

**SUPREME COURT MINUTES  
WEDNESDAY, DECEMBER 19, 2018  
SAN FRANCISCO, CALIFORNIA**

**S252057**      H043281 Sixth Appellate District      **IN RE G.C.**  
Petition for review granted  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S252217**      D071670 Fourth Appellate District, Div. 1      **BOTTINI, JR., (FRANCIS A.)  
v. CITY OF SAN DIEGO**  
Petition for review granted  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S252445**      A149328 First Appellate District, Div. 3      **NATIONAL LAWYERS  
GUILD, SAN FRANCISCO  
BAY AREA CHAPTER v.  
CITY OF HAYWARD**  
Petition for review granted  
The request for an order directing depublication of the opinion is denied.  
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S252134**      B287131 Second Appellate District, Div. 5      **PEOPLE v. GLAVISH  
(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 a related issue in *People v. McKenzie*, S251333 (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.

**S247219**      **CASTANEDA (VICTOR) ON  
H.C.**  
Order to show cause issued, returnable in Superior Court

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause returnable before the Kings County Superior Court, when the matter is placed on calendar, why

petitioner is not entitled to a full resentencing hearing because components of his sentence, including his term of life without the possibility of parole for conspiracy, are unauthorized. (See Attorney General's Informal Response filed July 25, 2018, and Supplemental Informal Response filed on October 23, 2018; *People v. Navarro* (2007) 40 Cal.4th 668, 681; *People v. Hernandez* (2003) 30 Cal.4th 835, 864-870; *People v. Lopez* (2005) 34 Cal.4th 1002; *People v. Palacios* (2007) 41 Cal.4th 720; see also Pen. Code § 12022.53, subd. (h).) The return is to be filed on or before January 18, 2019.

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

**S251366**      B283549 Second Appellate District, Div. 8      **PEOPLE v. TROTTER  
(DESTINY)**

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

The requests for consideration of an additional issue filed by defendants are granted. The petitions for review are granted, and 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 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.

**S251739**      H044154 Sixth Appellate District      **PEOPLE v. CANCHOLA  
(ARMANDO GARZA)**

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

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, Sixth 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.

**S252003**      A151720/A152650 First Appellate District, Div. 5      **PEOPLE v. SANDEFUR  
(JASON I.)**

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

The petition for review is granted. The matter is transferred to the Court of Appeal First Appellate District, Division Five, 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.

**S252103** H043494 Sixth Appellate District

**PEOPLE v. QUIMING (JESSE  
DEVLIN)**

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 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.

**S252165** B283270 Second Appellate District, Div. 2

**PEOPLE v. HERNANDEZ  
(GEORGE)**

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

The petition for review is granted, and 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.

**S252192** C085090 Third Appellate District

**PEOPLE v. HIGGS  
(MAURICE)**

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.

**S252828**

**LINN (TAMMY MARIE) 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

**S252829**

**O'KEITH (MARLON  
GORDON) 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

**S252830****VASQUEZ (ELIZABETH  
MARIE) 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

**S251748**      A151198 First Appellate District, Div. 1**PEOPLE v. MACIAS  
(ARTURO)**

Petition for review denied

**S251769**      C079746 Third Appellate District**PEOPLE v. SAEPHAN (KAO  
LAI)**

Petition for review denied

**S251823**      B277409 Second Appellate District, Div. 5**VO (CONG) v. POMONA  
VALLEY HOSPITAL  
MEDICAL CENTER**

Petition for review & publication request(s) denied

**S251933****PAGE (RICHARD) v. LOS  
ANGELES COUNTY  
SHERIFF'S DEPARTMENT**

Petition for review denied  
The request for judicial notice is denied.

**S251939**      B272003 Second Appellate District, Div. 7**PEOPLE v. BRIGGS (WAYNE  
LEFON)**

Petition for review denied

**S251975**      A151392 First Appellate District, Div. 2**DICKERSON (LADELL) ON  
H.C.**

Petition for review denied

**S252019**      C087896 Third Appellate District**PANIGHETTI (WESLEY) ON  
H.C.**

Petition for review denied

**S252053** B287946 Second Appellate District, Div. 7 **PEOPLE v. S.C. (VASQUEZ)**  
Petition for review & depublication request(s) denied  
Chin and Corrigan, JJ., are of the opinion the petition should be granted.

