration of an additional issue in the petition for review is granted. The petition for review is granted. The 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 Senate Bill No. 1393 (Stats. 2018, ch. 1013). (Cal. Rules of Court, rule 8.528(d).)

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

S251493 H044308 Sixth Appellate District **PEOPLE v. RUIZ (ALONSO)**

Petition for review granted; transferred to Court of Appeal, Sixth Appellate District

The petition for review is granted. The matter is transferred to the Court of Appeal, Sixth Appellate District, with directions to vacate its decision and reconsider the cause in light of S.B. 1393, chapter 1013, amending Penal Code section 667, subdivision (a). (Cal. Rules of Court, rule 8.528(d)).

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

S251701 A145499 First Appellate District, Div. 4 **PEOPLE v. MORAN (GUSTAVO)**

Petition for review granted; transferred to Court of Appeal, First Appellate District, Division Four

The petition for review is granted. The 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 Senate Bill No. 1391 (Stats. 2018, Ch. 1012). (Cal. Rules of Court, rule 8.528(d).)

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

S251845 F072979 Fifth Appellate District **PEOPLE v. KING (ALBERT HENRY)**

Petition for review granted; transferred to Court of Appeal, Fifth Appellate District

The petition for review is granted. The matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and reconsider the cause in light of Senate Bill No. 1393 (Stats. 2018, Ch. 1013). (Cal. Rules of Court, rule 8.528(d).)

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

S251872 G055291 Fourth Appellate District, Div. 3 **PEOPLE v. STRAND**
(CHRISTOPHER ALLEN)

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Three

The petition for review is granted. The 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 Senate Bill No. 1393 (Stats. 2018, Ch. 1013). (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S251900 E070319 Fourth Appellate District, Div. 2 **PEOPLE v. OCHOA (JUAN FRANCISCO)**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Two

The petition for review is granted. The 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 Senate Bill No. 1393 (Stats. 2018, Ch. 1013). (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S251938 C084560 Third Appellate District **PEOPLE v. MORALES**
(ERNEST LANE)

Petition for review granted; transferred to Court of Appeal, Third Appellate District

The petition for review is granted. The matter is transferred to the Court of Appeal Third Appellate District, with directions to vacate its decision and reconsider the cause in light of S.B. 1393, chapter 1013, amending Penal Code section 667, subdivision (a). (Cal. Rules of Court, rule 8.528(d)).
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S252011 D072663 Fourth Appellate District, Div. 1 **PEOPLE v. SHOOK**
(MICHAEL SCOTT)

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division One

The petition for review is granted. The 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 S.B. 1393, chapter 1013, amending Penal Code section 667, subdivision (a). (Cal. Rules of Court, rule 8.528(d)).
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S252288 D072821 Fourth Appellate District, Div. 1 **PEOPLE v. HANDY (GUY MICHAEL)**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division One

The petition for review is granted. The 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 Senate Bill No. 1393 (Stats. 2018, Ch. 1013). (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S252349 C078623 Third Appellate District **PEOPLE v. JONES (CORNELIUS L.)**

Petition for review granted; transferred to Court of Appeal, Third Appellate District

The petition for review is granted. The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of Senate Bill No. 1393 (Stats. 2018, Ch. 1013). (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S252365 B287573 Second Appellate District, Div. 8 **PEOPLE v. RODRIGUEZ (JOE)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Eight

The request for consideration of an additional issue in the petition for review is granted. The petition for review is granted. The 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 Assembly Bill No. 1987 (Stats. 2018, Ch. 482). (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S252408 B277399 Second Appellate District, Div. 1 **PEOPLE v. BUENO (GEOFFREY S.)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division One

The petition for review is granted. The 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 Senate Bill No. 1393 (Stats. 2018, Ch. 1013). (Cal. Rules of Court, rule 8.528(d).)
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S110804**PEOPLE v. ACREMANT
(ROBERT JAMES)**

Appeal abated

As indicated in a certified copy of a certificate of death, appellant Robert James Acremant died on October 26, 2018. Accordingly, the “Motion to Abate Proceedings,” filed by appellant’s counsel on November 26, 2018, is granted. The appeal in *People v. Robert James Acremant*, case no. S110804, is permanently abated, and the Superior Court of California, County of Tulare is directed to enter an order to that effect in case no. 31734-A. (*People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.)

S130524**PEOPLE v. GOVIN
(VIRENDRA)**

Appeal abated

As indicated in a certified copy of a certificate of death, appellant Virendra Govin died on November 4, 2018. Accordingly, the appeal in *People v. Virendra Govin*, case no. S130524, is permanently abated, and the Superior Court of California, County of Los Angeles is directed to enter an order to that effect in case no. BA234510. (*People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.) The “Motion to Deem All Proceedings Permanently Abated, Dismiss the Appeal, Vacate the Judgment of Death, and Direct the Superior Court to Enter its Order that All Proceedings Have Permanently Abated,” filed by appellant’s counsel on November 19, 2018, is denied.

S242474

H042950 Sixth Appellate District

**PEOPLE v. CALAVANO
(JOSEPH GABRIEL)**

Dismissal order filed

Appellant’s “Motion for Leave to File Six Page Supplemental Brief Addressing Relevant Legal Authority Published After Close of Briefing,” filed on October 22, 2018, is denied. Review of the above-captioned matter is dismissed. (Cal. Rules of Court, rule 8.528(b).)
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S247716

C083153 Third Appellate District

**PEOPLE v. HENDERSON, JR.,
(MARLOWE WILLIAM)**

Dismissed and remanded to Court of Appeal, Third Appellate District

Review in the above-captioned matter, which was granted and held for *People v. Calavano* (S242474), is hereby dismissed. (Rule 8.528(b)(1).)
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

S249617 A147410 First Appellate District, Div. 2 **PEOPLE v. BROOKS
(JUSTIN)**

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

Review in the above-captioned matter, which was granted and held for *People v. Calavano* (S242474), is hereby dismissed. (Rule 8.528(b)(1).)

