SUPREME COURT MINUTES
TUESDAY, JANUARY 7, 2014
SAN FRANCISCO, CALIFORNIA

S051342 **PEOPLE v. CUNNINGHAM (JOHN)**

Extension of time granted
Good cause appearing, and based upon counsel Mordecai Garelick's representation that the appellant's reply brief is anticipated to be filed by April 1, 2014, counsel's request for an extension of time in which to file that brief is granted to March 3, 2014. After that date, only one further extension totaling about 29 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).)

S117489 **PEOPLE v. WINBUSH (GRAYLAND)**

Extension of time granted
Good cause appearing, and based upon counsel Richard Jay Moller's representation that the appellant's reply brief is anticipated to be filed by April 9, 2014, counsel's request for an extension of time in which to file that brief is granted to March 7, 2014. 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).)

S135272 **PEOPLE v. DWORAK (DOUGLAS EDWARD)**

Extension of time granted
Good cause appearing, and based upon counsel Diane Nichols's representation that the appellant's opening brief is anticipated to be filed by February 3, 2014, counsel's request for an extension of time in which to file that brief is granted to February 3, 2014. After that date, no further extension will be granted.

S137307 **PEOPLE v. MORALES (JOHNNY)**

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 4, 2014.

S140795 **PEOPLE v. ESPINOZA (JOHNNY)**

Extension of time granted
Good cause appearing, and based upon Deputy Attorney General Corey J. Robins's representation that the respondent's brief is anticipated to be filed by April 20, 2014, counsel's request for an extension of time in which to file that brief is granted to February 20, 2014. After that date, only one further extension totaling about 60 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).)

S141519 **PEOPLE v. HIN (MAO)**

Extension of time granted
Good cause appearing, and based upon Deputy Attorney General Jeffrey A. White's representation that the respondent's brief is anticipated to be filed by May 7, 2014, counsel's request for an extension of time in which to file that brief is granted to March 10, 2014. After that date, only one further extension totaling about 58 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).)

S149039 **PEOPLE v. AGUAYO (JOSEPH MORENO)**

Extension of time granted
Good cause appearing, and based upon counsel Pamala Sayasane's representation that the appellant's opening brief is anticipated to be filed by February 17, 2014, counsel's request for an extension of time in which to file that brief is granted to February 18, 2014. After that date, no further extension 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).)

S163417 **PEOPLE v. DIXON (JAMES WINSLOW)**

Extension of time granted
Good cause appearing, and based upon Deputy Attorney General Kathy S. Pomerantz's representation that the respondent's brief is anticipated to be filed by April 30, 2014, counsel's request for an extension of time in which to file that brief is granted to February 28, 2014. After that date, only one further extension totaling about 60 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).)

S165195 **PEOPLE v. NAVARRO (ANTHONY R.)**

Extension of time granted
Good cause appearing, and based upon counsel Richard I. Targow's representation that the appellant's opening brief is anticipated to be filed by January 31, 2014, counsel's request for an extension of time in which to file that brief is granted to January 31, 2014. 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).)

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

Extension of time granted
Good cause appearing, counsel's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to March 3, 2014. The court anticipates that after that date, only four further extensions totaling about 210 additional days will be granted. Counsel is ordered to inform his or her supervising attorney, if any, of this schedule, and to take all steps necessary to meet it.

S172750 **PEOPLE v. KENNEDY (JOHN FITZGERALD)**

Extension of time granted
Good cause appearing, and based upon counsel Christian C. Buckley's representation that the appellant's opening brief is anticipated to be filed by October 31, 2014, counsel's request for an extension of time in which to file that brief is granted to March 3, 2014. After that date, only four further extensions totaling about 242 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).)

S175663 **PEOPLE v. JONES (STEVEN ANTHONY)**

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, 2014.

S175851 **PEOPLE v. RICES (JEAN PIERRE)**

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, 2014.

S196958 **HOWARD (DEMETRIUS CHARLES) ON H.C.**

Extension of time granted
Good cause appearing, and based upon counsel Tamara Crepet's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by March 15, 2014, counsel's request for an extension of time in which to file that document is granted to February 25, 2014. After that date, only one further extension totaling about 20 additional days is contemplated.

S204545 **LINDBERG (GUNNER JAY) ON H.C.**

Extension of time granted
Good cause appearing, and based upon Deputy Attorney General Robin Urbanski's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by February 21, 2014, counsel's request for an extension of time in which to file that document is granted to February 21, 2014. After that date, no further extension is contemplated.

S205750 **GEORGE (JOHNATON SAMPSON) ON H.C.**

Extension of time granted
Good cause appearing, and based upon Supervising Deputy Attorney General Holly D. Wilkens's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by March 4, 2014, counsel's request for an extension of time in which to file that document is granted to March 4, 2014. After that date, no further extension is contemplated.