**S252066** D074047 Fourth Appellate District, Div. 1 **PEOPLE v. AREBALOS-  
CABRERA (JORGE)**  
Petition for review denied

**S252076** B283764 Second Appellate District, Div. 3 **PEOPLE v. MARTINEZ  
(LEON ANDREW)**  
Petition for review denied

**S252080** A151929 First Appellate District, Div. 1 **PEOPLE v. MORALES-  
CUEVAS (ARMANDO)**  
Petition for review denied

**S252081** A150955 First Appellate District, Div. 3 **PEOPLE v. McDEVON  
(CORBIN)**  
Petition for review denied

**S252091** H043262 Sixth Appellate District **YANG (LI-JAU) & MOU  
(CHIN-LI), MARRIAGE OF**  
Petition for review denied

**S252096** C087899 Third Appellate District **WALLACE (GEORGE ELLIS)  
v. S.C. (PEOPLE)**  
Petition for review denied

**S252098** F073377/F074088 Fifth Appellate District **IELMINI (CHRISTIAN) v.  
PATTERSON FROZEN  
FOODS, INC.**  
Petition for review denied

**S252117** D072041 Fourth Appellate District, Div. 1 **PEOPLE v. COVARRUBIAS  
(SANTIAGO)**  
Petition for review denied

**S252138** D071948 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. RODRIGUEZ  
(PEDRO)**

**S252143** B279462 Second Appellate District, Div. 8

Petition for review denied

The “Motion for Leave to File Supplemental Petition” is granted.

**RIBAKOFF (JOE) v. CITY OF  
LONG BEACH**

**S252144** F077897 Fifth Appellate District

Petition for review denied

**KAWEAH CONSTRUCTION  
CO. v. S.C. (McGEE)**

**S252146** A151926 First Appellate District, Div. 1

Petition for review denied

**LE (TRUONG) v. BECERRA  
(XAVIER)**

**S252156** G054531 Fourth Appellate District, Div. 3

Petition for review denied

**ALVARADO (MAYRA  
ANTONIA) v. DEPARTMENT  
OF THE CALIFORNIA  
HIGHWAY PATROL**

**S252160** D074802 Fourth Appellate District, Div. 1

Petition for review denied

**USHER (JACKIE ONEAL) v.  
S.C. (DIRECTV, LLC)**

**S252164** D074045 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. WINN (DONALD  
LEWIS)**

**S252166** E069626 Fourth Appellate District, Div. 2

The petition for review is denied.

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

**IN RE MOLLY T.**

**S252174**      B280253 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. McCARDELL  
(DONALD RAY)**

**S252183**      F072207 Fifth Appellate District

Petition for review denied

**PEOPLE v. McNABB (DYLAN  
NICHOLAS)**

**S252195**      F078222 Fifth Appellate District

Petition for review denied

**OLIVIER (MAURICE P.) ON  
H.C.**

**S252209**      B271955 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. MORAN  
(ROSALBA CRUZ)**

**S252211**      E071299 Fourth Appellate District, Div. 2

Petition for review denied

**PIERRE (ANTONIO) v. S.C.  
(PEOPLE)**

**S252216**      B281141 Second Appellate District, Div. 7

Petition for review denied

**MONTGOMERY (GERALD)  
v. WAL-MART STORES, INC.**

**S252219**

Petition for writ of mandate/prohibition denied

**COUNCIL FOR EDUCATION  
& RESEARCH ON TOXICS v.  
COURT OF APPEAL,  
SECOND APPELLATE  
DISTRICT, DIVISION FOUR  
(DUNKIN' BRANDS, INC.)**

