

**SUPREME COURT MINUTES  
WEDNESDAY, JANUARY 15, 2020  
SAN FRANCISCO, CALIFORNIA**

**S258912**      A152748 First Appellate District, Div. 1      **LOPEZ (RICO RICARDO) ON  
H.C.**

Petition for review granted

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

**S258958**      H044528 Sixth Appellate District      **PEOPLE v. YANEZ (JESSE  
VICTOR)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lemcke*, S250108 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

**S259027**      B282377 Second Appellate District, Div. 4      **GONZALES (FRANCISCO) v.  
SAN GABRIEL TRANSIT,  
INC.**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *Vazquez v. Jan-Pro Franchising International, Inc.*, S258181 (see Cal. rules of Court, rule 8.524 (c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.528, is deferred pending further order of the court.

The requests for an order directing depublication of the opinion are denied.

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

**S259062**      B282048 Second Appellate District, Div. 2      **PEOPLE v. ANDERSON  
(ROBERT)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lemcke*, S250108 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

**S259094**      H045567 Sixth Appellate District      **PEOPLE v. POOL (CARLOS  
ALFREDO)**

Petition for review granted; briefing deferred

The People's petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Frahs*, S252220 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court. Defendant's petition for review is denied without prejudice to any relief to which defendant might be entitled under amended Penal Code section 667.5. (See Stats. 2019, ch. 590.)

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

**S259606**      E072147 Fourth Appellate District, Div. 2      **JONES (DENO ANTHONY)  
ON H.C.**

Petition for review granted; briefing deferred

The petition for review is granted, and further action in this matter is deferred pending consideration and disposition of a related issue in *In re Gadlin*, S254599 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

**S258769**      A155891 First Appellate District, Div. 5      **PEOPLE v. SMOLKIN  
(ANATOLY)**

Petition for review granted; transferred to Court of Appeal, First Appellate District, Division Five

The petition for review is granted. The matter is transferred to the Court of Appeal, First Appellate District, Division Five, with directions to vacate its decision and reconsider the cause in light of Senate Bill No. 136 (Stats. 2019, ch. 590). (Cal. Rules of Court, rule 8.528(d).)

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

**S259007**      G058427 Fourth Appellate District, Div. 3      **HERNANDEZ (JONATHAN)  
ON H.C.**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Three, with directions to issue an order to show cause

The petition for review is granted. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three. That court is ordered to vacate its summary denial dated October 31, 2019, and is further ordered to issue an order to show cause, returnable before the Orange County Superior Court. The Chief Probation Officer of the Orange County Probation Department is to be ordered to show cause, when the matter is placed on calendar, why relief should not be granted on the ground that trial counsel rendered ineffective assistance during plea negotiations. (See *Lee v. United States* (2017) \_\_ U.S. \_\_, \_\_ [137 S.Ct. 1958, 1966-1967].) Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S258970**      B283180 Second Appellate District, Div. 3      **LIDAY (LEA) v. SIM (PETER)**  
Petition ordered withdrawn

Petitioner's request, filed on January 6, 2020, to withdraw the petition for review is granted.

**S258612**      B301293 Second Appellate District, Div. 2      **BONIN (JOSEPH) v. S.C.  
(PEOPLE)**

Petition for review denied  
Liu, J., is of the opinion the petition should be granted.

**S258844**      A154053 First Appellate District, Div. 4      **PEOPLE v. GOMEZ (BYRON)**  
Petition for review denied

**S258847**      F073750 Fifth Appellate District      **PEOPLE v. TORRES (CARLA  
MARIELA GARCIA)**

Petitions for review denied

**S258886**      A158440 First Appellate District, Div. 5      **MAYFIELD (MARCUS) v. S.C.  
(PEOPLE)**

Petition for review denied

**S258900**      B289803 Second Appellate District, Div. 4      **PEOPLE v. SILVAS  
(ANTHONY)**

Petitions for review denied

**S258914** B292131 Second Appellate District, Div. 6

Petition for review denied

**STATE DEPARTMENT OF  
STATE HOSPITALS v. M. (S.)**

**S258916** B290158 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. STREETER  
(DEMETRICE)**

**S258932** A154211 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. HILL (KE'JUAN)**

**S258942** B291137 Second Appellate District, Div. 8

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Kopp*, S257844 and *People v. Lemcke*, S250108.

**PEOPLE v. RODRIGUEZ  
(GIOVANNY)**

**S258961** F076148/F076150 Fifth Appellate District

Petitions for review denied

Groban, J., was recused and did not participate.