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

S250411 C085370 Third Appellate District **PEOPLE v. AZOFEIFA
(BRANDON RAY)**

Dismissed and remanded to Court of Appeal, Third Appellate District

Review in the above-captioned matter, which was granted and held for *People v. Calavano* (S242474), is hereby dismissed. (Rule 8.528(b)(1).)

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

S251905 **RICHARDSON (RICHARD)
ON CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant a pardon

S251906 **KING (JAMES) ON
CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant a pardon

S251910 **HUDNALL (JOHANNA) ON
CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant a pardon

S252162 **AI (BOREY) ON CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to deny

S252229 **JACKSON (FATEEM) ON
CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California

Constitution for the Governor to grant a pardon

S252235

**HOLTON (GERALD) ON
CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant a pardon

S252258

**JAMES (HOWARD) ON
CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant a pardon

S252259

**SNYDER (RICHARD) ON
CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant a pardon

S252261

**OATIS (WALTER) ON
CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant a pardon

S251182 F074635 Fifth Appellate District
Petition for review denied

PEOPLE v. BEHILL (JESSE)

S251411 H044771 Sixth Appellate District

Petition for review denied

**PEOPLE v. WILLIAMS
(ANDREW KEVIN)**

S251489 B278394 Second Appellate District, Div. 3

Petition for review & publication request(s) denied

**GARRIDO (NORMAN
ESPINO) v. ROMEO (REGINA
W.)**

S251540 A151447 First Appellate District, Div. 4

Petition for review denied

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

S251568 A155278 First Appellate District, Div. 5

Petition for review denied

**CREWS (TIMOTHY ALAN) v.
S.C. (PEOPLE)**

S251579 A151676 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. JACKSON
(JULIUS LEE)**

S251602 C085261 Third Appellate District

Petition for review denied

**PEOPLE v. HARRIS (AARON
JOSEPH)**

S251615 D073712 Fourth Appellate District, Div. 1

Petitions for review denied

**PEOPLE v. WALKER
(MONTE MARQUES)**

S251656 E068701 Fourth Appellate District, Div. 2

Petition for review denied
Kruger, J., is of the opinion the petition should be granted.

**GAMESTOP, INC. v. S.C.
(PEOPLE)**

S251688 A152348 First Appellate District, Div. 1

Petition for review denied
Cuéllar, J., is of the opinion the petition should be granted.

**PEOPLE v. CRUZ-LOPEZ
(LUIS ARIEL)**

S251692 A149686 First Appellate District, Div. 2

Petition for review denied

PEOPLE v. PATINO (EDGAR)

S251729 D073851 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GRAY (DURJAN
GERMAINE)**

S251768 C084767 Third Appellate District

Petition for review denied

**CARTHEN (LINDA) v. JORY
(WILLIAM J.)**

S251770 G056831 Fourth Appellate District, Div. 3

Petition for review denied

**ORANGE COUNTY PUBLIC
DEFENDER v. APPELLATE
DIVISION (CASTRO)**

S251776 A150273/A151401 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BILBREY (JAMES
SAMUEL)**

S251778 A143581 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. EDWARDS
(JASON CLAUDE)**

S251779 B278461 Second Appellate District, Div. 3
Petition for review denied

PEOPLE v. RUIZ (JOSE D.)

S251782 E068029 Fourth Appellate District, Div. 2
Petition for review denied

IN RE R.M.

S251795 D073442 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. HERNANDEZ
(RUBEN KIKO)**

S251797 G054139/G054846 Fourth Appellate District, Div. 3
Petition for review denied

**FUTURE DB
INTERNATIONAL, INC. v.
CITY OF IRVINE**

S251799 A152416 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. URRUTY
(ETIENNE NATALE)**

S251807	B283097 Second Appellate District, Div. 6	PEOPLE v. MARTIN (AMAYA MONIQUE)
Petition for review denied		
S251810	G056737 Fourth Appellate District, Div. 3	PEC (ROSENDO XO) v. S.C. (PEOPLE)
Petition for review denied		
S251813	G056487 Fourth Appellate District, Div. 3	ELLETT (ROBERT) v. S.C. (PEOPLE)
Petition for review denied		
S251824	A148607 First Appellate District, Div. 4	PEOPLE v. WILKINS (KEITH M.)
Petition for review denied		
S251836	B281681 Second Appellate District, Div. 2	PEOPLE v. SCHMIDT (JONATHAN)
Petition for review denied		
S251841	C079440 Third Appellate District	PEOPLE v. TIPTON, JR., (WILLIAM)
Petition for review denied		
S251853	C079706 Third Appellate District	GASPAY (ANASTASIA) v. ELSAYED (AHMED)
Petition for review denied		
S251854		IRAHETA (CARLOS) v. COURT OF APPEAL, SECOND APPELLATE DISTRICT, DIVISION THREE (PEOPLE)

The petition for writ of mandate or prohibition is denied without prejudice to refile the petition in the Court of Appeal, Second Appellate District, Division Three, in light of that court's improperly served order of September 14, 2018, summarily denying the original petition.