**S252233**      B280914 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. FLETCHER  
(SHAWN ALLAN)**

**S252251** F073305 Fifth Appellate District

Petition for review denied

**PEOPLE v. SANDERS (ISAAC JONATHAN)**

**S252280** F074247 Fifth Appellate District

Petition for review denied

**PEOPLE v. TIMMONS (JOHNNY)**

**S252317** A149471 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. ROSE (DAVID C.)**

**S252330** C084065 Third Appellate District

Petition for review denied

**JONES (MARK ALAN) v. IDS PROPERTY CASUALTY INSURANCE COMPANY**

**S252338** A155342 First Appellate District, Div. 2

Petition for review denied

**OLICK (DAVID) v. S.C. (LILY)**

**S252344** B286947 Second Appellate District, Div. 4

Petition for review denied

**IN RE L.H.**

**S252391** D072491 Fourth Appellate District, Div. 1

Petition for review denied

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

**GTE COMMUNICATIONS SYSTEMS CORPORATION v. CALIFORNIA DEPARTMENT OF TAX & FEE ADMINISTRATION**

**S252395** D072427 Fourth Appellate District, Div. 1

Petition for review denied

**VERIZON BUSINESS NETWORK SERVICES INC. v. CALIFORNIA DEPARTMENT OF TAX & FEE ADMINISTRATION**



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

**S252399** D072527 Fourth Appellate District, Div. 1

**VERIZON BUSINESS  
PURCHASING LLC v.  
CALIFORNIA DEPARTMENT  
OF TAX & FEE  
ADMINISTRATION**

Petition for review denied

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

**S252401** A149807 First Appellate District, Div. 4

**PEOPLE v. JACOBO (FABIAN  
SALAZAR)**

Petition for review denied

**S252405** C076998 Third Appellate District

**MARTINE (TERESA) v.  
HEAVENLY VALLEY  
LIMITED PARTNERSHIP**

Petition for review denied

**S252447** A149685 First Appellate District, Div. 1

**PEOPLE v. HOWARD  
(JUSTIN)**

Petition for review denied

Cantil-Sakauye, C. J., was recused and did not participate.

**S252451** A137887 First Appellate District, Div. 3

**BUNZL DISTRIBUTION USA,  
INC. v. FRANCHISE TAX  
BOARD**

Petition for review denied

**S252452** A148268 First Appellate District, Div. 5

**PEOPLE v. ABRAHAM  
(ARTHUR)**

Petition for review denied

**S252469** F074183 Fifth Appellate District

**PEOPLE v. ORNELAS (ROY)**

Petition for review denied

<b>S252479</b>	A155560 First Appellate District, Div. 5	<b>DUVAL (SCOTT ALLEN) ON H.C.</b>
Petition for review denied		
<b>S252486</b>	E068863 Fourth Appellate District, Div. 2	<b>PEOPLE v. KELLY (SOLOMON)</b>
Petition for review denied		
<b>S252487</b>	A149770 First Appellate District, Div. 4	<b>PEOPLE v. HARRIS (DOMEENIC)</b>
Petition for review denied		
<b>S252488</b>	A149884 First Appellate District, Div. 1	<b>PEOPLE v. FULLER (LARRY DARNELL)</b>
Petition for review denied		
<b>S252491</b>	B286840 Second Appellate District, Div. 4	<b>PEOPLE v. ALVARADO (KEVIN)</b>
Petition for review denied		
<b>S252495</b>	A150969 First Appellate District, Div. 2	<b>PEOPLE v. BREEDLOVE (OMAR J.)</b>
Petition for review denied		
<b>S252501</b>	C085951 Third Appellate District	<b>PEOPLE v. LOWERY (JOSHUA PHILLIP)</b>
Petition for review denied		
<b>S252510</b>	A155186 First Appellate District, Div. 3	<b>MORRIS (LONNIE) ON H.C.</b>
Petition for review denied		
<b>S252512</b>	D072229 Fourth Appellate District, Div. 1	<b>PEOPLE v. MENA (CESAR)</b>
Petition for review denied		

**S252514**      B285169 Second Appellate District, Div. 7

**PEOPLE v. SOLORZANO  
(DELFINO JAVIER)**

Petition for review denied

**S252516**      F078132 Fifth Appellate District

**ELRAWI (MOHAMED  
AHMED) ON H.C.**

The petition for review is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies]; Cal. Code Regs., Tit. 15, § 3492, subd. (g).)

