

**SUPREME COURT MINUTES
WEDNESDAY, FEBRUARY 20, 2019
SAN FRANCISCO, CALIFORNIA**

S245535**CARR (CLAUDE) 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 before the Riverside County Superior Court, when the matter is ordered on calendar, why petitioner is not entitled to have the one-year prior prison term enhancement imposed for his 1989 prison term stricken, for an aggregate determinate term of 22 years in prison. (See Attorney General's concession in the Informal Response filed in this court on March 2, 2018.) The return is to be filed on or before March 22, 2019.

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

S250100**McDOWELL (JONATHAN
DEWITT) ON H.C.**

Order to show cause issued; returnable in Court of Appeal, Fourth Appellate District, Division Two

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause before the Court of Appeal, Fourth Appellate District, Division Two, when the matter is placed on calendar, why petitioner is not entitled to the relief requested. (See *People v. Rodriguez* (2012) 55 Cal.4th 1125; *People v. Velasco* (2015) 235 Cal.App.4th 66.) The return is to be filed on or before March 22, 2019.

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

S253524

B275303 Second Appellate District, Div. 1

**PEOPLE v. DANIEL
(MICHAEL ANGELO)**

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

The request for consideration of an additional issue on review is granted. 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, Kruger, and Groban, JJ.

S167195**VALENCIA (ALFREDO) ON
H.C.**

Petition for writ of habeas corpus denied (AA)

This petition for writ of habeas corpus was filed in this court on October 2, 2008, and amended on August 27, 2012, 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. 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 petition for writ of habeas corpus is denied.

All claims are denied on the merits.

Claims 3 (to the extent it alleges prosecutorial misconduct in questioning of witnesses and argument) and 4 (except to the extent petitioner alleges ineffective assistance of counsel and judicial bias based on prior contact with Eva Perez) are procedurally barred to the extent they could have been, but were 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 3 (to the extent it alleges prosecutorial misconduct in suggesting the defense had rehearsed Dr. Woods’ testimony) 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 3 (to the extent it alleges prosecutorial misconduct for allegedly withholding from the defense favorable evidence that was material to guilt or punishment, conducting an inadequate investigation, presenting false evidence (except to the extent it alleges misconduct in postconviction discovery), and deciding to seek the death penalty), 6 (except to the extent it alleges ineffective assistance of counsel), 7 (except to the extent it alleges ineffective assistance of counsel), 8 (except to the extent it alleges ineffective assistance of counsel), and 10 through 12 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.)

S252813 C088232 Third Appellate District**WILKINS (RYAN MICHAEL)
ON H.C.**

Petition for review & application for stay denied

S252978 H035260 Sixth Appellate District**GREAT OAKS WATER
COMPANY v. SANTA CLARA
VALLEY WATER DISTRICT**

Petition for review & publication request(s) denied
Liu and Cuéllar, JJ., were recused and did not participate.

S253040 C086173 Third Appellate District**PEOPLE v. BEEBE, JR.,
(JOHN FLOYD)**

Petition for review denied

S253042	G055457 Fourth Appellate District, Div. 3	PEOPLE v. MENDOZA (DANIEL MORA)
Petition for review denied		
S253067	F074901 Fifth Appellate District	PEOPLE v. MINA (WILFREDO)
Petition for review denied		
S253093	A129664 First Appellate District, Div. 4	PEOPLE v. LOPEZ, JR., (JOSEPH)
Petition for review denied		
S253094	B294164 Second Appellate District, Div. 7	EDISON INTERNATIONAL v. S.C. (ABATE)
Petition for review denied		
S253102	A147175/A152290 First Appellate District, Div. 3	PEOPLE v. SMITH, JR., (HENRY ALBERT)
Petition for review denied		
S253148	F073352 Fifth Appellate District	PEOPLE v. CAPRIOTTI (BRENT)
Petition for review denied		
S253150	A149862 First Appellate District, Div. 3	PEOPLE v. ROCHELL (LAONNA MARIE)
Petition for review denied		
S253160	C080183 Third Appellate District	PARATRANSIT, INC. v. UNEMPLOYMENT INSURANCE APPEALS BOARD (MEDEIROS)
Petition for review & publication request(s) denied		
S253165	B293979 Second Appellate District, Div. 8	INDUSTRY, CITY OF v. S.C. (CONCERNED CITIZENS OF

CITY OF INDUSTRY)

Petition for review denied

S253166 C080488 Third Appellate District

**PEOPLE v. PHEA
(MALANJE)**

Petition for review denied

S253174 C079639 Third Appellate District

**PEOPLE v. BARNETTE
(KENNETH W.)**

Petition for review denied

S253186 C088455 Third Appellate District

**SANDOW (JEFFREY JOEL)
ON H.C.**

Petition for review denied

S253190 D073328 Fourth Appellate District, Div. 1

**JOHN DOE v. THE REGENTS
OF THE UNIVERSITY OF
CALIFORNIA**

Petition for review & publication request(s) denied
Groban, J., was recused and did not participate.