S251860 B288685 Second Appellate District, Div. 8

Petition for review denied

**HASSMAN (SARA) v.
SEASTROM & SEASTROM**

S251907 D072873 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CHAIDEZ
(ROBERTO)**

S251909 B292812 Second Appellate District, Div. 6

Petition for review denied

**CORRIGAN (PATRICK
TIMOTHY) v. S.C. (PEOPLE)**

S251916 B292807 Second Appellate District, Div. 6

Petition for review denied

**JOHNSON (CORY EDWARD)
v. S.C. (PEOPLE)**

S251919 H043453 Sixth Appellate District

Petition for review denied

**PEOPLE v. STURK (SCOTT
CHARLES)**

S251920 B280006 Second Appellate District, Div. 8

Petition for review denied

**FOSTER (JENNITA) v. OLD
REPUBLIC DEFAULT
MANAGEMENT SERVICES**

S251934

Petition for review denied

**SPENGLER (MICHAEL R.) v.
JACKSON (SHAMAR)**

S251935

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

Pursuant to Public Utilities Code sections 1731, subdivision (b), the petitions for writ of review are denied without prejudice to the filing of renewed submissions upon completion of the rehearing proceedings pending before the Public Utilities Commission.

S251937 F073002 Fifth Appellate District

Petition for review denied

**PEOPLE v. JOHNSON
(JAMES WILLIS)**

S251942 B283947 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. GRIEGO
(RICHARD)**

S251943 A151284 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. O'HARA
(RICHARD)**

S251944 D073605 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. WOODS
(LEONARD TERRANCE)**

S251952 E066239 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. JOHNSON
(MATTHEW BENJAMIN)**

S251955 F077717 Fifth Appellate District

Petition for review denied

**S. (PATRICIA) v. S.C.
(FRESNO COUNTY
DEPARTMENT OF SOCIAL
SERVICES)**

S251956 E065541 Fourth Appellate District, Div. 2

Petition for review denied

**GAVOLA (ROBERT S.) v.
ASBRA (JEREMY)**

S251959 D072591 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. HERNANDEZ
(JORGE GONZALEZ)**

S251982 B283547 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. JAMES
(JERMAINE)**

S251992 B286246 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. LOPEZ (JOAQUIN
JUAREZ)**

S252004 H044313 Sixth Appellate District

Petition for review denied

**PEOPLE v. MENCHACA
(WILLIE DAVID)**

S252024 B280333 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. PELLECE
(JAVIER)**

S252025

Petition for review denied

**HERRIOTT (ALICJA) v.
HERRIOTT (PAUL)**

S252037 B241594 Second Appellate District, Div. 4

Petition for review denied

The request for judicial notice is granted.

PEOPLE v. SUARES (JESSE)

S252040 E066866 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. HOLLAND
(JASON)**

S252055 B284588 Second Appellate District, Div. 5

Petition for review denied

**P. (D.), CONSERVATORSHIP
OF**

S252056 A152508 First Appellate District, Div. 3

Petition for review denied

PEOPLE v. LEWIS (LLOYD)

S252061 C082021 Third Appellate District

**FEATHER RIVER AIR
QUALITY MANAGEMENT
DISTRICT v. TAKHAR
(HARMUN)**

Petition for review denied

S252062

**KINNEY (CHARLES) v.
CLARK (MICHELE R.)**

Petition for review denied

S252069 B285872 Second Appellate District, Div. 3

**WALKER (SUMMER
TOMPKINS) v. RYKER
(DEBRA B.)**

Petition for review & publication request(s) denied

S252071 F077817 Fifth Appellate District

**ENSIGN UNITED STATES
DRILLING (CALIFORNIA),
INC. v. S.C. (NEWELL)**

Petition for review denied

Petitioner's request for judicial notice dated October 19, 2018, is granted.

S252075 G056870 Fourth Appellate District, Div. 3

**VCG-IS, LLC v. S.C.
(JOHNSON)**

Petition for review denied

The application to appear as counsel pro hac vice is granted.

S252077 A144909 First Appellate District, Div. 4

**PEOPLE v. AARON (JERIT
DEVON)**

Petition for review denied

S252100 B287033 Second Appellate District, Div. 7

IN RE ANGEL E.

Petition for review denied

S252106 B286034 Second Appellate District, Div. 2

**PEOPLE v. JONES
(ROSALYN)**

Petition for review denied

S252118 B284153 Second Appellate District, Div. 8

Petition for review denied

**RALLI (GEORGE) v.
SHAHINIAN (HRAYR
K.)/(MEDICAL BOARD OF
CALIFORNIA)**

S252119 C084462 Third Appellate District

Petition for review denied

**PEOPLE v. DABANIAN
(MARIETTA)**

S252125 G054498 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CAROTHERS
(TYLER LANCE)**

S252127 A150577 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. BINGHAM
(JOSHUA)**

S252129 A145784 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. URIBE
(CHRISTIAN)**

S252136 A155465 First Appellate District, Div. 4

The petition for review is denied without prejudice to petitioner raising a claim pursuant to *Kellett v. Superior Court* (1966) 66 Cal.2d 822 in superior court.

**ASLAM (SAQIB) v. S.C.
(PEOPLE)**

S252149 D070176 Fourth Appellate District, Div. 1

Petition for review denied

**AYALA BORING, INC. v. HPS
MECHANICAL, INC.;
INSURANCE COMPANY OF
THE WEST**

S252151 D071669 Fourth Appellate District, Div. 1

Petition for review denied

**HARLEY-DAVIDSON, INC. v.
FRANCHISE TAX BOARD**

S252159 E069440 Fourth Appellate District, Div. 2
Petition for review denied

SIMS (KAREN) ON H.C.

S252161 E069884 Fourth Appellate District, Div. 2
Petition for review denied

IN RE A.W.

