

**SUPREME COURT MINUTES
THURSDAY, JANUARY 5, 2017
SAN FRANCISCO, CALIFORNIA
AMENDED***

S214058 B242054 Second Appellate District, Div. 2 **BARRY (PATRICIA J.) v.
STATE BAR OF
CALIFORNIA**

Opinion filed: Judgment reversed

We therefore reverse the judgment of the Court of Appeal.

Majority Opinion by Kruger, J.

-- joined by Cantil-Sakauye, C. J., Werdegarr, Chin, Corrigan, Liu, and Cuéllar, JJ.

S239313 B265382 Second Appellate District, Div. 7 **IN RE CALVIN S.**
Time for ordering review extended on the court's own motion
The time for ordering review on the court's own motion is hereby extended to March 15, 2017.
(Cal. Rules of Court, rule 8.512(c).)

S104665 **PEOPLE v. POORE
(CHRISTOPHER ERIC)**

Extension of time granted

Good cause appearing, and based upon counsel R. Clayton Seaman, Jr.'s representation that the appellant's opening brief is anticipated to be filed by September 1, 2017, counsel's request for an extension of time in which to file that brief is granted to March 6, 2017. After that date, only three further extensions totaling about 178 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).)

S174232 **PEOPLE v. KEMP (DARRYL
THOMAS)**

Extension of time granted

Good cause appearing, and based upon counsel William D. Farber's representation that the appellant's opening brief is anticipated to be filed by December 31, 2017, counsel's request for an extension of time in which to file that brief is granted to March 13, 2017. After that date, only five further extensions totaling about 296 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).)

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

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Anne W. Lackey's representation that appellant Cathy Lynn Sariñana's opening brief is anticipated to be filed by September 25, 2017, counsel's request for an extension of time in which to file that brief is granted to March 4, 2017. After that date, only four further extensions totaling about 205 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).)

S179454**PEOPLE v. JASSO
(CHRISTOPHER GUY)**

Extension of time granted

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

Good cause appearing, and based upon counsel Glen Niemy's representation that the appellant's reply brief is anticipated to be filed by February 27, 2017, counsel's request for an extension of time in which to file that brief is granted to February 27, 2017. After that date, no further extension is contemplated.

S182161**PEOPLE v. JACKSON
(LLOYD EARL)**

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 7, 2017.

S182278**PEOPLE v. NELSON (TANYA
JAIME)**

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 7, 2017.

S185447**ROLDAN (RICARDO) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Federal Public Defender Emily J.M. Groendyke's representation that the traverse is anticipated to be filed by April 10, 2017, counsel's request for

an extension of time in which to file that document is granted to March 10, 2017. After that date, only one further extension totaling about 30 additional days is contemplated.

S199741

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

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 7, 2017.

S203514

**PEOPLE v. HUGHES
(MICHAEL)**

Extension of time granted

Good cause appearing, and based upon counsel Randall Bookout's representation that the appellant's opening brief is anticipated to be filed by January 1, 2018, counsel's request for an extension of time in which to file that brief is granted to March 7, 2017. After that date, only five further extensions totaling about 300 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).)

S212699

PEOPLE v. MANZO (JESSE)

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 9, 2017.

S221247

**DELGADO (ANTHONY
GILBERT) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Shelley J. Sandusky's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by October 21, 2017, counsel's request for an extension of time in which to file that document is granted to March 7, 2017. After that date, only four further extensions totaling about 230 additional days will be granted.

S230767

**PEOPLE v. STANLEY
(GERALD FRANK)**

Extension of time granted

Good cause appearing, and based upon deputy Attorney General Chung Mi Choi's representation that the respondent's brief is anticipated to be filed by April 10, 2017, counsel's request for an extension of time in which to file that brief is granted to March 13, 2017. After that date, only

one further extension totaling about 27 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).)

S232115

**WHALEN (DANIEL LEE) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Assistant Federal Public Defender Jennifer Mann's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by March 7, 2017, counsel's request for an extension of time in which to file that document is granted to March 7, 2017. After that date, no further extension is contemplated.