**GERAWAN FARMING, INC.  
v. AGRICULTURAL LABOR  
RELATIONS BOARD**

**S259008** G056657 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. McNEILL  
(JAQUIES JAQUAN)**

**S259016**

Petition for review denied

**WALLS (MADISON) v. LA  
PARK LA BREA B LLC**

**S259023** G055942 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. MENESES  
(CESAR)**

**S259035** E069070/E069074/E069100/E069108

Fourth Appellate District, Div. 2

**TESORO LOGISTIC  
OPERATIONS, LLC v. CITY  
OF RIALTO**

Petition for review denied

Corrigan, J., was recused and did not participate.

**S259042** B296125 Second Appellate District, Div. 4

**PEOPLE v. KABUTHA  
(FRANCIS WILSON)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Kopp*, S257844.

**S259044** A153477 First Appellate District, Div. 5

**PEOPLE v. CONRIQUEZ  
(CARLOS)**

Petition for review denied

**S259053** H045931 Sixth Appellate District

**PEOPLE v. GONZALES  
(SAMUEL CEASER)**

Petition for review denied

**S259056** E073018 Fourth Appellate District, Div. 2

**BARTELS (LUDWIG) v. S.C.  
(SATO)**

Petition for review denied

**S259067** E071122 Fourth Appellate District, Div. 2

**IN RE O.C.**

Petition for review denied

**S259081** H046664 Sixth Appellate District

**S. (T.) ON H.C.**

Petition for review denied

**S259082** B291754 Second Appellate District, Div. 8

**IN RE MATTHEW R.**

Petition for review denied

**S259084** G055386 Fourth Appellate District, Div. 3

Petition for review denied

**CROP PRODUCTION  
SERVICES, INC. v. CAPTIVA  
VERDE FARMING CORP.**

**S259098** E070987 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. RODRIGUEZ  
(MICHAEL)**

**S259113** B276252 Second Appellate District, Div. 4  
Petition for review denied

**LAOSD ASBESTOS CASES**

**S259123** B285826 Second Appellate District, Div. 7  
Petition for review denied

**PEOPLE v. WEBB (ARSHON)**

**S259126** A158602 First Appellate District, Div. 3

Petition for review & application for stay denied

**NORBERT (KISHAWN) v. S.C.  
(PEOPLE)**

**S259135** F075986 Fifth Appellate District

Petition for review denied

**PEOPLE v. SAECHAO  
(STEVEN)**

**S259149** A158638 First Appellate District, Div. 3

Petition for review & application for stay denied

**NORBERT (KENYON) v. S.C.  
(PEOPLE)**

**S259159** E073659 Fourth Appellate District, Div. 2

Petition for review denied

**SPENCER (DONALD  
CURTIS) v. S.C. (PEOPLE)**

**S259163** F080127 Fifth Appellate District

Petition for review denied

**WALKER (G DANIEL) v. S.C.  
(CLARK)**

**S259164** A151344 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. CROWE (JERRY D.)**

**S259169** C087386 Third Appellate District

Petition for review denied

**PEOPLE v. WILLYARD (COREY LEON)**

**S259174** B288876 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. BOYD (AHJEEB)**

**S259177** G055647 Fourth Appellate District, Div. 3

Petition for review denied

**MOORE (GREGORY) v. COUNTY OF ORANGE**

**S259204** G055891 Fourth Appellate District, Div. 3

Petition for review denied

The requests to appear as counsel pro hac vice are granted.

**HUSSEIN (AHMED D.) v. QUALITY SYSTEMS, INC.**

**S259209** B271103 Second Appellate District, Div. 8

Petition for review denied

**ZHAO (CHARLIE) v. YOUNG (SUZIE)**

**S259230** B293669 Second Appellate District, Div. 2

Petition for review denied

Chin, Liu, and Kruger, JJ., are of the opinion the petition should be granted.