S252163 B286187 Second Appellate District, Div. 6

Petition for review denied

**CALIFORNIA DEPARTMENT
OF STATE HOSPITALS v. H.
(A.)**

S252171 D072372 Fourth Appellate District, Div. 1

Petition for review & publication request(s) denied

**SACKS (CATHERINE) v.
HASLET (CHRISTINE)**

S252181 D073489 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. JARQUIN
(BERTHA MAGALY)**

S252182 H044499 Sixth Appellate District

Petition for review denied

**CHIQUETTE (DELIA) v.
RANDAZZO (SAUNDRA)**

S252185 G055454 Fourth Appellate District, Div. 3

Petition for review denied

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

S252189 D074750 Fourth Appellate District, Div. 1

Petition for review denied

**ADK TECHNOLOGY,
LIMITED v. S.C. (MELLOR)**

S252191 D074199 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. DEW (BRANDIS
CHRISTIAN)**

S252193 B276906 Second Appellate District, Div. 7

Petition for review denied

**LOS ANGELES ALLIANCE
FOR A NEW ECONOMY v.
CITY OF LOS ANGELES
(WAL-MART STORES, INC.)**

S252196 F065807 Fifth Appellate District

Petition for review denied

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

S252207 C084396 Third Appellate District

Petition for review denied

**PEOPLE v. DAVIS (JEROME
MARKEL)**

S252212 D074648 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SMITH (DONALD
D.)**

S252213 C088090 Third Appellate District

Petition for review denied

PIZARRO (REGIS) ON H.C.

S252223 B282031 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. HERNANDEZ
(JESSICA)**

S252224 B281874 Second Appellate District, Div. 5

Petition for review denied

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

S252225 D073857 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GONZALEZ, SR.,
(RAMIRO)**

S252226 E071258 Fourth Appellate District, Div. 2

Petition for review & application for stay denied
The request for judicial notice is granted.

**HESPERIA UNIFIED
SCHOOL DISTRICT v. S.C.
(CHRISWELL)**

S252238 C081980 Third Appellate District

Petition for review denied

**PEOPLE v. BROWN (JIMMY
WAYNE)**

S252239

Petition for writ of mandate/prohibition denied

**NATHAN (ERIC L.) v. COURT
OF APPEAL, SECOND
APPELLATE DISTRICT,
DIVISION FIVE (PEOPLE)**

S252243 B286009 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. GUIDRY (JOHN
EARL)**

S252250 A149340 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. ODOM (CALVIN
EARL)**

S252253 F075938 Fifth Appellate District

Petition for review denied

**PEOPLE v. PALMERO
(PETER)**

S252263 C083690 Third Appellate District

Petition for review denied

**PEOPLE v. EVANS
(MATTHEW GRAY)**

S252268 E069503 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SANDSTROM
(DAVID LYNN)**

S252276 B279067 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. SHIPLEY, JR.
(WILLIE T.)**

S252287 E071123 Fourth Appellate District, Div. 2

Petition for review denied

**CABANILLA (WILEHADO T.)
v. DEUTSCHE BANK
NATIONAL TRUST**

S252289 B293245 Second Appellate District, Div. 7

Petition for review denied

**J. (MARQUICE) v. S.C.
(PEOPLE)**

S252304 C082540 Third Appellate District

Petition for review denied

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

S252308 F073541 Fifth Appellate District

Petition for review denied

**PEOPLE v. CHAVEZ
(VINCENT)**

S252321

Petition for review denied

**PEOPLE v. McKINNEY
(ALONZO)**

S252331 B284796 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. ARVIZU
(ROBERT GEORGE)**

S252333 E068534 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ALVARADO
(PEDRO)**

S252335 A152474 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. LAPORTE (JON-
LUC)**

S252342 D073847 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. KENNEDY
(LAWRENCE EDWARD)**

S252348 F076131 Fifth Appellate District

Petition for review denied

IN RE C.H.

S252356 B284671 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. FRANKLIN
(RAEKWON)**

S252358 A150499 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. ATWOOD
(MELISSA)**

S252359 G054973 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. MARIANO
(MITCHELL AUGUSTINE
PEKSON)**

S252360 F072814 Fifth Appellate District

Petition for review denied

**PEOPLE v. HARRIS (XAVIER
TAVARES)**

S252362 C085466 Third Appellate District

Petition for review denied

**PEOPLE v. AMMA (L. AMIR
ANTHONY VARICK)**

S252369 H044651 Sixth Appellate District

Petition for review denied

**PEOPLE v. MEDINA
(FRANCISCO)**

S252370 B286291 Second Appellate District, Div. 6

Petition for review denied

IN RE A.B.

S252384	D074200 Fourth Appellate District, Div. 1	PEOPLE v. SALAS (AUGUSTIN)
Petition for review denied		
S252386	B271746 Second Appellate District, Div. 7	PEOPLE v. KILBOURN (GARY LYNN)
Petition for review denied		
S252388	G054672 Fourth Appellate District, Div. 3	PEOPLE v. NICOLAS (KENNETH LEE)
Petition for review denied		
S252393	G054669 Fourth Appellate District, Div. 3	PEOPLE v. LOPEZ (ANDREW HERMAN)
Petition for review denied		
S252397	C084688 Third Appellate District	PEOPLE v. EICHLER (DWAYNE ALLEN)
Petition for review denied		
S252406	D072578 Fourth Appellate District, Div. 1	PEOPLE v. SHIPLEY (WILLIE TYRONE)
Petition for review denied		
S252409	F074569 Fifth Appellate District	PEOPLE v. COLEMAN (DARREN DUANE)
Petition for review denied		
S252413	D072976 Fourth Appellate District, Div. 1	BURGESS (RANDALL) v. CORONADO UNIFIED SCHOOL DISTRICT
Petition for review denied		
S252414	H044323 Sixth Appellate District	PEOPLE v. SERVIN (JAIME TAPIA)
Petition for review denied		

S252417 H046109 Sixth Appellate District

Petition for review denied

**SERVIN (JAIME TAPIA) ON
H.C.**

S252422 A148462 First Appellate District, Div. 3

Petition for review denied

**RASHDAN (DALIA) v.
UNIVERSITY OF THE
PACIFIC**

S252423 D074181 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. COLBERT
(TERRELL DENNIS)**

S252425 B286386 Second Appellate District, Div. 1

Petition for review denied

IN RE N.J.