S233898

D067839 Fourth Appellate District, Div. 1

**H. (T.) v. NOVARTIS
PHARMACEUTICALS
CORPORATION**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the consolidated answer to the amici curiae briefs is extended to February 16, 2017.
No further extensions are contemplated.

S236765

**LIBERTY SURPLUS
INSURANCE
CORPORATION; LIBERTY
INSURANCE
UNDERWRITERS, INC. v.
LEDESMA & MEYER
CONSTRUCTION
COMPANY, INC.; JOSEPH
LEDESMA; KRIS MEYER**

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 16, 2017.

S237699

**AGUAYO (JOSEPH
MORENO) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Alice Su's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by July 1, 2017, counsel's request for an extension of time in which to file that document is granted to

March 14, 2017. After that date, only two further extensions totaling about 110 additional days are contemplated.

S099274

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

Order filed

Appellant's "Motion to Strike Portions of Respondent's Brief," filed March 12, 2012, is granted. Footnote 15 on page 57 of Respondent's Brief is ordered stricken.

S238742

**SERMENO (LARRY A.) v.
BUTTE COUNTY DISTRICT
ATTORNEY (BROOKS)**

Transferred to Court of Appeal, Third Appellate District

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

S226728

DUPREE IV ON DISCIPLINE

Probation revoked

The court orders that the probation of CHARLES LEROY DUPREE IV, State Bar Number 156840, is revoked. The court further orders that:

1. CHARLES LEROY DUPREE IV is suspended from the practice of law for one year.
2. CHARLES LEROY DUPREE IV is given credit towards the one-year suspension for the period of involuntary inactive enrollment which commenced on October 21, 2016.

CHARLES LEROY DUPREE IV must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

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

S237899

LIBERTY ON DISCIPLINE

Recommended discipline imposed

The court orders that LOUIS ALLEN LIBERTY, State Bar Number 147975, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. LOUIS ALLEN LIBERTY is suspended from the practice of law for the first 90 days of probation;
2. LOUIS ALLEN LIBERTY must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on August 24, 2016; and

3. At the expiration of the period of probation, if LOUIS ALLEN LIBERTY has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

LOUIS ALLEN LIBERTY must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

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

S237910**HANSEN ON DISCIPLINE**

Recommended discipline imposed

The court orders that KIMBERLY ALLYSON HANSEN, State Bar Number 167597, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and is placed on probation for three years subject to the following conditions:

1. KIMBERLY ALLYSON HANSEN is suspended from the practice of law for a minimum of the first eighteen months of probation, and will remain suspended until provides proof to the State Bar Court of rehabilitation, fitness to practice and present learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. KIMBERLY ALLYSON HANSEN must also comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on September 14, 2016.
3. At the expiration of the period of probation, if KIMBERLY ALLYSON HANSEN has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

KIMBERLY ALLYSON HANSEN must also take and pass the Multistate Professional Responsibility Examination during the period of suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

KIMBERLY ALLYSON HANSEN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

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

S237912**HARWOOD ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that STERLING VOSS HARWOOD, State Bar Number 194746, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. STERLING VOSS HARWOOD must make restitution to the following payees:

- (1) Dany Sok in the amount of \$2,124.40 plus 10 percent interest per year from May 16, 2013;
- (2) Chung Nguyen in the amount of \$1,979 plus 10 percent interest per year from July 10, 2014; and
- (3) Moon Nguyen in the amount of \$7,000 plus 10 percent interest per year from January 28, 2014.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

STERLING VOSS HARWOOD 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.

S237913**LoBELLO ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that CHARLES CONRAD LoBELLO, State Bar Number 136597, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

CHARLES CONRAD LoBELLO 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.

S237930**SCURRAH, JR., ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that ROBERT G. SCURRAH, JR., State Bar Number 82766, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

ROBERT G. SCURRAH, JR., 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.