S206963 **CRUZ (GERALD DEAN) ON H.C.**

Extension of time granted
Good cause appearing, and based upon Deputy Attorney General David M. Baskind's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by January 31, 2014, counsel's request for an extension of time in which to file that document is granted to January 31, 2014. After that date, no further extension is contemplated.

S207902 **NIEVES (SANDI DAWN) ON H.C.**

Extension of time granted
Good cause appearing, and based upon counsel Amitai Schwartz's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by February 28, 2014, counsel's request for an extension of time in which to file that document is granted to February 28, 2014. After that date, no further extension is contemplated.

S210804 B239928 Second Appellate District, Div. 4 **EVEN ZOHAR CONSTRUCTION & REMODELING, INC. v. BELLAIRE TOWNHOUSES LLC**

Extension of time granted
On application of respondents and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to February 5, 2014.
No further extensions are contemplated.

S211915 B233833 Second Appellate District, Div. 8 **PEOPLE v. CORTEZ (NORMA LILIAN)**

Extension of time granted
On application of appellant, Norma Lilian Cortez, and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to February 10, 2014.
No further extension requests will be contemplated.

S212368 **SPENCER (CHRISTOPHER ALAN) ON HC**

Extension of time granted
Good cause appearing, and based upon Deputy Attorney General Arthur P. Beever's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by August 28, 2014, counsel's request for an extension of time in which to file that document is granted to February 25, 2014. After that date, only three further extensions totaling about 180 additional days are contemplated.

S213687 H038316 Sixth Appellate District **PEOPLE v. TRUJILLO (DONNA MARIE)**

Extension of time granted
On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to January 16, 2014. No further extensions are contemplated.

S215327 B235372 Second Appellate District, Div. 4 **NEVARREZ (SAMUEL) v. SAN MARINO SKILLED NURSING & WELLNESS CENTRE**

Extension of time granted
On application of appellants and good cause appearing, it is ordered that the time to serve and file the answer to petition is extended to January 14, 2014.

S214264 C073586 Third Appellate District **PEOPLE v. LEGGETT (STEVEN ALAN)**

Counsel appointment order filed
Upon request of appellant for appointment of counsel, the Central California Appellate Program is hereby appointed to represent appellant on the appeal now pending in this court.

S215365 **ASHFORD (EDWARD DWAYNE) v. DEPARTMENT OF CORRECTIONS & REHABILITATION (BEARD)**

Transferred to Court of Appeal, Fourth Appellate District, Division One
The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One.

S215411 **ROBINSON (ANTHONY L.) v. DEPARTMENT OF CORRECTIONS & REHABILITATION (GIPSON)**

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

S215435 **SANDERS (CHARLTON E.) v. S.C. (PEOPLE)**

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

S215462 **HARTMAN (MICHAEL ANTHONY) v. S.C. (PEOPLE)**

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

S215526 **ERWIN, JR., (WILLIE GEORGE) v. S.C. (PEOPLE)**

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

S214210 **ARAKELIAN ON DISCIPLINE**

Recommended discipline imposed
The court orders that LEON ARAKELIAN, State Bar Number 243180, 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. LEON ARAKELIAN 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. 1.4(c)(ii).)
2. LEON ARAKELIAN must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on July 25, 2013, and the Order Amending Decision filed on October 17, 2013; and
3. At the expiration of the period of probation, if LEON ARAKELIAN has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

LEON ARAKELIAN 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).)
LEON ARAKELIAN 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.

S214211 **CUTLER ON DISCIPLINE**

Recommended discipline imposed
The court orders that MARTIN IAN CUTLER, State Bar Number 139536, 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. MARTIN IAN CUTLER is suspended from the practice of law for the first 60 days of probation;
2. MARTIN IAN CUTLER 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 4, 2013; and
3. At the expiration of the period of probation, if MARTIN IAN CUTLER has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

MARTIN IAN CUTLER 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).)
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. One-third of the costs must be paid with his membership fees for each of the years 2015, 2016, and 2017. If MARTIN IAN CUTLER fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S214212 **DURHAM ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that EARL THOMAS DURHAM, State Bar Number 74349, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

EARL THOMAS DURHAM 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.

S214213 **GRABINSKI ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that THOMAS DALE GRABINSKI, State Bar Number 147442, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys.

THOMAS DALE GRABINSKI 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.

S214228 **HICKEY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that SEAN CURTIS HICKEY, State Bar Number 159116, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

SEAN CURTIS HICKEY 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.

S214229 **JAMAN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that RONALD DENNIS JAMAN, State Bar Number 48057, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

RONALD DENNIS JAMAN 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.

S214238 **NEWMAN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that ROY NEWMAN, State Bar Number 260156, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

ROY NEWMAN must make restitution to the following payees:

(1) Karen Rae in the amount of $2,000 plus 10 percent interest per year from March 19, 2012;
(2) Linda Burns in the amount of $3,000 plus 10 percent interest per year from January 12, 2012;
(3) Sally Seitz and Greg Wurtz in the amount of $3,000 plus 10 percent interest per year from November 1, 2011;

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

ROY NEWMAN 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.