S252428 E068735 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ALVARADO
(AGUSTIN)**

S252432 C081200 Third Appellate District

Petition for review denied

**PEOPLE v. GARCIA
(WILLIAM NICHOLAS)**

S252437 F076137 Fifth Appellate District

Petition for review denied

**PEOPLE v. McDADE
(CARLTON LEMAR)**

S252441 B293143 Second Appellate District, Div. 3

Petition for review denied

**BRALEY (THOMAS D.) v. S.C.
(PEOPLE)**

S252443 F075222 Fifth Appellate District

Petition for review denied

**PEOPLE v. CERDA
(ROLANDO)**

S252446 B283473 Second Appellate District, Div. 1 **PEOPLE v. WILLIAMS
(BRIAND)**

The application to submit exhibits in support of the petition for review is denied. The petition for review is denied.

S252454 A153653/A153457 First Appellate District, Div. 3 **UBER TECHNOLOGIES, INC.
v. GOOGLE LLC**

Petition for review & application for stay denied

The applications to appear as counsel pro hac vice are granted.

The application of petitioner to file the unredacted Exhibit A to the petition for review under seal is granted. (Cal. Rules of Court, rules 2.550(d), 8.46(b), 8.46(e)(1).) In ordering the sealing, this court makes the findings required by California Rules of Court, rules 2.550(d). The clerk of this court is directed to file the unredacted Exhibit A to the petition for review under seal.

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

S252457 C085618 Third Appellate District **PEOPLE v. VALENZUELA
(JAVIER ANTONIO)**

Petition for review denied

S252461 E071309 Fourth Appellate District, Div. 2 **ESPARZA (OSCAR) v. S.C.
(WIN DISTRIBUTION, INC.)**

Petition for review denied

S252463 B293140 Second Appellate District, Div. 2 **TECHFLEX PACKING, LLC
v. S.C. (LENNY & LARRY'S,
INC.)**

Petition for review denied

S252467 C085350 Third Appellate District **PEOPLE v. GREGORY
(DAMON RAY)**

Petition for review denied

S252482 **HOLMES (MORRIS
VINCENT) v. S.C. (PEOPLE)**

Petition for writ of error *coram vobis* denied

S238748**ELLIS (KATHRYN ANN) ON
H.C.**

The petition for writ of habeas corpus is denied. Petitioner's "Motion to File Confidential Declaration of Counsel Under Seal; Memorandum of Points and Authorities and Declaration in Support of Motion," filed on March 2, 2017, is granted. The court makes the findings required by rule 8.46(d) of the California Rules of Court.

S238995**DONGES (SHAWN CURTIS)
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.)

S245732**Van DUSEN (JAN
ELIZABETH) ON H.C.**

The petition for writ of habeas corpus is denied. Petitioner's Second Motion for Stay of Habeas Petition (filed April 20, 2018) is denied. Petitioner's motion for judicial notice (filed April 6, 2018) is granted as to (1) the trial court file of petitioner's criminal case, and (2) The 2011 and 2012 versions of California Penal Code § 597.1. (See Evid. Code, § 452, subds. (a) and (d)). Petitioner's motion to take judicial notice of the obituary and March 30, 2012 press release of Professor Don Henneke is denied.

S248028**McCOWAN (RAYMOND B.)
ON H.C.**

Petition for writ of habeas corpus denied

S248192**DIAZ (DOMENICO G.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].) Individual claims are denied, as applicable. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal]; *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].)

S248194**RUSSO (VINCENT FLOYD)
ON H.C.**

Petition for writ of habeas corpus denied

S248278

Petition for writ of habeas corpus denied

ZIMMER (DAVID) ON H.C.**S248294**

Petition for writ of habeas corpus denied

MEYER (MARY JO) ON H.C.**S248992**

Petition for writ of habeas corpus denied

**AZLIN (KENNETH DONALD)
ON H.C.****S249493**

Petition for writ of habeas corpus denied

GEORGE (JOSEPH) ON H.C.**S249719**

Petition for writ of habeas corpus denied

PETTIS (MILTON) ON H.C.**S249722**

Petition for writ of habeas corpus denied

**FAUNCE (DAVID W.) ON
H.C.****S250012****SWEET (MICHAEL A.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].) Individual claims are denied, as applicable: (See *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S250039

Petition for writ of habeas corpus denied

**STEVENSON (CRAIG) ON
H.C.****S250040****HEU (JOHNY) 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]; *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].)

S250043

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

Petition for writ of habeas corpus denied

S250045

**ELESON (ERIC RICHARD)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S250046

**SMITH (KEVIN CHARLES)
ON H.C.**

Petition for writ of habeas corpus denied

S250049

**JONES (ALI HASSON) ON
H.C.**

Petition for writ of habeas corpus denied

S250072

MURPHY (SAMMY) ON H.C.