S237932**SEEGMILLER ON
DISCIPLINE**

Recommended discipline imposed

The court orders that WILLIAM WEST SEEGMILLER, State Bar Number 98740, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. WILLIAM WEST SEEGMILLER is suspended from the practice of law for the first 90 days of probation;
2. WILLIAM WEST SEEGMILLER must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Amended Decision filed on August 26, 2016; and
3. At the expiration of the period of probation, if WILLIAM WEST SEEGMILLER has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

WILLIAM WEST SEEGMILLER must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

WILLIAM WEST SEEGMILLER must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

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

S237933**SIMONS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that THOMAS SCOTT SIMONS, State Bar Number 226484, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

THOMAS SCOTT SIMONS 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.

S237934**VAN SON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that CHRISTOPHER JOHN VAN SON, State Bar Number 133440, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

CHRISTOPHER JOHN VAN SON 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.

S237936**VISCONTE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that RACHELLE SHALOM VISCONTE, State Bar Number 182158, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

RACHELLE SHALOM VISCONTE 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.

S237951**HANDLEY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JEROME DONALD HANDLEY, State Bar Number 219910, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JEROME DONALD HANDLEY must make restitution to Joe Lucero in the amount of \$1,000 plus 10 percent interest per year from February 5, 2015. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

JEROME DONALD HANDLEY 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.

S237958**ORTIZ III ON DISCIPLINE**

Recommended discipline imposed

The court orders that JESSE SOTO ORTIZ III, State Bar Number 176450, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. JESSE SOTO ORTIZ III must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on September 21, 2016; and
2. At the expiration of the period of probation, if JESSE SOTO ORTIZ III has complied with

the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

JESSE SOTO ORTIZ III must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. 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.

S237959**PRICOLA ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DEBRA RAWLS PRICOLA, State Bar Number 178152, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

DEBRA RAWLS PRICOLA 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.

S238048**GARCIA ON DISCIPLINE**

Recommended discipline imposed

The court orders that MARC A. GARCIA, State Bar Number 179822, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. MARC A. GARCIA is suspended from the practice of law for a minimum of the first two years of probation, and he will remain suspended until he provides proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. MARC A. GARCIA must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on September 8, 2016.
3. At the expiration of the period of probation, if MARC A. GARCIA has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

MARC A. GARCIA must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

MARC A. GARCIA must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively,

after the effective date of this order. Failure to do so may result in disbarment or suspension. Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S238138**HAGLUND II ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that RODGER B. HAGLUND II, State Bar Number 216427, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

RODGER B. HAGLUND II must make restitution to the following payees:

- (1) Jose Morelos in the amount of:
 - (a) \$1,875 plus 10 percent interest per year from July 22, 2009;
 - (b) \$937 plus 10 percent interest per year from August 7, 2009; and
 - (c) \$937 plus 10 percent interest per year from August 21, 2009;
- (2) Joseph Gordon in the amount of:
 - (a) \$3,500 plus 10 percent interest per year from June 12, 2009;
 - (b) \$7,000 plus 10 percent interest per year from June 15, 2009;
 - (c) \$3,500 plus 10 percent interest per year from June 16, 2009;
 - (d) \$3,500 plus 10 percent interest per year from June 17, 2009; and
 - (e) \$7,000 plus 10 percent interest per year from June 19, 2009;
- (3) Angelica Hernandez in the amount of:
 - (a) \$2,125 plus 10 percent interest per year from July 9, 2009;
 - (b) \$1,062.50 plus 10 percent interest per year from August 6, 2009; and
 - (c) \$1,062.50 plus 10 percent interest per year from August 29, 2009;
- (4) John Dommissee in the amount of:
 - (a) \$4,000 plus 10 percent interest per year from October 9, 2009;
- (5) Jonathan Edmiston in the amount of \$3,044.85 plus 10 percent interest per year from May 4, 2009;
- (6) Dennis Yamada in the amount of:
 - (a) \$727.23 plus 10 percent interest per year from May 11, 2010; and
 - (b) \$727.23 plus 10 percent interest per year from June 17, 2010;
- (7) Marisela Guzman in the amount of:
 - (a) \$4,000 plus 10 percent interest per year from June 1, 2009; and
 - (b) \$524 plus 10 percent interest per year from March 30, 2010;
- (8) Rod Danielson in the amount of \$250 plus 10 percent interest per year from September 27, 2010;
- (9) Janice Thomas in the amount of:
 - (a) \$1,500 plus 10 percent interest per year from March 18, 2009; and
 - (b) \$1,000 plus 10 percent interest per year from April 5, 2009.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