**MENDEZ (LIZBETH) v. SALCIDO (JESUS GABRIEL)**

**S259244** H045436 Sixth Appellate District

Petition for review denied

**PEOPLE v. SARY (KEO TONY)**

**S259245** B269286 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SHELLS (BRADLEY EUGENE)**

**S259249** A156433 First Appellate District, Div. 4  
Petition for review denied

**IN RE K.F.**

**S259275** F077006 Fifth Appellate District  
Petition for review denied

**PEOPLE v. WANDICK  
(KRYSTAL)**

**S259284** H047445 Sixth Appellate District  
Petition for review denied

**TAYLOR (JERRY LYNN) ON  
H.C.**

**S259286** H045453 Sixth Appellate District  
Petition for review denied

**PEOPLE v. MALONE  
(MICHAEL TROY)**

**S259288** A158539 First Appellate District, Div. 5  
Petition for review denied

**JOHN RUSSO INDUSTRIAL  
SHEETMETAL, INC. v. S.C.;;  
CITY OF LOS ANGELES  
DEPARTMENT OF  
AIRPORTS**

**S259300** B294484 Second Appellate District, Div. 6  
Petition for review denied

**IN RE J.D.**

**S259359** B293572 Second Appellate District, Div. 8  
Petition for review denied

**PEOPLE v. QUINONES, JR.,  
(JOSE A.)**

**S259360** A155185 First Appellate District, Div. 4  
Petition for review denied

**MEDER (ELEN) v. COUNTY  
OF SAN FRANCISCO,  
HUMAN RESOURCES  
AGENCY**

<b>S259365</b>	C086377 Third Appellate District	<b>PEOPLE v. KAKOWSKI (BRIAN EUGENE)</b>
Petition for review denied		
<b>S259366</b>	D075949 Fourth Appellate District, Div. 1	<b>PEOPLE v. ROMERO (LUIS ORLANDO)</b>
Petition for review denied		
<b>S259367</b>	B288849 Second Appellate District, Div. 7	<b>PEOPLE v. GARCIA (ROBERT ANTHONY)</b>
Petition for review denied		
<b>S259378</b>	F073793 Fifth Appellate District	<b>PEOPLE v. FRAZER (DANIEL EUGENE)</b>
Petition for review denied		
<b>S259383</b>	C083492 Third Appellate District	<b>BRACEWELL (KEITH)v. CALIFORNIA DEPARTMENT OF PUBLIC HEALTH</b>
Petition for review denied		
<b>S259385</b>	C087330 Third Appellate District	<b>PEOPLE v. CONTRERAS (JOSE HILARIO)</b>
Petition for review denied		
<b>S259386</b>	B301670 Second Appellate District, Div. 7	<b>AGEE (TROY JAMES) v. S.C. (PEOPLE)</b>
Petition for review denied		
<b>S259391</b>	B294096 Second Appellate District, Div. 1	<b>PEOPLE v. FLORES (FIDEL A.)</b>
Petition for review denied		
<b>S259396</b>	H043582 Sixth Appellate District	<b>PEOPLE v. RUIZ (DANIEL)</b>
Petition for review denied		