Petition for writ of habeas corpus denied

S250073

**MYERS (MICHAEL CRAIG)
ON H.C.**

Petition for writ of habeas corpus denied

S250165

**MENDEZ (VICTOR MARK)
ON H.C.**

Petition for writ of habeas corpus denied

S250173

**MILES, JR., (GENNEL) ON
H.C.**

Petition for writ of habeas corpus denied

S250182**SCOTT (FLOYD DEWAINE)
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]; *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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S250185**MAULDIN (ERIN) ON H.C.**

Petition for writ of habeas corpus denied

S250186**ROY (RONALD HENRY) ON
H.C.**

Petition for writ of habeas corpus denied

S250188**CAESAR (DANNY) ON H.C.**

Petition for writ of habeas corpus denied

S250192**RANDOLPH (WILLIS) ON
H.C.**

Petition for writ of habeas corpus denied

S250193**GREEN (MICHAEL) 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]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].) 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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S250197**CANDELARIA (JEAN) 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].)

S250203**MILLSAP (PAUL S.) ON H.C.**

Petition for writ of habeas corpus denied

S250208**DAVIS III (RELMON H.) 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].)

S250210**MUNOZ (ABRAHAM DIONICIO) ON H.C.**

Petition for writ of habeas corpus denied

S250211**WINGO (ANGELO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal].)

S250213**CARSON, JR., (TRACY) ON H.C.**

Petition for writ of habeas corpus denied

S250216**THOMPSON (BERTRAND) ON H.C.**

Petition for writ of habeas corpus denied

S250220**BROWN (LAMARR) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S250226**DONKOR (ANDREW KWASI) 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]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S250227**TYSON, SR., (TIMMY RAY)
ON H.C.**

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

S250228**CLOYD (MICHAEL) 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].)

S250230**WRIGHT (APHTON) ON H.C.**

The petition for writ of habeas corpus is denied. (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].)

S250652**GREEN (MICHAEL) 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]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S251342**DAVIS III (RELMON H.) ON
H.C.**

Petition for writ of habeas corpus denied

S251724**THOMPSON (BERTRAND)
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]; *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].)

S252190**GARCIA (ARNOLDO
ANTONIO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063, 1066 [habeas corpus relief is unavailable where the petitioner is not in the custody of California authorities as a result of the challenged conviction]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S252764**TYSON, SR., (TIMMY RAY)
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].)

S251174**PEOPLE v. CRUMP
(DEMETRIUS)**

Publication request denied (case closed)

S251632 B280591 Second Appellate District, Div. 7**GOLECO (CHRISTOPHER) v.
CALIFORNIA DEPARTMENT
OF CORRECTIONS &
REHABILITATION**

Publication request denied (case closed)

S251832 G054773 Fourth Appellate District, Div. 3**HA (JIN HEE) v. HONG
(LINDA)**

Publication request denied (case closed)

S251856 A148801 First Appellate District, Div. 5**BURBANK
HOUSING DEVELOPMENT
CORPORATION v.
BELLEVUE UNION SCHOOL
DISTRICT**

Publication request denied (case closed)

S251965 D071478 Fourth Appellate District, Div. 1**PACIFIC INTERCULTURAL
EXCHANGE v. SCOTTSDALE
INSURANCE COMPANY**

Publication request denied (case closed)

S186271**PEOPLE v. JOHNSON (MILA)**

Extension of time granted

Based upon counsel Mark D. Greenberg's representation that the appellant's reply brief is anticipated to be filed by February 15, 2019, an extension of time in which to file that brief is granted to February 15, 2019. After that date, no further extension is contemplated.

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

S186360**PEOPLE v. RODRIGUEZ
(ANTONIO)**

Extension of time granted

Based upon Deputy Attorney General Yun K. Lee's representation that the respondent's brief is anticipated to be filed by March 19, 2019, an extension of time in which to file that brief is granted to February 15, 2019. After that date, only one further extension totaling about 31 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).)

S190636**PEOPLE v. HALVORSEN
(ARTHUR HANS)**

Extension of time granted

Based upon Assistant State Public Defender Jessica K. McGuire's representation that the appellant's reply brief is anticipated to be filed by April 15, 2019, an extension of time in which to file that brief is granted to February 8, 2019. After that date, only one further extension totaling about 67 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).)

S198378**PEOPLE v. RICHARDSON
(JASON RUSSELL)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to February 8, 2019.

S204700**THOMAS (REGIS DEON) ON
H.C.**

Extension of time granted

Based upon Deputy Attorney General Douglas L. Wilson's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by October 31, 2019, an extension of time in which to file that document is granted to February 15, 2019. After that date, only five further extensions totaling about 257 additional days are contemplated.

S226760**PEOPLE v. LIGHTSEY
(CHRISTOPHER CHARLES)**

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 February 15, 2019.

S247296**ESPINOZA (ANTONIO) ON
H.C.**

Extension of time granted

Based upon Deputy Attorney General Sean M. McCoy's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by February 1, 2019, an extension of time in which to file that document is granted to February 1, 2019. After that date, no further extension is contemplated.

S248302**HARRIS (KALVIN LAMONT)
ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to January 4, 2019.

S250108

G054241 Fourth Appellate District, Div. 3

**PEOPLE v. LEMCKE
(DESIRAE LEE)**

Extension of time granted

On application of appellant Charles Henry Rudd and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to January 8, 2019.

S049596**PEOPLE v. BRYANT
(STANLEY), SMITH
(DONALD FRANKLIN) &
WHEELER (LEROY)**

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed counsel for permission to withdraw as habeas corpus/executive clemency counsel of record for condemned inmate Leroy Wheeler, filed October 31, 2018, is granted.