S253195 B288628 Second Appellate District, Div. 6

**PEOPLE v. DEDIOS (LUIS
HERNANDEZ)**

Petition for review denied

S253219 E068932/E069843 Fourth Appellate District, Div. 2 **PEOPLE v. ARNAIZ
(ROBERT RAY)**

Petition for review denied

S253220 B282944 Second Appellate District, Div. 5

**ACCO ENGINEERED
SYSTEMS, INC. v.
CONTRACTORS' STATE
LICENSE BOARD**

Petition for review & depublication request(s) denied

S253232	D073450 Fourth Appellate District, Div. 1	Y. (S.) v. S.C. (OMAR M.)
Petition for review denied		
Kruger, J., is of the opinion the petition should be granted.		
S253266	C075348 Third Appellate District	PEOPLE v. DUENAS (MARK GILBERT)
Petition for review denied		
S253270	B285095 Second Appellate District, Div. 4	IN RE M.C.
Petition for review denied		
S253288	B279414 Second Appellate District, Div. 6	PEOPLE v. ALVARENGA (HERBERT ALBERTO)
Petition for review denied		
S253308	F065182 Fifth Appellate District	SMITH III (ROBERT P.) v. STATE OF CALIFORNIA
The request for judicial notice is granted.		
The petition for review is denied.		
S253311	F073217 Fifth Appellate District	PEOPLE v. RUBIO (ALEX ANTHONY)
Petition for review denied		
S253381	C079951 Third Appellate District	PEOPLE v. RODGERS (VICTOR BERNARD)
Petition for review denied		
S253406	A152825 First Appellate District, Div. 5	MARTINDALE (HEATHER) & OCHOA (RAYMOND), MARRIAGE OF
Petition for review denied		
S253414	B285143 Second Appellate District, Div. 4	FRONTLINE MEDICAL ASSOCIATES, INC. v. DEWITT, ALGORRI &

ALGORRI, APC

Petition for review denied

S253419 A148999 First Appellate District, Div. 3

**PEOPLE v. HAMILTON
(VANESSA)**

Petition for review denied

S253439 D072910 Fourth Appellate District, Div. 1

**FINANCE HOLDING
COMPANY, LLC v. THE
AMERICAN INSTITUTE OF
CERTIFIED TAX COACHES,
INC.**

Petition for review & depublication request(s) denied

S253457 G054971 Fourth Appellate District, Div. 3

**PEOPLE v. MUNOZ-
GUERRERO (ANGEL)**

Petition for review denied

S253459 A151300/A152298 First Appellate District, Div. 4

**FENNELL (DAVID) v.
MUNGER, JR., (CHARLES)**

Petition for review denied

S253465 G054961 Fourth Appellate District, Div. 3

**ESMAIL (ALEX) v.
ABUALROB (SAWSAN)**

Petition for review denied

S253472 C086619 Third Appellate District

**PEOPLE v. LINDSEY
(REGJUAN DONNELL)**

Petition for review denied

S253473 B285970 Second Appellate District, Div. 6

**PEOPLE v. MURPHY
(TYRONE)**

Petition for review denied

S253515 B288663 Second Appellate District, Div. 4

IN RE SAMANTHA C.

Petition for review denied

S253520 B282817 Second Appellate District, Div. 8

Petition for review denied

NDJONGO (JEAN) v. LOS ANGELES WORLD AIRPORTS

S253526 B294712 Second Appellate District, Div. 7

Petition for review denied

GIVENS (ROBERT LEE) ON H.C.

S253527 C084346 Third Appellate District

Petition for review denied

COLLIN (JASON) v. CITY OF SOUTH LAKE TAHOE (GREGO)

S253528 B293248 Second Appellate District, Div. 1

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

MATTHEWS (DONALD) ON H.C.

S253533 C088554 Third Appellate District

Petition for review denied

JORDAN (CHARLES) ON H.C.

S253542 B293504 Second Appellate District, Div. 3
Petition for review denied

KOHLER (BRAD) ON H.C.