RODGER B. HAGLUND II 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.

S238141**HAYBERT ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that WALTER RYAN HAYBERT, State Bar Number 257224, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

WALTER RYAN HAYBERT 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.

S238160**KING, JR., ON DISCIPLINE**

Recommended discipline imposed

The court orders that EMORY LUTHER KING, JR., State Bar Number 71491, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. EMORY LUTHER KING, JR., is suspended from the practice of law for the first six months of probation;
2. EMORY LUTHER KING, JR., 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 September 19, 2016; and
3. At the expiration of the period of probation, if EMORY LUTHER KING, JR., has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

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

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

EMORY LUTHER KING, JR., must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

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



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SACRAMENTO SESSION
FEBRUARY 7, 2017**

The following cases are placed upon the calendar of the Supreme Court for oral argument at its courtroom in the Stanley Mosk Library and Courts Building, 914 Capitol Mall, Sacramento, California, on February 7, 2017.

TUESDAY, FEBRUARY 7, 2017 — 9:00 A.M.

- (1) DisputeSuite.com, LLC v. Scoreinc.com et al., S226652
- (2) Park (Sungho) v. Board of Trustees of the California State University, S229728
- (3) Mendoza (Christopher) v. Nordstrom, Inc. (Megan Gordon, Intervener), S224611

1:30 P.M.

- (4) In re Kirchner (Kristopher) on Habeas Corpus, S233508
- (5) Shaw (Deborah) v. Superior Court of Los Angeles County
(THC—Orange County, Inc., et al., Real Parties in Interest), S221530
- (6) People v. Becerrada (Ruben) [Automatic Appeal], S170957

CANTIL-SAKAUYE
Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)

AMENDED*
SUPREME COURT MINUTES
THURSDAY, JANUARY 5, 2017
SAN FRANCISCO, CALIFORNIA

The Supreme Court of California convened in the courtroom of the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on Thursday, January 5, 2017, at 9:00 a.m.

Present: Chief Justice Tani Cantil-Sakauye, presiding, and Associate Justices Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger.

Officers present: Jorge Navarrete, Clerk Administrator, and Gail Gray, Calendar Coordinator.

S233096 Wilson Dante Perry, Plaintiff and Appellant,
 v.
 Bakewell Hawthorne, LLC, Defendant and Respondent.

Cause called. Howard Posner argued for Appellant.
Jeffrey P. Cunningham argued for Respondent.
Joshua C. McDaniel argued for Amicus Curiae Association of Southern
California Defense Counsel.

Mr. Posner replied.
Cause submitted.

S218197 The People, Plaintiff and Respondent,
 v.
 Ignacio Garcia, Defendant and Appellant.

Cause called. David D. Martin, Court Appointed Counsel, argued for
Appellant.
Leif Dautch, Office of the Attorney General, argued for Respondent.

Mr. Martin replied.
Cause submitted.

S231405

The People, Plaintiff and Respondent,
v.
Daniel Romanowski, Defendant and Appellant.

Cause called. Mary Sanchez, Office of the Attorney General, argued for Respondent.

Laura Arnold, Office of the Public Defender, argued for Amicus Curiae Riverside County Public Defender.

Richard L. Fitzer, Court Appointed Counsel, argued for Appellant.

Ms. Sanchez replied.

Cause submitted.

Court recessed until 1:30 p.m. this date.

Court reconvened pursuant to recess.

Members of the court and officers present as first shown.