

**SUPREME COURT MINUTES
THURSDAY, JANUARY 3, 2019
SAN FRANCISCO, CALIFORNIA**

S252173 D073436 Fourth Appellate District, Div. 1 **PEOPLE v. GONZALEZ
(PABLO)**

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

S252214 D069738 Fourth Appellate District, Div. 1 **12400 STOWE DRIVE, LP v.
CYCLE EXPRESS, LLC**

The time for granting or denying review in the above-entitled matter is hereby extended to February 5, 2019.

S252255 B281904/B283523 Second Appellate District, Div. 8 **ELYSIAN CARE
CORPORATION v.
LAWNDALE HEALTHCARE
& WELLNESS CENTRE, LLC**

The time for granting or denying review in the above-entitled matter is hereby extended to February 5, 2019.

S252374 D071689 Fourth Appellate District, Div. 1 **PEOPLE v. WITHERS
(DESTIN LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 1, 2019.

S252381 A151727 First Appellate District, Div. 1 **PEOPLE v. FEWS (CALVIN
BERNARD)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 1, 2019.

S252383 C088028 Third Appellate District **MELLOR (CHARLES J.) v.
S.C. (VORCE)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 1, 2019.

S252385 D072533 Fourth Appellate District, Div. 1 **PEOPLE v. JACKSON
(JOVAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 1, 2019.

S252387 B291462 Second Appellate District, Div. 3 **UNIVAR USA, INC. v. S.C.
(RAMOS)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 1, 2019.

S252389 A151503 First Appellate District, Div. 2 **PEOPLE v. ROARK (DAHESI
NIGEL)**

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

S252410 H046157 Sixth Appellate District **BONTILAO
(ARPRUBERTITO) v. S.C.
(PEOPLE)**

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

S252415 C080292 Third Appellate District **PEOPLE v. O'ROY, SR.,
(ANDRE ARTHEL)**

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

S252440 D069001 Fourth Appellate District, Div. 1 **ATEMPA (MARCO
ANTONIO) v. PEDRAZZANI
(PAOLO)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 5, 2019.

S127119 **PEOPLE v. GIVENS (TODD)**
Extension of time granted

The application of appellant for relief from default for failure to timely file appellant's application for extension of time is granted.

Upon application of counsel, an extension of time in which to file the appellant's reply brief is

granted to February 13, 2019. After that date, no further extension will be granted.

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 February 15, 2019.

S142959

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

Extension of time granted

The application of appellant for relief from default for the failure to timely file appellant's application for extension of time is granted.

On application of appellant Timothy Young, it is ordered that the time to serve and file appellant's opening brief is extended to February 15, 2019.

S155617

**PEOPLE v. SILVA
(MAURICIO)**

Extension of time granted

Based upon counsel Victor S. Haltom's representation that the appellant's reply brief is anticipated to be filed by March 30, 2019, an extension of time in which to file that brief is granted to February 27, 2019. After that date, only one further extension totaling about 32 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).)

S174227

**PEOPLE v. GUERRERO
(JOSE)**

Extension of time granted

Based upon Deputy Attorney General Galen N. Farris's representation that the respondent's brief is anticipated to be filed by February 26, 2019, an extension of time in which to file that brief is granted to February 26, 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).)

S174709**PEOPLE v. SARINANA
(CATHY LYNN) &
SARINANA (RAUL
RICARDO)**

Extension of time granted

Based upon counsel Harry M. Caldwell's representation that the appellant Raul Ricardo Sarinana's reply brief is anticipated to be filed by April 1, 2019, an extension of time in which to file that brief is granted to February 25, 2019. After that date, only one further extension totaling about 33 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).)

S174709**PEOPLE v. SARINANA
(CATHY LYNN) &
SARINANA (RAUL
RICARDO)**

Extension of time granted

Upon application of Senior Deputy State Public Defender Anne W. Lackey, counsel for appellant Cathy Lynn Sarinana, an extension of time in which to file the appellant's reply brief is granted to February 25, 2019. After that date, only four further extensions totaling about 243 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).)

S199741**PEOPLE v. WILLIAMS
(MANLING TSANG)**

Extension of time granted

Upon application of counsel Linda F. Robertson, an extension of time to file the appellant's opening brief is granted to March 5, 2019. After that date only five further extensions totaling about 280 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).)

S211060**PEOPLE v. GALVAN
(ROBERT)**

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 March 5, 2019.

S214846

**SATELE (WILLIAM TUPUA)
ON H.C.**

Extension of time granted

Based upon Deputy Attorney General Stacy S. Schwartz's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by June 24, 2019, an extension of time in which to file that document is granted to March 8, 2019. After that date, only two further extensions totaling about 107 additional days are contemplated.

S221846

**PEOPLE v. HALEY (KEVIN
BERNARD)**

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 March 8, 2019.

S249770

**PAYNE (STEVIE RODNEY)
ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to January 30, 2019.

S251392 E066267 Fourth Appellate District, Div. 2

**MONSTER ENERGY
COMPANY v. SCHECHTER
(BRUCE L.)**

Extension of time granted

On application of appellants and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to February 15, 2019.

S252904

**MILLER (SETH MICHAEL) v.
COMMITTEE OF BAR
EXAMINERS OF THE STATE
BAR OF CALIFORNIA**

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 the State Bar response is extended to January 9, 2019.

S080550

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

Order appointing Habeas Corpus Resource Center filed

On the court's own motion, the order appointing Joseph Schlesinger, in his capacity as Executive Director of the California Appellate Project in San Francisco, as interim habeas corpus/executive clemency counsel of record for condemned inmate Philian Eugene Lee, filed December 12, 2018, is hereby vacated.

Upon request of condemned inmate Philian Eugene Lee for the appointment of counsel, the Habeas Corpus Resource Center is hereby appointed to represent Philian Eugene Lee for habeas corpus/executive clemency proceedings related to the above automatic appeal now final in this court, including the pending capital-related habeas corpus proceedings transferred to Riverside Superior Court (S194609).

S251817 A147060 First Appellate District, Div. 4

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

Counsel appointment order filed

Upon request of appellant for appointment of counsel, the First District Appellate Project is hereby appointed to represent appellant on the appeal now pending in this court.

S252197 A149625 First Appellate District, Div. 4

IN RE A.R.

Counsel appointment order filed

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

S238001 A144252 First Appellate District, Div. 5

**T-MOBILE WEST LLC v.
CITY & COUNTY OF SAN
FRANCISCO**

Motion for judicial notice denied

The request for judicial notice filed March 6, 2017, is denied.

S252912**LAWRIE (MATTHEW) v.
WORKERS'
COMPENSATION APPEALS
BOARD**

Transferred to Court of Appeal, Fifth Appellate District

The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.