**S259404** C085778 Third Appellate District

Petition for review denied

**PEOPLE v. SPRAGUE  
(CHRISTOPHER HARRISON)**

**S259407** C083610 Third Appellate District

Petition for review denied

**PEOPLE v. DOWELL  
(CHARLES JAMES)**

**S259416**

Petition for writ of mandate/prohibition denied

**GADLIN (GREGORY) v.  
COURT OF APPEAL,  
SECOND APPELLATE  
DISTRICT, DIVISION FIVE  
(PEOPLE)**

**S259418** C085367 Third Appellate District

Petition for review denied

**PEOPLE v. GREEN (JOHN  
RICHARD)**

**S259424** G057907 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. KNEPPER  
(CANDY ANNE)**

**S259434** E070685 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MARTINEZ  
(GILBERT LEONARD)**

**S259436** B292270 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. MONTGOMERY  
(LORENZO RAMON)**

**S259439** B289166 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. VIGIL (DENNIS)**

**S259440** A158299 First Appellate District, Div. 4

Petition for review denied

**DREVALEVA (TATYANA E.)  
v. ALAMEDA HEALTH  
SYSTEM**

**S259443** A151435 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. SHULTZ  
(WILLIAM ROSS)**

**S259444** A157784 First Appellate District, Div. 4

Petition for review denied

**DREVALEVA (TATYANA E.)  
v. ALAMEDA HEALTH  
SYSTEM**

**S259446** F075982 Fifth Appellate District

Petition for review denied

**PEOPLE v. BARRAZA  
(DAVIE ANTHONY)**

**S259451**

Petition for writ of mandate/prohibition denied

**BUNN (BILL) v. COURT OF  
APPEAL, FIRST APPELLATE  
DISTRICT, DIVISION ONE  
(PEOPLE)**

**S259458** B290813 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CARABAJAL  
(CORRINNA)**

**S259459** D073904 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CABALLERO  
(RUBEN RAMIREZ)**

**S259464**

Petition for review denied

**PEOPLE v. SANFORD  
(ROBERT L.)**

**S259466** B293144 Second Appellate District, Div. 8  
Petition for review denied

**PEOPLE v. GARCIA (EDWIN)**

**S259473**

**YOUNG (NORMAN) v.  
COURT OF APPEAL,  
SECOND APPELLATE  
DISTRICT, DIVISION FIVE  
(PEOPLE)**

Petition for writ of mandate/prohibition denied

**S259477**

**HOWERTON (JEFFREY), IN  
RE**

The motion to consolidate petition for review proceedings is denied.  
The petition for review is denied as moot.

**S259479** B272445 Second Appellate District, Div. 1

**MOORE (IVAN RENE) v.  
MARTIN-BRAGG  
(KIMBERLY)**

Petition for review denied

**S259486** E073813 Fourth Appellate District, Div. 2

**SIERRA (EMILIANO  
MADRIGAL) ON H.C.**

Petition for review denied

**S259487**

**TONG (SHONG-CHING) v.  
APPELLATE DIVISION  
(PEOPLE)**

Petition for writ of mandate/prohibition denied  
The request for judicial notice is denied.

**S259497** E072582 Fourth Appellate District, Div. 2  
Petition for review denied

**IN RE K.W.**

**S259499** G058543 Fourth Appellate District, Div. 3

**ADAMS (DAVID BRENT) v.  
S.C. (PEOPLE)**

Petition for review & application for stay denied

**S259500** C082649 Third Appellate District  
Petition for review denied

**PEOPLE v. ROSAS (DANIEL)**

**S259501** C087158 Third Appellate District  
Petition for review denied

**PEOPLE v. McILHENNY  
(CRAIG JOSEPH)**

**S259509** H040565 Sixth Appellate District  
  
Petition for review denied  
The request for judicial notice is denied.