S253543 B270692 Second Appellate District, Div. 8

Petition for review denied

SMITH (MARILYN) v. GARZA (CARL EILEEN)

S253544 E068483 Fourth Appellate District, Div. 2
Petition for review denied

PEOPLE v. VALDEZ (JOSE)

S253548 B277683 Second Appellate District, Div. 2

Petition for review denied

CARLO LLC v. 4518 HOLLYWOOD LLC

S253555 F074151 Fifth Appellate District

Petition for review denied

**PEOPLE v. CONTRERAS
(RODOLFO ALBERTO)**

S253559 G054656 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CARRILLO
(FERNANDO GABRIEL)**

S253561 D073508 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ALATORRE
(BRIAN DANIEL)**

S253572 D074711 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. DELGADILLO
(EFREN INIGUEZ)**

S253573 C085109 Third Appellate District

Petition for review denied

IN RE W.J.

S253575 B282324 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. RUDD (AARON
HARDER)**

S253576 F077835 Fifth Appellate District

Petition for review denied

**ASHLEY (THU) v.
WORKERS'
COMPENSATION APPEALS
BOARD**

S253577 C079963 Third Appellate District

Petition for review denied

**PEOPLE v. SCARBROUGH
(DAVID WAYNE)**

S253579 A151609 First Appellate District, Div. 4

**PEOPLE v. VERNON
(MAURICE JAMES
NATHANIEL)**

Petition for review denied

S253584 F074414 Fifth Appellate District

**PEOPLE v. SMITH
(BRADLEY COLE)**

Petition for review denied

S253586 G056270 Fourth Appellate District, Div. 3

IN RE H.D.

Petition for review denied

S253597 E067247 Fourth Appellate District, Div. 2

PEOPLE v. COLIN (DONALD)

Petition for review denied

S253607 C082559 Third Appellate District

PEOPLE v. SANFORD (JOHN)

Petition for review denied

S253608 A154582 First Appellate District, Div. 3

**FRAZER (MICHAEL SCOTT)
v. CHAN (SIMON)**

The requests for judicial notice, filed January 18, 2019, and February 6, 2019, are granted.
The petition for review is denied.

S253615 A149363 First Appellate District, Div. 3

**PEOPLE v. BLAKELEY
(EDWARD)**

Petition for review denied

S253619 A152441/A152457 First Appellate District, Div. 1

**PEOPLE v. MARTINEZ-
CHAVARIN (IVAN)**

Petition for review denied

S253623 A150584 First Appellate District, Div. 1

**PEOPLE v. ANDERSON
(DAVID LEE)**

Petition for review denied

S253626 F077109 Fifth Appellate District

PEOPLE v. COLE, JR., (ACIE)

Petition for review denied

S253628 B279822 Second Appellate District, Div. 5

Petition for review denied

**BANK OF THE WEST v.
CHAMPION CHRYSLER
JEEP DODGE**

S253631 D074461 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. RAHMING
(RASHAWD JARRAEL)**

S253749 E071613 Fourth Appellate District, Div. 2

Petition for review & application for stay denied

**FELIX (JOHN HERNANDEZ)
v. S.C. (PEOPLE)**

S253995

Petition for review denied – JASON HEATH

HEATH ON ADMISSION

The petition for review and application for stay are denied.

S245949

Petition for writ of habeas corpus denied

**MIRANDA (IBRAHN) ON
H.C.**

S248095

Petition for writ of habeas corpus denied

HUFFMAN (JOHN) ON H.C.

S249757

Petition for writ of habeas corpus denied

**JONES (TIMOTHY RAY) ON
H.C.**

S250022

Petition for writ of habeas corpus denied

**SIMMONS (KWAME T.) ON
H.C.**

S250339

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

**HURTADO (JOSE ALBERTO)
ON H.C.**

[courts will not entertain habeas corpus claims that were rejected on appeal].)

S250343

**CAMPOS (MANUEL
GILBERT) ON H.C.**

Petition for writ of habeas corpus denied

S250349

**GREEN (WARREN
CLEVELAND) 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].)

S250721

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

S250722

DIAZ (DONIVAN) 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].)

S250761

**GUTIERREZ (HECTOR) 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].)

S250810

**RODRIGUEZ (HERMINIO
MARTINEZ) 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].)

S250823

SUAREZ (LUIS) ON H.C.

Petition for writ of habeas corpus denied

S250824

GARCIA (JOSEPH) ON H.C.

Petition for writ of habeas corpus denied

S250825**PARISH (STEPHEN
McAVOY) 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].)