The order appointing Conrad Petermann as habeas corpus/executive clemency counsel of record for condemned inmate Leroy Wheeler, filed October 31, 2008, is hereby vacated.

Wesley A. Van Winkle, in his capacity as the alternative assisting attorney on behalf of condemned inmate Leroy Wheeler, is hereby appointed as interim habeas corpus/executive clemency counsel of record for condemned inmate Leroy Wheeler, including the pending capital-related habeas corpus proceedings transferred to Los Angeles County Superior Court (S197586). Conrad Petermann is hereby directed to deliver to alternative assisting attorney Wesley A. Van Winkle, within 30 days from the filing of this order, all habeas corpus work product, trial files, and all other habeas corpus related materials that he has obtained from condemned inmate Leroy Wheeler or from his trial counsel, experts, investigators, or paralegals, or from any other source.

S080550**PEOPLE v. LEE (PHILIAN
EUGENE)**

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed counsel for permission to withdraw as habeas corpus/executive clemency counsel of record for condemned inmate Philian Eugene Lee, filed October 1, 2018 (amended declaration of service filed October 1, 2018), is granted.

The order appointing Conrad Petermann as habeas corpus/executive clemency counsel of record for condemned inmate Philian Eugene Lee, filed March 29, 2011, is hereby vacated.

Joseph Schlesinger, in his capacity as Executive Director of the California Appellate Project (CAP) in San Francisco, is hereby appointed as interim habeas corpus/executive clemency counsel of record for condemned inmate Philian Eugene Lee, including the pending capital-related habeas corpus proceedings transferred to Riverside County Superior Court (S194609). Conrad Petermann is hereby directed to deliver to CAP Executive Director Joseph Schlesinger, within 30 days from the filing of this order, all habeas corpus work product, trial files, and all other habeas corpus related materials that he has obtained from condemned inmate Philian Eugene Lee or from his trial counsel, experts, investigators, or paralegals, or from any other source.

S178239**PEOPLE v. HARRIS (KAI)**

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for appellant Kai Harris, filed October 18, 2018, is granted.

The order appointing Conrad Petermann as appellate and habeas corpus/executive clemency counsel of record for appellant Kai Harris, filed June 21, 2012, is hereby vacated.

Wesley A. Van Winkle, in his capacity as the alternative assisting attorney on behalf of appellant Kai Harris, is hereby appointed as interim appellate and habeas corpus/executive clemency counsel of record for appellant Kai Harris.

Conrad Petermann is hereby directed to deliver to alternative assisting attorney Wesley A. Van Winkle, within 30 days from the filing of this order, all appellate and habeas corpus work product, trial files, and all other appellate and habeas corpus materials that he has obtained from appellant Kai Harris or from his trial counsel, experts, investigators, or paralegals, or from any other source.

S212159**PEOPLE v. PEARSON
(KEVIN DARNELL)**

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for appellant Kevin Darnell Pearson, filed October 16, 2018, is granted.

The order appointing Conrad Petermann as appellate and habeas corpus/executive clemency counsel of record for appellant Kevin Darnell Pearson, filed May 21, 2014, is hereby vacated.

Eric S. Multhaup is hereby appointed as appellate and habeas corpus/executive clemency counsel of record for appellant Kevin Darnell Pearson.

Conrad Petermann is hereby directed to deliver to Eric S. Multhaup, within 30 days from the filing of this order, all appellate and habeas corpus work product, trial files, and all other appellate and habeas corpus related materials that he has obtained from appellant Kevin Darnell Pearson or from his trial counsel, experts, investigators, or paralegals, or from any other source.

S250829

F074581 Fifth Appellate District

**PEOPLE v. LOPEZ
(ANTHONY)**

Counsel appointment order filed

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

Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

S251706 F073594 Fifth Appellate District**PEOPLE v. RODRIGUEZ
(DAVID PHILLIP)**

Counsel appointment order filed

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

Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

S188589**PEOPLE v. VALLES, JR.,
(PEDRO CORTEZ)**

Motion for access to sealed record granted

Respondent's "Application for Confidential Record of Proceedings Under Penal Code Section 987.9," filed on October 29, 2018, is granted. The Clerk is directed to provide respondent a copy of the materials filed under seal in the record on appeal in *People v. Valles*, No. S188589, pursuant to Penal Code section 987.9: "Clerk's Transcript on Appeal, Penal Code 987.9 Documents," Volume 1, pages 1-4. Except as provided herein, these documents remain under seal and their use must be limited solely to the pending proceeding. (Pen. Code, § 987.9, subd. (d).)

S036105**PEOPLE v. PRINCE, JR.,
(CLEOPHUS)**

Motion denied

Respondent's "Application for Order Transmitting Sealed Records Directly to the United States District Court," filed on October 30, 2018, is denied without prejudice to respondent serving and filing in this court a motion for permission to (1) access the sealed documents in the record in order to copy the documents and (2) subsequently file such documents under seal in the federal district court.

S049596**PEOPLE v. BRYANT
(STANLEY), SMITH
(DONALD FRANKLIN) &
WHEELER (LEROY)**

Motion to file document under seal granted

Good cause appearing, appointed counsel's "Application to File [Additional] Declaration of Conrad Petermann Under Seal Pursuant to California Rules of Court, Rule 8.46(d)," filed October 31, 2018 (additional declaration of Conrad Petermann lodged November 5, 2018), is granted in its entirety.

The court makes the findings required by rule 8.46(d)(6) of the California Rules of Court.