**KHERA (SAMEER) &  
SAMEER (MADHU),  
MARRIAGE OF**

**S259514** E073481 Fourth Appellate District, Div. 2  
  
Petition for review denied

**J. (M.) v. S.C. (SAN  
BERNARDINO CHILDREN &  
FAMILY SERVICES)**

**S259518** E073198 Fourth Appellate District, Div. 2  
  
Petition for review denied

**J. (A.) v. S.C. (SAN  
BERNARDINO CHILDREN &  
FAMILY SERVICES)**

**S259519** B292934 Second Appellate District, Div. 1  
  
Petition for review denied

**PEOPLE v. JONES (KEONTE  
RUNELL)**

**S259520** E073195 Fourth Appellate District, Div. 2  
  
Petition for review denied

**J. (M.) v. S.C. (SAN  
BERNARDINO CHILDREN &  
FAMILY SERVICES)**

**S259521** A158514 First Appellate District, Div. 1  
  
Petition for review denied

**GAMOS (JOSHUA G.) v. S.C.  
(PEOPLE)**

**S259528** C069187 Third Appellate District  
Petition for review denied

**PEOPLE v. COOPER (JAMES)**

**S259535** C086480 Third Appellate District  
Petition for review denied

**PEOPLE v. REID (EDWARD  
EMMANUEL)**

**S259539** B289865 Second Appellate District, Div. 2  
Petition for review denied

**PELLITTERI (MARCIA) v.  
WELLQUEST  
INTERNATIONAL, INC.**

**S259545** A153023 First Appellate District, Div. 3  
Petition for review denied

**YOUNG (HUGUETTE  
NICOLE) v. KENCO  
LOGISTIC SERVICES, LLC**

**S259554** C083886 Third Appellate District  
Petition for review denied

**PEOPLE v. McCLARY  
(DEZMON RAY)**

**S259556** F074875 Fifth Appellate District  
Petition for review denied

**PEOPLE v. BLAIR (BRYAN  
CHARLES)**

**S259564** E071009 Fourth Appellate District, Div. 2  
Petition for review denied

**PEOPLE v. COOPER (DAVID  
BRIAN)**

**S259589** G056716 Fourth Appellate District, Div. 3  
Petition for review denied

**PEOPLE v. CUNNINGHAM  
(LOGAN JAMES)**

**S259597** C086893 Third Appellate District  
Petition for review denied

**PEOPLE v. LEDFORD  
(TONYA LYNN)**

<b>S259602</b>	B302571 Second Appellate District, Div. 4	<b>LUND (BRADFORD D.) v. S.C. (FIRST REPUBLIC TRUST CO.)</b>
Petition for review & application for stay denied		
<b>S259604</b>	B296519 Second Appellate District, Div. 7	<b>PEOPLE v. LINARES (JOAQUIN)</b>
Petition for review denied		
<b>S259609</b>	E071337 Fourth Appellate District, Div. 2	<b>PEOPLE v. WILLIAMS (STEVEN MICHAEL)</b>
Petition for review denied		
<b>S259833</b>		<b>STACZ (SHANEL) v. COURT OF APPEAL, FOURTH APPELLATE DISTRICT, DIVISION TWO (ESA MANAGEMENT, LLC)</b>
Petition for writ of mandate/prohibition & application for stay denied		
<b>S259848</b>		<b>HAGAN (RONALD) v. COURT OF APPEAL, FOURTH APPELLATE DISTRICT, DIVISION TWO (ESA MANAGEMENT, LLC)</b>
Petition for writ of mandate/prohibition & application for stay denied		
<b>S259888</b>	B300240 Second Appellate District, Div. 1	<b>JOHNSON (SHARON) v. S.C. (DANON)</b>
Petition for review & application for stay denied		
<b>S256439</b>		<b>TURNER (ANTHONY R.) ON H.C.</b>
Petition for writ of habeas corpus denied		

**S256622**

Petition for writ of habeas corpus denied

**BIRELAS (MOISES ISAAC)  
ON H.C.****S256655**

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].)

**MESA (RICHARD M.) ON  
H.C.****S256666**

Petition for writ of habeas corpus denied

**LOPEZ (ARMANDO) ON H.C.****S257042**

Petition for writ of habeas corpus denied

**CAVNESS (MICHAEL) ON  
H.C.****S257516**

Petition for writ of habeas corpus denied

**CHIN (KWANG YOUNG) ON  
H.C.****S257688**

Petition for writ of habeas corpus denied

**KLEIN (AARON) ON H.C.****S257837**

Petition for writ of habeas corpus denied

**UBINA (MARIO) ON H.C.****S257911**

Petition for writ of habeas corpus denied

**GOMEZ (MANUEL) ON H.C.****S257982**

Petition for writ of habeas corpus denied

**PEREA (ROBERT) ON H.C.**

**S257984****MILLARE (MORIANO) 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].)

**S257992****JOHNSON (ROBERT) ON  
H.C.**

Petition for writ of habeas corpus denied

**S257999****JOHNSON (DOMINIC) ON  
H.C.**

Petition for writ of habeas corpus denied

**S258292****PEREZ (JOHN TIMOTHY)  
ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to any relief to which petitioner might be entitled after this court decides *People v. Lopez*, S258175.

**S258427****ROBBINS (TERRANCE  
LIONEL) ON H.C.**

Petition for writ of habeas corpus denied

**S258450****MOSBY (MARTIN A.) ON  
H.C.**

Petition for writ of habeas corpus denied

**S258451****HAMILTON (PAUL C.) ON  
H.C.**

Petition for writ of habeas corpus denied

**S258489****SEELEY (TIMOTHY) ON H.C.**

Petition for writ of habeas corpus denied

**S258508****HAINES (JONATHON L.) ON  
H.C.**

Petition for writ of habeas corpus denied

**S258510****WASHINGTON (WILLIAM  
NATHANIEL) ON H.C.**

Petition for writ of habeas corpus denied

**S258526****EDWARDS (BARRON) ON  
H.C.**

Petition for writ of habeas corpus denied

**S258527****WASHINGTON (MITCHELL)  
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]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S258531****PEYTON (RAYMOND  
EUGENE) 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 Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal]; *In re Lindley* (1947) 29 Cal.2d 709, 723 [courts will not entertain habeas corpus claims that attack the sufficiency of the evidence].)

**S258532****JACKSON (CHRIS  
MATHEW) ON H.C.**

Petition for writ of habeas corpus denied

**S258565****JOHNSON (HERBERT) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S258606**

Petition for writ of habeas corpus denied

**INMAN (RONALD J.) ON H.C.****S258620**

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]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**FOCKAERT (MATTHEW M.)  
ON H.C.****S258621**

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]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**WASHINGTON, SR.,  
(DONALD X.) ON H.C.****S258622**

Petition for writ of habeas corpus denied

**NAVA, JR., (DANIEL) ON  
H.C.****S258642**

Petition for writ of habeas corpus denied

**SANCHEZ (JOHN) ON H.C.****S258644**

Petition for writ of habeas corpus denied

**JONES (TERRY W.) ON H.C.****S258652**

Petition for writ of habeas corpus denied

**MARTINEZ (SALVADOR  
MENDOZA) ON H.C.**

**S258653****RIVERA (JESUS) 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]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence].)