S250987**CARR (CLAUDE) ON H.C.**

Petition for writ of habeas corpus denied

S251183**PERKINS (WAYNE
DESHOWN) ON H.C.**

Petition for writ of habeas corpus denied

S251205**JOHNSON (KENNETH
WAYNE) ON H.C.**

Petition for writ of habeas corpus denied

S251255**KRONE (DANIEL
FREDERICK) 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].)

S251269**MACHUCA (ALEJANDRO)
ON H.C.**

Petition for writ of habeas corpus denied

S251271**ELLINGTON (MARCUS R.)
ON H.C.**

Petition for writ of habeas corpus denied

S251340**ROBBINS (EARL JAMES) 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].)

S251341**GARRETT (ERIC) ON H.C.**

Petition for writ of habeas corpus denied

S251356**WILSON (GRANT
FREDERICK) ON H.C.**

Petition for writ of habeas corpus denied

S251357**JORDAN (EDWARD) 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].)

S251369**GIRGIS (MAGDI F.) ON H.C.**

Petition for writ of habeas corpus denied

S251404**OATMAN (NICHOLAS) ON
H.C.**

Petition for writ of habeas corpus denied

S251406**SUMMERS (HIRAM E.) 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].)

S251450**COLEMAN (JASON EDDIE)
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].)

S251506**DIAZ (DONIVAN) 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].)

S252433**DIAZ (DONIVAN) 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].)

S253180**DIAZ (DONIVAN) 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].)

S253156

B283654 Second Appellate District, Div. 2

HAIS (KALI) v. UNIVERSAL PROTECTION SERVICE, LP

Publication request denied (case closed)

S253193

D073108 Fourth Appellate District, Div. 1

VON BECELAERE VENTURES, LLC v. ZENOVIC, JR., (JOSEPH)

Publication request denied (case closed)

S253282

B278911 Second Appellate District, Div. 5

BROWN (TERRI) v. RALPHS GROCERY COMPANY

Depublication request denied (case closed)

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

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

S253416

D073132 Fourth Appellate District, Div. 1

PEOPLE v. HOFFMAN (JUDITH JEAN)

Publication requests denied (case closed)

S253700

C085199 Third Appellate District

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL v. ALCOHOLIC BEVERAGE CONTROL APPEALS BOARD (KAJLA PETROLEUM, INC.)

Depublication request denied (case closed)

The request for an order directing depublication of the opinion in the above-entitled appeal is

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

S253264 A143132 First Appellate District, Div. 4 **PEOPLE v. DOSS, JR.,
(JIMMIE L.)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 29, 2019.

S253268 B294226 Second Appellate District, Div. 2 **GARCIA (ABEL) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to March 29, 2019.

S253273 G054518 Fourth Appellate District, Div. 3 **PEOPLE v. NUNEZ
(ANTHONY)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 2, 2019.

S253274 A148286 First Appellate District, Div. 1 **PEOPLE v. MILLBROOK
(JEREMY)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 2, 2019.

S253280 B269477 Second Appellate District, Div. 3 **PEOPLE v. SERRATO (OMAR
SAMUEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 2, 2019.

S253318 B281568 Second Appellate District, Div. 5 **PEOPLE v. MORALES
(ROSIE LISA)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 4, 2019.

S253365 H043537 Sixth Appellate District **PEOPLE v. GARCIA (JESSE)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 4, 2019.

S112146**PEOPLE v. STAYNER (CARY ANTHONY)**

Extension of time granted

Based upon counsel Andrew Parnes's representation that the appellant's reply brief is anticipated to be filed by April 30, 2019, an extension of time in which to serve and file that brief is granted to April 15, 2019. After that date, only one further extension totaling 14 additional days will be granted. Counsel for appellant is ordered to inform his assisting entity of this schedule and to take all steps necessary to meet it.

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).)

S142959**PEOPLE v. YOUNG (DONALD RAY) & YOUNG (TIMOTHY JAMES)**

Extension of time granted

On application of appellant Donald Ray Young, it is ordered that the time to serve and file appellant's opening brief is extended to April 16, 2019.

S142959**PEOPLE v. YOUNG (DONALD RAY) & YOUNG (TIMOTHY JAMES)**

Extension of time granted

On application of appellant Timothy Young, it is ordered that the time to serve and file appellant's opening brief is extended to April 16, 2019.

S165649**PEOPLE v. COOK (MICHAEL)**

Extension of time granted

Based upon counsel Marcia A. Morrissey's representation that the appellant's reply brief is anticipated to be filed by April 9, 2019, an extension of time in which to serve and file that brief is granted to April 9, 2019. After that date, no further extension is contemplated.