**S252518**      D072476 Fourth Appellate District, Div. 1

**SAMANIEGO (VICTOR M.) v.  
SPECIALIZED LOAN  
SERVICING, LLC**

Petition for review denied

**S252521**      D073180 Fourth Appellate District, Div. 1

**PEOPLE v. BRASCHLER  
(JOSEPH MARVIN)**

Petition for review denied

**S252522**      E068938 Fourth Appellate District, Div. 2

**PEOPLE v. O'NEAL  
(CARSENE CORTEZ)**

Petition for review denied

**S252530**      H045916 Sixth Appellate District

**HETTINGA (WYLMINA  
LOUEMNA) v. LOUMENA  
(TIMOTHY P.)**

Petition for review denied

**S252533**      B288597 Second Appellate District, Div. 6

**IN RE J.D.**

Petition for review denied

**S252539**      B283158 Second Appellate District, Div. 6

**PEOPLE v. STEWART  
(OLLIE JONATHAN)**

Petition for review denied

<b>S252543</b>	B282337 Second Appellate District, Div. 7	<b>PEOPLE v. WHITE (JEREMY JAMAR)</b>
Petition for review denied		
<b>S252544</b>	A155324 First Appellate District, Div. 5	<b>LOPEZ (ADRIAN) ON H.C.</b>
Petition for review denied		
<b>S252548</b>	B293282 Second Appellate District, Div. 4	<b>MILES (LEON) v. S.C. (PEOPLE)</b>
Petition for review denied		
<b>S252550</b>	B283201 Second Appellate District, Div. 8	<b>PEOPLE v. CASADOS (GABRIEL JOSEPH)</b>
Petition for review denied		
<b>S252564</b>	B287712 Second Appellate District, Div. 6	<b>PEOPLE v. CARLSON (SCOTT BRITTON)</b>
Petition for review denied		
<b>S252585</b>	H044251 Sixth Appellate District	<b>SIMONELLI (JACQUELINE) v. CITY OF CARMEL-BY-THE-SEA</b>
Petition for review denied		
<b>S252588</b>	F074429 Fifth Appellate District	<b>PEOPLE v. SAENZ, JR., (OSCAR)</b>
Petition for review denied		
<b>S252597</b>	B283005 Second Appellate District, Div. 5	<b>COLEMAN (KATHLEEN) v. SAGAR (ANEETA)</b>
Petition for review denied		
<b>S252666</b>		<b>HARDIN (LEON DEWAYNE) v. COURT OF APPEAL, SECOND APPELLATE DISTRICT, DIVISION SEVEN</b>

**(PEOPLE)**

Petition for writ of mandate/prohibition denied

**S243682****WESTLY (TRAVIS DANIEL)  
ON H.C.**

Petition for writ of habeas corpus denied

**S244434****RUIZ (IGNACIO) ON H.C.**

Petition for writ of habeas corpus denied

**S244983****FIELDS (COREY R.) ON H.C.**

Petition for writ of habeas corpus denied

**S245820****ROESSLER (MICHAEL LEE)  
ON H.C.**

Petition for writ of habeas corpus denied

**S249586****STRUNK (GREGORY) ON  
H.C.**

Petition for writ of habeas corpus denied

**S249693****GARCIA (CHUNCEY  
Ta'RAE) ON H.C.**

Petition for writ of habeas corpus denied

**S249883****EISENHOWER, JR.,  
(WILLIAM HORACE) ON  
H.C.**

Petition for writ of habeas corpus denied

**S249945****CRUZ-SANCHEZ (NAZARIO)  
ON H.C.**

Petition for writ of habeas corpus denied

**S250042****PATTON (MICHAEL) 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]; *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].) Individual claims are denied, as applicable. (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 Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal].)

**S250168****COLLINS (ARTERO) ON H.C.**

Petition for writ of habeas corpus denied

**S250183****SERMENO (LARRY) 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].)

**S250189****SERMENO (LARRY) 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].)

**S250190****SERMENO (LARRY) 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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**S250191****SERMENO (LARRY) 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].)