**S258666****TUPOU, JR., (TOFA  
MOE'ALO) ON H.C.**

Petition for writ of habeas corpus denied

**S258672****GARZA (TEODORO) ON H.C.**

Petition for writ of habeas corpus denied

**S258695****ROBINSON (ERIC FRANK)  
ON H.C.**

Petition for writ of habeas corpus denied

**S258699****ESPARZA (ERIC) ON H.C.**

Petition for writ of habeas corpus denied

**S259033****LOPEZ (ALEJANDRO  
JAVIER) ON H.C.**

Petition for writ of habeas corpus denied

**S259079****WISTERMAN (WILLIAM  
ARTHUR) 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]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies].)

**S259203****LOPEZ (ALEJANDRO  
JAVIER) ON H.C.**

Petition for writ of habeas corpus denied

**S259447****TURNER (ANTHONY R.) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies].) Individual claims are denied, as applicable. (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]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**S259576****LOPEZ (ARMANDO) ON H.C.**

Petition for writ of habeas corpus denied

**S259623****LOPEZ (ALEJANDRO  
JAVIER) ON H.C.**

Petition for writ of habeas corpus denied

**S259694****O'SHEA (JAMES JOHN) ON  
H.C.**

Petition for writ of habeas corpus denied

**S259740****DAVIS (JOSEPH EUGENE)  
ON H.C.**

Petition for writ of habeas corpus denied

**S258592****GIVENS (TODD) ON H.C.**

Order: (dispositive)

Petitioner's "Application for Leave to File Under Seal the Petition for Writ of Habeas Corpus and Select Exhibits in Support Thereof," filed on October 15, 2019, is granted. The Clerk is directed to file under seal Exhibits 494 to 504, and the unredacted habeas corpus petition, all lodged conditionally under seal in this court on October 15, 2019.

This petition for a writ of habeas corpus filed on behalf of a capital inmate was filed in this court after October 25, 2017. Pursuant to Penal Code section 1509, subdivision (a), the petition is transferred to the Superior Court of California, County of Tulare.

Pending further order of the court, this court retains jurisdiction over all matters concerning the appointment of counsel for petitioner and the payment of appointed counsel's fees and expenses only with respect to proceedings in the superior court pursuant to this order. The following practices will apply to requests that this court (a) pay attorney fees for counsel appointed by this

court or (b) reimburse necessary and reasonable expenses related to the habeas corpus proceeding. Such requests will be governed by the Payment Guidelines for Appointed Counsel Representing Indigent Criminal Appellants in the California Supreme Court, Guidelines II.I and III. Counsel must first obtain the superior court's recommendation for payment. However, the superior court's recommendation is not binding on the Supreme Court, which will exercise independent review of the request.

**S258485**      A149508 First Appellate District, Div. 3      **CHANDLER (JAN) v. STATE OF CALIFORNIA**

Publication request denied (case closed)

**S258680**      E068060 Fourth Appellate District, Div. 2      **STJERNE (BROOKE) v. PETERSEN (CHARLES D.)**

Publication requests denied (case closed)

**S258741**      B295875 Second Appellate District, Div. 1      **JENSEN (STEVEN E.) v. S.C. (JENSEN)**

Publication request denied (case closed)

**S258986**      B286529 Second Appellate District, Div. 1      **WOOD (DENNIS) v. SUNWEST BANK**

Publication request denied (case closed)

**S259253**      E069979 Fourth Appellate District, Div. 2      **PEOPLE v. CHANEY (DENISE SHARON)**

Publication request denied (case closed)

**S260018**      F078241 Fifth Appellate District      **PEOPLE v. HOWELL, SR., (RONNIE EARL)**

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 April 8, 2020. (Cal. Rules of Court, rule 8.512(c).)

**S260030**      E072944 Fourth Appellate District, Div. 2      **PEOPLE v. POLK (KENNETH BERNARD)**

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 23, 2020. (Cal. Rules of Court, rule 8.512(c).)