S189992**PEOPLE v. SHORTS (DONALD) & TUCKER (JAMAR)**

Extension of time granted

Based upon Deputy Attorney General Idan Ivri's representation that the respondent's brief is anticipated to be filed by May 13, 2019, an extension of time in which to serve and file that brief is granted to April 12, 2019. After that date, only one further extension totaling about 30 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).)

S208429**PEOPLE v. FOWLER
(RICKIE LEE)**

Extension of time granted

Upon application of Deputy State Public Defender Lisa D'Orazio, counsel for appellant, an extension of time in which to serve and file the appellant's opening brief is granted to April 22, 2019. After that date, only four further extensions totaling about 222 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).)

S224393**PEOPLE v. HARTS (TYRONE
LEVOID)**

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 April 15, 2019.

S249604**PETERSEN (HANS ANTONE)
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 April 12, 2019.

S250149

A151224 First Appellate District, Div. 5

**SKIDGEL (TAMARA) v.
CALIFORNIA
UNEMPLOYMENT
INSURANCE APPEALS
BOARD**

Extension of time granted

On application of amicus curiae Legal Aid at Work and good cause appearing, it is ordered that

the time to serve and file the application to file an amicus curiae brief in support of appellant is extended to April 3, 2019.

S251817 A147060 First Appellate District, Div. 4

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

Counsel appointment order filed

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

S252722 A147813 First Appellate District, Div. 4

IN RE TOMMY M.

Counsel appointment order filed

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

S251817 A147060 First Appellate District, Div. 4

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

Order filed

The order filed on January 3, 2019, appointing the First District Appellate Project as counsel for appellant Oston G. Osotonu is hereby vacated.

S253646

**CLARK (RAYMOND) v.
CALIFORNIA DEPARTMENT
OF CORRECTIONS &
REHABILITATION (ADULT
PAROLE OPERATIONS)**

Order filed

Due to clerical error, the order filed in the above matter on February 13, 2019, transferring the matter to the Court of Appeal, Fifth Appellate District, is amended to reflect the title above.

S253936

**DEHOYOS (RICHARD
LUCIO) v. S.C. (PEOPLE)**

Order filed

The petition for writ of mandate filed on February 6, 2019, will be treated as a petition for review filed the same date. The time for granting or denying review is extended to May 7, 2019. (Cal.

Rules of Court, rule 8.512(b)(1).)

Petitioner's "Application for Leave to File Under Seal Petition for Writ of [Mandate] and Exhibits 26 & 27 in Support of Petition for Writ of Mandate," filed on February 6, 2019, is granted. (Cal. Rules of Court, rule 8.46(b)(1).) The Clerk is directed to file under seal the unredacted version of the petition and exhibits 26 and 27, which were lodged conditionally under seal on February 6, 2019.

S253644

**HENDERSON, JR., (DAE) v.
NEWSOM (GAVIN)**

Transferred to Court of Appeal, Third Appellate District

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

S253117

MAJOR ON DISCIPLINE

Recommended discipline imposed

The court orders that JULIANNE MAJOR (Respondent), State Bar Number 195895, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 30 days of probation;
2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 29, 2018; and
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on October 29, 2018. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

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.

S253118

WALLACE ON DISCIPLINE

Recommended discipline imposed

The court orders that JONATHAN WILLIAM WALLACE (Respondent), State Bar Number 288395, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for three years subject to the following conditions:

1. Respondent is suspended from the practice of law for the first six months of probation;
2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on November 8, 2018; and
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on November 8, 2018. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent 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.

Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S253119**WHITE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DANIEL PAUL WHITE (Respondent), State Bar Number 132457, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must make restitution to Lewis and Edna White, co-trustees of the Theresa Mendes Revocable Trust, in the amount of \$534,550.58 plus 10 percent interest per year from May 24, 2018. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

Respondent 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.

S253120**ELLIS ON DISCIPLINE**

Recommended discipline imposed

The court orders that MARK CHRISTOPHER ELLIS (Respondent), State Bar Number 170295, is suspended from the practice of law in California for one year, execution of that period of

suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 60 days of probation;
2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on November 13, 2018; and
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on November 13, 2018. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

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.

S253121**GORDON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that CHANCE EDWARD GORDON, State Bar Number 198512, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. CHANCE EDWARD GORDON 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.

S253927**FENNER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KIMBERLEY PALMER FENNER, State Bar Number 118991, as a member of the State Bar of California is accepted.

S253928**LEE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CHISOON LEE, State Bar Number 159257, as a member of the State Bar of California is accepted.

S254061

WOOD ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBERT C. WOOD, State Bar Number 68068, as a member of the State Bar of California is accepted.