**S250201****DAVIS (KENNARD LEE) ON  
H.C.**

Petition for writ of habeas corpus denied

**S250204****YOUNG (HOWARD) ON H.C.**

Petition for writ of habeas corpus denied

**S250206****NASH (JARVIN O'NEAL) ON H.C.**

Petition for writ of habeas corpus denied

**S251189****PATTON (MICHAEL) 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]; *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]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].) Individual claims are denied, as applicable. (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 Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal].)

**S251711****PATTON (MICHAEL) 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]; *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].) Individual claims are denied, as applicable. (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 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].)

**S252086****SERMENO (LARRY) ON H.C.**

Petition for writ of habeas corpus denied

**S252254****YOUNG (HOWARD) 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].)

**S252623****PATTON (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]; *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].) Individual claims are denied, as applicable. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**S252627****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].)

**S252577**

C082438 Third Appellate District

**PEOPLE v. HAYES  
(CYNTHIA LOUISE)**

Depublication ordered (case closed)

The requests for an order directing depublication of the opinion in the above-entitled appeal are granted. The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed September 19, 2018, which appears at 27 Cal.App.5th 340. (Cal. Const., art. VI, section 14; Cal. Rules of Court, rule 8.1125.) The court declines to review this matter on its own motion. The matter is now final.

**S251754**

B272212 Second Appellate District, Div. 2

**KHMER BUDDHIST  
ASSOCIATION v. PHAN (SOK  
HOEUT)**

Publication request denied (case closed)

**S252101**

D073069 Fourth Appellate District, Div. 1

**COTTONWOOD CAJON ES,  
LLC v. GAMBOA (HENRY)**

Publication request denied (case closed)

**S252598**

C079100 Third Appellate District

**IN RE K.L.**

The request for depublication is denied. The court declines to review this matter on its own motion. The matter is now final.



**S152269****PEOPLE v. LUTHER  
(JOHNATHAN ROSS)**

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for appellant Johnathan Ross Luther, filed March 14, 2018, is granted. The order appointing Ronald S. Smith as appellate counsel of record for appellant Johnathan Ross Luther, filed June 22, 2011, is hereby vacated. Cliff Gardner is hereby appointed to represent appellant Johnathan Ross Luther as appellate counsel of record for the direct appeal in the above automatic appeal now pending in this court.

**S251618****ACCUSATION OF MIRANDA**

Motion to file document under seal denied

The State Bar of California's application to file under seal portions of its answer to the accusation of David Albert Miranda against an attorney filed on December 10, 2018, is denied. (Cal. Rules of Court, rules 2.550, 2.551, 8.46.) The clerk of this court is directed to return the unredacted answer lodged conditionally under seal on December 10, 2018, unless the State Bar notifies the clerk in writing within 10 days after the date of this order that the lodged answer is to be filed as part of the public record. (Cal. Rules of Court, rule 8.46(d)(7).)

**S251879****WRIGHT (RODERICK  
DEVON) ON CLEMENCY**

Order filed

The First Amendment Coalition's Motion to Unseal Clemency-Related Court Records is hereby granted with regard to this case. The clerk shall return the clemency file and request for recommendation to Governor, who is hereby ordered to return the file and request to the court no later than January 2, 2019, with any confidential records and records sought to be filed under seal being lodged in the manner prescribed by rules 8.45, 8.46 and 8.47 of the California Rules of Court.

Insofar as the Motion to Unseal Clemency-Related Court Records seeks access to the records of other clemency matters before the court, the motion is denied without prejudice to the filing of a request or requests for access in a particular matter or matters in which access to the record is sought.

**S252379****ACCUSATION OF THOMAS**

Petition denied

(accusation)

**S252382**

Petition denied

(accusation)

**ACCUSATION OF SINGER****S251284**

Petition for review denied; disbarred

**LUTI ON DISCIPLINE**

The petition for review is denied.

The court orders that ANTHONY NGULA LUTI, State Bar Number 207852, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

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

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