S214242 **NIKAS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that RICHARD JOHN NIKAS, State Bar Number 183768, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

RICHARD JOHN NIKAS must make restitution to Marcus Alexander in the amount of $6,345 plus 10 percent interest per year from November 1, 2008. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

RICHARD JOHN NIKAS 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.

S214442 **SHEERIN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JOSEPH EDWARD SHEERIN, State Bar Number 219244, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. JOSEPH EDWARD SHEERIN 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.

S214447 **AFARI ON DISCIPLINE**

Recommended discipline imposed

The court orders that DANIEL HOOMAN AFARI, State Bar Number 237832, 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. DANIEL HOOMAN AFARI is suspended from the practice of law for a minimum of the first year 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. 1.4(c)(ii).)
2. DANIEL HOOMAN AFARI 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 23, 2013.
3. At the expiration of the period of probation, if DANIEL HOOMAN AFARI has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

DANIEL HOOMAN AFARI 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).)

DANIEL HOOMAN AFARI 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.

S214448 FLAHIVE ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that GREGORY THOMAS FLAHIVE, State Bar Number 190088, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

GREGORY THOMAS FLAHIVE must make restitution to the following payees:

(1) Carlos and Martha Rodriguez in the amount of $1,395.00 plus 10 percent interest per year from March 8, 2010; and

(2) Berry and Vicki Moore in the amount of $1,295.00 plus 10 percent interest per year from July 26, 2010;

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

GREGORY THOMAS FLAHIVE 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.

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. 1,114)

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.)

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. 1,115)

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.)

SUPREME COURT MINUTES
TUESDAY, JANUARY 7, 2014
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 Tuesday, January 7, 2014, at 9:00 a.m.

Present: Chief Justice Tani Cantil-Sakauye, presiding, and Associate Justices Kennard, Baxter, Werdegar, Chin, and Corrigan. Associate Justice Liu was absent.

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

S205568 Mark T. Fahlen, Plaintiff and Respondent,
v.
Sutter Central Valley Hospitals et al., Defendants and Appellants.

Cause called. Joseph M. Quinn argued for Appellants.
Lowell C. Brown argued for Amicus Curiae, California Hospital Association.
Stephen D. Schear argued for Respondent.
Long X. Do argued for Amicus Curiae, California Medical Association.

Mr. Quinn replied.
Cause submitted.

S206928 The People, Plaintiff and Respondent,
v.
Charles Black, Defendant and Appellant.

Cause called. Robert L. S. Angres, Court-appointed Counsel, argued for Appellant.
Bruce Ortega, Office of the Attorney General, argued for Respondent.

Mr. Angres replied.
Cause submitted.

S206084 The People, Plaintiff and Appellant,
v.
Daniel Infante, Defendant and Respondent.

Cause called. Stephen Hinkle, Court-appointed Counsel, argued for Respondent.
Brian Fitzpatrick, Office of the District Attorney, argued for Appellant.

Mr. Hinkle 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.

S202483 The People, Plaintiff and Respondent,
v.
Steven Gray, Defendant and Appellant.

Cause called. Robert Cooper argued for Appellant.
William Litvak argued for Respondent.

Mr. Cooper replied.
Cause submitted.

S059912 The People, Respondent,
v.
Joseph Manuel Montes, Appellant.

Cause called. Sharon Fleming, Court-appointed Counsel, argued for Appellant.
Bradley A. Weinreb, Office of the Attorney General, argued for Respondent.

Ms. Fleming replied.
Cause submitted.

S122123 The People, Respondent,
v.
Angelina Rodriguez, Appellant.

Cause called. Karen A. Kelly, Court-appointed Counsel, argued for Appellant.
William Shin, Office of the Attorney General, argued for Respondent.

Ms. Kelly replied.
Cause submitted.

Case S115284, *The People v. Dung Dinh Anh Trinh*, set for Wednesday, January 8, 2014, at 10:00 a.m. was called and continued to the February 2014 calendar.

Court adjourned.

SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
JANUARY 7 AND 8, 2014

FIRST AMENDED

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald M. George State Office Complex, Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on January 7 and 8, 2014.

TUESDAY, JANUARY 7, 2014 — 9:00 A.M.

(1) S205568 Fahlen (Mark T.) v. Sutter Central Valley Hospitals et al.
(2) S206928 People v. Black (Charles)
(3) S206084 People v. Infante (Daniel)

1:30 P.M.

(4) S202483 People v. Gray (Steven)
(5) S059912 People v. Montes (Joseph Manuel) [Automatic Appeal]
(6) S122123 People v. Rodriguez (Angelina) [Automatic Appeal]

WEDNESDAY, JANUARY 8, 2014 — 10:00 A.M.

(7) S115284 People v. Trinh (Dung Dinh Anh) [Automatic Appeal]
(*To be called and continued to the February 2014 calendar.)*

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).)