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

Extension of time granted

Upon application of appellant's counsel, Senior Deputy State Public Defender Lisa M. Romo, an extension of time in which to serve and file the appellant's opening brief is granted to March 3, 2020. After that date, only four further extensions totaling about 245 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).)

**S188035**      **PEOPLE v. JENNINGS (GLENN WADE)**

Extension of time granted

Based upon counsel Sharon Fleming's representation that the appellant's opening brief is anticipated to be filed by April 20, 2020, an extension of time in which to serve and file that brief is granted to March 17, 2020. 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).)

**S188067**      **PEOPLE v. WHITESIDE (GREGORY C.)**

Extension of time granted

Based upon counsel Kimberly J. Grove's representation that the appellant's reply brief is anticipated to be filed by September 13, 2020, an extension of time in which to serve and file that brief is granted to March 13, 2020. After that date, only three further extensions totaling about 177 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).)

**S203540****PEOPLE v. BROWN (LATECE  
MEGALE)**

Extension of time granted

Based upon counsel Glen Niemy's representation that the appellant's reply brief is anticipated to be filed by May 22, 2020, an extension of time in which to serve and file that brief is granted to March 13, 2020. After that date, only one further extension totaling about 69 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).)

**S206515****PEOPLE v. MILLS (DAVID)**

Extension of time granted

Upon application of appellant's counsel, Assistant State Public Defender Kathleen M. Scheidel, an extension of time in which to serve and file the appellant's opening brief is granted to March 13, 2020. After that date, only three further extensions totaling about 187 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).)

**S256149**

A154269 First Appellate District, Div. 2

**PALMER II (WILLIAM M.)  
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 reply brief on the merits is extended to February 21, 2020.

No further extensions are contemplated.

**S256914**

A155955 First Appellate District, Div. 3

**FRIEND (JACK WAYNE) ON  
H.C.**

Application to file over-length brief granted

Appellant's application to file an oversized opening brief on the merits filed on January 10, 2020, is hereby granted.

**S257304** A147534 First Appellate District, Div. 4

**RIVERA (FRANCES) v. KENT  
(JENNIFER)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to February 21, 2020.

**S257956** B290268 Second Appellate District, Div. 4

**PEOPLE v. POLANCO  
(CARLOS WALTER)**

Counsel appointment order filed

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

**S258069**

**PEOPLE v. McGHEE  
(DIAMONTE JEROME)**

Counsel appointment order filed

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

**S258077** B286809 Second Appellate District, Div. 8

**PEOPLE v. GORDON (CLIVE)**

Counsel appointment order filed

Upon request of appellant Clive Gordon for appointment of counsel, Alan Siraco is hereby appointed to represent appellant on the appeal now pending in this court.

**S258175** B271516 Second Appellate District, Div. 7

**PEOPLE v. LOPEZ (JANETH)**

Counsel appointment order filed

Upon request of appellant Ivy Navarrete for appointment of counsel, Janyce Blair is hereby appointed to represent appellant on the appeal now pending in this court.

Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

**S258721**      B293809 Second Appellate District, Div. 6      **PEOPLE v. BAKER (JOSEPH ALLEN)**

Counsel appointment order filed

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

**S258730**      E070705 Fourth Appellate District, Div. 2      **PEOPLE v. TROMP (LAWRENCE HENRY)**

Counsel appointment order filed

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

**S258929**      E069364 Fourth Appellate District, Div. 2      **PEOPLE v. HERNANDEZ (CHARLIE STEVE)**

Counsel appointment order filed

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

**S259011**      B295555 Second Appellate District, Div. 6      **G. (O.) v. S.C. (PEOPLE)**  
Counsel appointment order filed

Upon request of petitioner for appointment of counsel, the California Appellate Project is hereby appointed to represent petitioner on the appeal now pending in this court.  
Petitioner's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

**S151493**      **PEOPLE v. CARDENAS (REFUGIO RUBEN)**

Motion to unseal record denied

Appellant's "Motion to Unseal Reporter's Transcripts of *Marsden* Hearings on Appeal," filed on November 20, 2019, is denied. (Cal. Rules of Court, rule 8.47(b)(2).)

