

**SUPREME COURT MINUTES
FRIDAY, FEBRUARY 3, 2017
SAN FRANCISCO, CALIFORNIA**

S238888

H043114 Sixth Appellate District

**GUIOMAR (JOHN MANUEL)
ON H.C.**

Briefing ordered in previously Held case

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017.

Respondent is directed to serve and file an answer brief on or before March 6, 2017. Petitioner may serve and file a reply brief on or before March 15, 2017.

The court continues to defer all further action in the matters of *People v. Eandi* (S229305), *People v. Enquist* (S238804), *People v. Ferguson* (S233596), *People v. Jewkes* (S236685), *People v. Perez* (S229046), *People v. Strickland* (S233933), *People v. Sulitswalley* (S238539), pending consideration and disposition of related issues in *Guiomar* or pending further order of the court. (Cal. Rules of Court, rule 8.512(d)(2).)

S229046

C078169 Third Appellate District

**PEOPLE v. PEREZ (JESSE
DAVID)**

Order filed: holding for new lead case

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017.

Respondent is directed to serve and file an answer brief on or before March 6, 2017. Petitioner may serve and file a reply brief on or before March 15, 2017.

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consideration and disposition of related issues in *Guiomar* or pending further order of the court. (Cal. Rules of Court, rule 8.512(d)(2).)

S229305

C078257 Third Appellate District

**PEOPLE v. EANDI
(COLETTE JEAN)**

Order filed: holding for new lead case

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017.

Respondent is directed to serve and file an answer brief on or before March 6, 2017. Petitioner may serve and file a reply brief on or before March 15, 2017.

The court continues to defer all further action in the matters of *People v. Eandi* (S229305), *People v. Enquist* (S238804), *People v. Ferguson* (S233596), *People v. Jewkes* (S236685), *People v. Perez* (S229046), *People v. Strickland* (S233933), *People v. Sulitswalley* (S238539), pending consideration and disposition of related issues in *Guiomar* or pending further order of the court. (Cal. Rules of Court, rule 8.512(d)(2).)

S233596

C078270 Third Appellate District

**PEOPLE v. FERGUSON
(TIMOTHY LEROY)**

Order filed: holding for new lead case

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017.

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The court continues to defer all further action in the matters of *People v. Eandi* (S229305), *People v. Enquist* (S238804), *People v. Ferguson* (S233596), *People v. Jewkes* (S236685), *People v. Perez* (S229046), *People v. Strickland* (S233933), *People v. Sulitswalley* (S238539), pending consideration and disposition of related issues in *Guiomar* or pending further order of the court. (Cal. Rules of Court, rule 8.512(d)(2).)

S233933 C078578 Third Appellate District**PEOPLE v. STRICKLAND
(EMILE LONNELL)**

Order filed: holding for new lead case

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017. Respondent is directed to serve and file an answer brief on or before March 6, 2017. Petitioner may serve and file a reply brief on or before March 15, 2017.

The court continues to defer all further action in the matters of *People v. Eandi* (S229305), *People v. Enquist* (S238804), *People v. Ferguson* (S233596), *People v. Jewkes* (S236685), *People v. Perez* (S229046), *People v. Strickland* (S233933), *People v. Sulitswalley* (S238539), pending consideration and disposition of related issues in *Guiomar* or pending further order of the court. (Cal. Rules of Court, rule 8.512(d)(2).)

S236685 C079556 Third Appellate District**PEOPLE v. JEWKES (JAMES
JUSTIN)**

Order filed: holding for new lead case

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017. Respondent is directed to serve and file an answer brief on or before March 6, 2017. Petitioner may serve and file a reply brief on or before March 15, 2017.

The court continues to defer all further action in the matters of *People v. Eandi* (S229305), *People v. Enquist* (S238804), *People v. Ferguson* (S233596), *People v. Jewkes* (S236685), *People v. Perez* (S229046), *People v. Strickland* (S233933), *People v. Sulitswalley* (S238539), pending consideration and disposition of related issues in *Guiomar* or pending further order of the court. (Cal. Rules of Court, rule 8.512(d)(2).)

S238539

B271266 Second Appellate District, Div. 6

**PEOPLE v. SULITSWALLEY
(DYLAN ABELARDO)**

Order filed: holding for new lead case

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017. Respondent is directed to serve and file an answer brief on or before March 6, 2017. Petitioner may serve and file a reply brief on or before March 15, 2017.

The court continues to defer all further action in the matters of *People v. Eandi* (S229305), *People v. Enquist* (S238804), *People v. Ferguson* (S233596), *People v. Jewkes* (S236685), *People v. Perez* (S229046), *People v. Strickland* (S233933), *People v. Sulitswalley* (S238539), pending consideration and disposition of related issues in *Guiomar* or pending further order of the court. (Cal. Rules of Court, rule 8.512(d)(2).)