S080550

**PEOPLE v. LEE (PHILIAN
EUGENE)**

Motion to file document under seal granted

Good cause appearing, appointed counsel's "Application to File [Additional] Declaration of Conrad Petermann Under Seal Pursuant to California Rules of Court, Rule 8.46[d]," filed October 1, 2018 (amended declaration of service filed October 1, 2018; additional declaration of Conrad Petermann lodged October 1, 2018), is granted in its entirety.

The court makes the findings required by rule 8.46(d)(6) of the California Rules of Court.

S087773

**PEOPLE v. GOMEZ (RUBEN
PEREZ)**

Order filed

On November 29, 2018, this court received a document titled, "Request for Immediate Appointment of Counsel and Petition for Writ of Habeas Corpus on Behalf of Inmate Under Sentence of Death," submitted on appellant's behalf by the California Appellate Project in San Francisco. In light of the Verification of Executive Director Joseph Schlesinger stating that appellant might object to the filing of the petition, counsel for appellant, Laura Kelly, is directed to consult with appellant and provide within 21 days from the date of this order a declaration by counsel notifying the court whether appellant does or does not approve of the filing of the petition.

S137290

PEOPLE v. GOVIN (PRAVIN)

Motion to file document under seal granted

Good cause appearing, appointed counsel's "Application to File Supplemental Declaration of Conrad Petermann Under Seal Pursuant to California Rules of Court, Rule 8.46(d)," filed Oct. 30, 2018 (supplemental declaration of Conrad Petermann lodged Oct. 30, 2018), is granted in its entirety.

The court makes the findings required by rule 8.46(d)(6) of the California Rules of Court.

S178239

PEOPLE v. HARRIS (KAI)

Motion to file document under seal granted

Good cause appearing, appointed counsel's "Application to File [Additional] Declaration of Conrad Petermann Under Seal Pursuant to California Rules of Court, Rule 8.46(d)," filed October 18, 2018 (additional declaration of Conrad Petermann lodged Oct. 18, 2018), is granted

in its entirety.

The court makes the findings required by rule 8.46(d)(6) of the California Rules of Court.

S206484

**PEOPLE v. ESPINOZA
(PEDRO)**

Order filed

Good cause appearing, appellant's "Application to File Attachments, Exceeding 10 Pages, to Appellant's Opening Brief," filed on December 6, 2018, is granted.

S212159

**PEOPLE v. PEARSON
(KEVIN DARNELL)**

Motion to file document under seal granted

Good cause appearing, appointed counsel's "Application to File [Additional] Declaration of Conrad Petermann Under Seal Pursuant to California Rules of Court, Rule 8.46(d)," filed October 16, 2018 (additional declaration of Conrad Petermann lodged October 16, 2018), is granted in its entirety.

The court makes the findings required by rule 8.46(d)(6) of the California Rules of Court.

S214433

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

Motion to file document under seal granted

Petitioner's "Application for Leave to File Sealed Exhibits in Support of Amended Petition for Writ of Habeas Corpus," filed on October 19, 2018, is granted as follows. The court makes the findings required by rule 8.46(d)(6) of the California Rules of Court as to Exhibits 155 through 160. The Clerk is directed to file under seal Volume 18 of the Exhibits in Support of Petition for Writ of Habeas Corpus, Exhibit 155, lodged conditionally under seal on October 19, 2018. In addition, no later than 14 days after the date of this order petitioner must serve and publicly file a redacted version of Exhibit 160 that removes the juror's identifying information, and serve and file a new version of Volume 19 of the Exhibits in Support of Petition for Writ of Habeas Corpus, Exhibits 156 through 160 that contains an unredacted version of Exhibit 160. The Clerk will file this version of Volume 19 under seal, and will not file the version of Volume 19 lodged on October 19, 2018.

S224701

**LEWIS (KEITH ALLEN) ON
H.C.**

Order filed

Petitioner's "Application for Leave to File Exhibits 187-190 in Support of Pending Petition for Writ of Habeas Corpus," filed on October 12, 2018, is granted. Any supplemental informal response addressing the new exhibits, 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.

S251953**ACCUSATION OF BORAN**

Petition denied (accusation)

S252107**ACCUSATION OF WELLS**

Petition denied (accusation)

S252256**ACCUSATION OF
JESPERSEN**

Petition denied (accusation)

S252292**ACCUSATION OF RAMIREZ**

Petition denied (accusation)

S250772**SPROULS ON DISCIPLINE**

Petition for review denied; recommended discipline imposed

The petition for review is denied.

The court orders that FRANK PATRICK SPROULS, State Bar Number 166019, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. FRANK PATRICK SPROULS is suspended from the practice of law for the first six months of probation;
2. FRANK PATRICK SPROULS must comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on July 24, 2018; and
3. At the expiration of the period of probation, if FRANK PATRICK SPROULS has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

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

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

FRANK PATRICK SPROULS must also comply with California Rules of Court, rule 9.20, and

perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

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

S252154**KUN ON DISCIPLINE**

Petition for review denied; disbarred

The petition for review is denied. The court orders that ALBERT MIKLOS KUN, State Bar Number 55820, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

ALBERT MIKLOS KUN must make payment to Fulton Connor of the sanctions award of \$3,000 issued on August 14, 2015, by the Superior Court of San Mateo County in case number CIV-477401, plus 10 percent interest per year from October 1, 2015.

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

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

S252901**EBERLE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BRIAN GEORGE EBERLE, State Bar Number 111090, as a member of the State Bar of California is accepted.

S252902**MARTIN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of THOMAS MARTIN, State Bar Number 48303, as a member of the State Bar of California is accepted.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,396)**

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.)