**S180711****PEOPLE v. KLING  
(RANDOLPH CLIFTON)**

Motion for access to sealed record granted

Appellant's "Motion to Access Sealed and Confidential Portions of the Record on Appeal," filed on October 17, 2019, is granted as follows. Appellant's counsel is granted access to the sealed and confidential materials contained in the appellate record in *People v. Kling* (S180711), except for: (1) Sealed Reporter's Transcript, Hearings on April 28, 2008, and May 1, 2008, and Sealed Clerk's Transcript Volume I of I, pages 1-13; (2) Sealed Clerk's Transcript, "Subpoenaed Records Released to the People Only," Volumes I-VI, pages 1-1803; (3) Sealed Clerk's Transcript, "Unredacted Grand Jury Transcript Pages"; (4) Sealed Clerk's Transcript, "Unredacted Juror Information, Questions and Requests," Volume I; (5) Sealed Clerk's Transcript, "Unredacted Sworn Juror Questionnaires," Volumes I and II, pages 1-368; and (6) Sealed Reporter's Transcript, "Unredacted Jury Voir Dire," from January 26, 2009, January 27, 2009, January 28, 2009, February 4, 2009, February 5, 2009, and February 10, 2009.

Counsel must supply the personnel and equipment necessary to undertake the review and copying of the records to which access is granted. The review and copying must occur on the premises of the court.

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

Order filed

The "Motion for this Court to Review the Trial Court's Rulings on Record Correction; to Order the Trial Court to Comply with the Governing Statutes and Rules of Court Pertaining to Record Correction; and to Preclude the Filing of the Record on Appeal until this Motion is Resolved," filed on August 9, 2019, is granted in part and denied in part as follows:

The clerk of the superior court is ordered to identify in the index to the Clerk's Transcript each individual juror questionnaire by the juror's name or number, and indicate the first page of each such document. (See Cal. Rules of Court, rules 8.610(d) and 8.144(b)(5)(A).)

The clerk of the superior court is ordered to provide appellant's counsel a sealed copy of the psychiatric examination of appellant at pages 239-242 of Volume 1 of the Sealed Clerk's Transcript. (Cal. Rules of Court, rule 8.45(d)(2).)

The superior court is directed to ensure that the appellate record has been corrected to include all corrections to the clerk's and reporter's transcripts ordered prior to certification of the record for completeness. (Cal. Rules of Court, rule 8.619.)

The motion is denied to the extent appellate counsel requests correction of asserted misspellings solely in order to facilitate electronic searches of the reporter's transcripts.

The remainder of the motion regarding corrections to the Clerk's and Reporter's Transcripts is denied. This denial is without prejudice to appellate counsel filing a renewed record correction motion in the superior court that identifies only proposed corrections to the record that are not "immaterial typographical errors that cannot conceivably cause confusion," and provides justification for each requested correction. (Pen. Code, § 190.8, subd. (c); see also, e.g., *People v.*

*Bryant, Smith and Wheeler* (2014) 60 Cal.4th 335, 424 & fn. 47.)

**S259225**

**THOMAS (ERIC) v. S.C.  
(PEOPLE)**

Transferred to Court of Appeal, Fourth Appellate District, Division One

The order filed on November 21, 2019, transferring the above-entitled matter to the Court of Appeal is hereby amended in its entirety to read as follows:

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

**S259974**

**SPENCER (ERICA  
LORRAINE) v. S.C. (PEOPLE)**

Transferred to Court of Appeal, Fourth Appellate District, Division Two

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

**S260023**

**BERARDINO (DINO) v. S.C.  
(AGUIRRE & SEVERSON  
LLP)**

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, 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.

**S260100**

**SAVAGE (COLETTE) v. S.C.  
(SAVAGE)**

Transferred to Court of Appeal, First Appellate District

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

**S259417**

Petition denied

(accusation)

**ACCUSATION OF  
DICKINSON**

**S259644**

Petition denied

(accusation)

**ACCUSATION OF CLARK**



**SUPREME COURT OF CALIFORNIA  
ORAL ARGUMENT CALENDAR  
SACRAMENTO SESSION  
FEBRUARY 5, 2020**

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 5, 2020.

**WEDNESDAY, FEBRUARY 5, 2020 — 9:00 A.M.**

- (1) Nationwide Biweekly Administration, Inc., et al. v. Superior Court of Alameda County (People, Real Party in Interest), S250047
- (2) In re A.N., S242494
- (3) People v. Guerrero (Raul Osuna), S253405

**1:30 P.M.**

- (4) People v. Maya (Misael Vences), S255371
- (5) People v. Lopez (Anthony), S250829
- (6) People v. Flores III (Alfred), [Automatic Appeal], S116307

---

**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).)