S238804

C079717 Third Appellate District

**PEOPLE v. ENQUIST
(DUANE LEE)**

Order filed: holding for new lead case

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017. Respondent is directed to serve and file an answer brief on or before March 6, 2017. Petitioner may serve and file a reply brief on or before March 15, 2017.

The court continues to defer all further action in the matters of *People v. Eandi* (S229305), *People v. Enquist* (S238804), *People v. Ferguson* (S233596), *People v. Jewkes* (S236685), *People v. Perez* (S229046), *People v. Strickland* (S233933), *People v. Sulitswalley* (S238539), pending consideration and disposition of related issues in *Guiomar* or pending further order of the court. (Cal. Rules of Court, rule 8.512(d)(2).)

S239752**MISSUD (PATRICK A.) v.
SHAPERO (KENNETH)/
(STATE OF CALIFORNIA)**

Vexatious litigant application denied

The application of petitioner for leave to file a petition for writ of mandate with stay request is hereby denied.

S238610

C081242 Third Appellate District

**PEOPLE v. WRIGHT
(JOSEPH LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 16, 2017.

S238654

C079783 Third Appellate District

PEOPLE v. PERRY (JACK)

The time for granting or denying review in the above-entitled matter is hereby extended to March 9, 2017.

S238666

E064557 Fourth Appellate District, Div. 2

**PEOPLE v. DOYLE (DAVID
BUCKLEY)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 13, 2017.

S238722

B262680 Second Appellate District, Div. 7

**TSATRYAN (ARTHUR &
POLINA), MARRIAGE OF**

The time for granting or denying review in the above-entitled matter is hereby extended to March 15, 2017.

S238725

A146053 First Appellate District, Div. 5

**PEOPLE v. TURCIOS
(MOISES FERNANDO)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 15, 2017.

S238744

C072545 Third Appellate District

**PEOPLE v. PERKINS, JR.,
(ARTHUR LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 15, 2017.

S238752 B262406 Second Appellate District, Div. 8 **PEOPLE v. LEMON (JAMES)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 8, 2017.

S238764 B266438 Second Appellate District, Div. 6 **PEOPLE v. PENA (MIGUEL GONZALES)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 3, 2017.

S238792 F070772 Fifth Appellate District **LEE (KATHY) v. WEST KERN WATER DISTRICT**

The time for granting or denying review in the above-entitled matter is hereby extended to March 16, 2017.

S238820 B263363 Second Appellate District, Div. 3 **HERNANDEZ (JACOB) v. CALIFORNIA PIZZA KITCHEN**

The time for granting or denying review in the above-entitled matter is hereby extended to March 8, 2017.

S238851 H042665 Sixth Appellate District **PEOPLE v. FERNANDEZ (RAUL)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 9, 2017.

S238870 H039697 Sixth Appellate District **PEOPLE v. ALLISON (DENNIS MALCOLM)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 10, 2017.

S238899 E062905 Fourth Appellate District, Div. 2 **PEOPLE v. MOSLEY (DONALD)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 10, 2017.

S238913 B258746 Second Appellate District, Div. 7 **PEOPLE v. DEAN (DEONTAE DAVEION)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 13, 2017.

S238929 C074138 Third Appellate District **PEOPLE v. CHAVEZ (LORENZO)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 14, 2017.

S238930 G051520 Fourth Appellate District, Div. 3 **SUI (YAN) v. PRICE (STEPHEN D.)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 14, 2017.

S238935 H042448 Sixth Appellate District **PEOPLE v. SANDOVAL (JOSE)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 14, 2017.

S238936 G054287 Fourth Appellate District, Div. 3 **VON STAICH (IVAN) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 14, 2017.

S238939 G051370 Fourth Appellate District, Div. 3 **PEOPLE v. BECERRA, JR., (JESUS)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 14, 2017.

S238941 B267010 Second Appellate District, Div. 4 **GOONEWARDENE (SHARMALEE) v. ADP, LLC**

The time for granting or denying review in the above-entitled matter is hereby extended to March 14, 2017.

S238942 D068865 Fourth Appellate District, Div. 1 **STRASNER (M.) v.
TOUCHSTONE WIRELESS
REPAIR & LOGISTICS, LP**

The time for granting or denying review in the above-entitled matter is hereby extended to March 15, 2017.

S238943 F069389 Fifth Appellate District **PEOPLE v. COOPER
(MICHAEL DEAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 14, 2017.

S238945 B278777 Second Appellate District, Div. 5 **GARCIA (JAIME) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to March 15, 2017.

S238952 H040503 Sixth Appellate District **PEOPLE v. SANCHEZ
(UBALDO)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 15, 2017.

S238954 H042499 Sixth Appellate District **PEOPLE v. COLBERT
(MARK ANTHONY)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 14, 2017.

S238962 D068311 Fourth Appellate District, Div. 1 **PEOPLE v. LEWIS (JERRETT
MARTELL)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 15, 2017.

S238974 B256776 Second Appellate District, Div. 7 **PEOPLE v. GREEN (JASON)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 16, 2017.

S238982

B264934 Second Appellate District, Div. 2

**PEOPLE v. RAINEY
(TIJERMAINE)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 16, 2017.

S138474**PEOPLE v. ANDERSON
(ERIC STEVE)**

Extension of time granted

Good cause appearing, and based upon counsel Joanna McKim's representation that the appellant's reply brief is anticipated to be filed by March 28, 2017, counsel's request for an extension of time in which to file that brief is granted to March 28, 2017. After that date, no further extension is contemplated.

S165894**PEOPLE v. PENUELAS
(JESUS GUADALUPE
VELAZQUEZ)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Joseph E. Chabot's representation that the appellant's opening brief is anticipated to be filed by November 4, 2017, counsel's request for an extension of time in which to file that brief is granted to April 4, 2017. After that date, only four further extensions totaling about 215 additional days will be granted. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S177281**PEOPLE v. MAGALLON
(MIGUEL ANGEL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to February 28, 2017.

S180112**PEOPLE v. DANIELS, JR.,
(JACKSON CHAMBERS)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to April 4, 2017.

S195828**PEOPLE v. VILLA
(RICARDO)**

Extension of time granted

Good cause appearing, and based upon counsel Stephen M. Lathrop's representation that the appellant's opening brief is anticipated to be filed by August 14, 2017, counsel's request for an extension of time in which to file that brief is granted to March 28, 2017. After that date, only three further extensions totaling about 139 additional days are contemplated.

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

S203655**PEOPLE v. GREEN (EARL
ELLIS)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to March 28, 2017.

S230916**CHAMPION (STEVE ALLEN)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Federal Public Defender Susel B. Carrillo-Orellana's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by March 6, 2017, counsel's request for an extension of time in which to file that document is granted to March 6, 2017. After that date, no further extension is contemplated.

S234285**DOOLIN (KEITH ZON) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Robert R. Bryan's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by March 28, 2017, counsel's request for an extension of time in which to file that brief is granted to March 28, 2017. After that date, no further extension is contemplated.

S237432**CURTIS (ELLIS) 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 February 14, 2017.

S238344**PEOPLE v. BISHOP
(CYNTHIA JENNIFER)**

Counsel appointment order filed

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

S238567 C080301 Third Appellate District**BROWN (ELBERT) ON H.C.**

Counsel appointment order filed

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

S238782 H042506 Sixth Appellate District**PEOPLE v. WOODARD
(MICHAEL JAY)**

Counsel appointment order filed

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

S231765 B262023 Second Appellate District, Div. 8**PEOPLE v. BUYCKS
(STEVENSON)**

Order filed

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017. Respondent is directed to serve and file an answer brief on or before March 6, 2017. Petitioner may serve and file a reply brief on or before March 15, 2017.

The court continues to defer all further action in the matters of *People v. Eandi* (S229305), *People v. Enquist* (S238804), *People v. Ferguson* (S233596), *People v. Jewkes* (S236685), *People v. Perez* (S229046), *People v. Strickland* (S233933), *People v. Sulitswalley* (S238539), pending consideration and disposition of related issues in *Guiomar* or pending further order of the court. (Cal. Rules of Court, rule 8.512(d)(2).)

S232329

E063472 Fourth Appellate District, Div. 2

**DRIVER II (TOMMY
JUNIOR) ON H.C.**

Order filed

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017. Respondent is directed to serve and file an answer brief on or before March 6, 2017. Petitioner may serve and file a reply brief on or before March 15, 2017.

The court continues to defer all further action in the matters of *People v. Eandi* (S229305), *People v. Enquist* (S238804), *People v. Ferguson* (S233596), *People v. Jewkes* (S236685), *People v. Perez* (S229046), *People v. Strickland* (S233933), *People v. Sulitswalley* (S238539), pending consideration and disposition of related issues in *Guiomar* or pending further order of the court. (Cal. Rules of Court, rule 8.512(d)(2).)

S237538

E064152 Fourth Appellate District, Div. 2

**PEOPLE v. DERRITT
(DEANDRE LAMONT)**

Order filed

This court has granted and held the above-captioned cases pending disposition of related issues in *People v. Buycks* (S231765). Upon further consideration, the court designates *Buycks* the lead case and defers further action in *People v. Derritt* (S237538) and *Driver (Tommy) on H.C.* (S232329) pending consideration and disposition of related issues in *Buycks*.

In addition, the court designates *Guiomar (John) on H.C.* (S238888) the lead case concerning whether a Penal Code section 1320.5 enhancement must be dismissed if the felony for which the defendant was on bail, and failed to appear, is later reduced to a misdemeanor under Proposition 47. Petitioner is directed to serve and file an opening brief on or before February 20, 2017. Respondent is directed to serve and file an answer brief on or before March 6, 2017. Petitioner may serve and file a reply brief on or before March 15, 2017.

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**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. 1,295)**

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.)