

**SUPREME COURT MINUTES
TUESDAY, JULY 9, 2019
SAN FRANCISCO, CALIFORNIA**

S256781**EVERETT (DANIEL) ON H.C.**

Stay order filed

Pending final determination by this court of the petition for writ of habeas corpus filed herein, enforcement of the contempt order regarding attorney Daniel Everett, entered on July 8, 2019, in *People v. Charles Menifee*, Santa Clara County Superior Court case No. C1365457, is hereby stayed. (See Internal Operating Practices and Procedures of the California Supreme Court, rule XIV, subdivision (C) [stay of execution of final contempt order].)

S256786

A157521 First Appellate District, Div. 5

**ALHAMBRA (CECIL) v. S.C.
(PEOPLE)**

Stay order filed

To permit consideration of the petition for review filed herein, all further proceedings in *People v. Cecil Alhambra*, Contra Costa County Superior Court No. 05-150862-1, are hereby stayed pending further order of this court.

S147335**PEOPLE v. MITCHELL, JR.,
(LOUIS)**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to September 23, 2019, or the date upon which rehearing is either granted or denied, whichever occurs first.

S113962**PEOPLE v. PARKER
(CALVIN LAMONT)**

Extension of time granted

Upon application of counsel Kathryn K. Andrews, an extension of time in which to serve and file the appellant's reply brief is granted to August 15, 2019. After that date, no further extension will be granted.

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

Extension of time granted

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

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

Extension of time granted

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

S146528**PEOPLE v. SNYDER
(JANEEN MARIE) &
THORNTON (MICHAEL
FORREST)**

Extension of time granted

On application of appellant Janeen Marie Snyder, it is ordered that the time to serve and file appellant's opening brief is extended to August 26, 2019.

S146528**PEOPLE v. SNYDER
(JANEEN MARIE) &
THORNTON (MICHAEL
FORREST)**

Extension of time granted

On application of appellant Michael Thornton, it is ordered that the time to serve and file appellant's opening brief is extended to August 26, 2019.

S152463**PEOPLE v. HILL (IVAN J.)**

Extension of time granted

Upon application of appellant's counsel, Supervising Deputy State Public Defender Christina A. Spaulding, an extension of time in which to serve and file the appellant's opening brief is granted to September 13, 2019. After that date, only two further extensions totaling about 43 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).)

S155617

**PEOPLE v. SILVA
(MAURICIO)**

Extension of time granted

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

Based upon counsel Victor S. Haltom's representation that the appellant's reply brief is anticipated to be filed by November 15, 2019, an extension of time in which to file that brief is granted to August 27, 2019. After that date only two further extensions totaling 79 additional days will be granted. Counsel for appellant is ordered to inform his assisting entity of this schedule and to take all steps necessary to meet it.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S167010

**PEOPLE v. ARIAS
(LORENZO INEZ) &
MENDOZA (LUIS A.)**

Extension of time granted

Upon application of Michael S. Magnuson, counsel for appellant Luis Mendoza, an extension of time in which to serve and file the appellant Mendoza's reply brief is granted to August 16, 2019. After that date, only two further extensions totaling about 96 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).)

S167010

**PEOPLE v. ARIAS
(LORENZO INEZ) &
MENDOZA (LUIS A.)**

Extension of time granted

Upon application of Deputy State Public Defender Alyssa Mellott, counsel for appellant Lorenzo Inez Arias, an extension of time in which to serve and file the appellant Arias's reply brief is granted to August 16, 2019. After that date, only two further extensions totaling about 96 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).)

S178464**PEOPLE v. MARTINEZ
(SANTIAGO)**

Application to file over-length brief granted

Good cause appearing, appellant's "Application for Permission to File Oversized Appellant's Reply Brief," filed June 24, 2019, is granted. The reply brief must not exceed 65,000 words.

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

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to September 3, 2019.

S187726**PEOPLE v. ROTTIERS
(BROOKE MARIE)**

Extension of time granted

Based upon counsel Allen G. Weinberg's representation that the appellant's opening brief is anticipated to be filed by December 15, 2019, an extension of time in which to serve and file that brief is granted to August 13, 2019. After that date, only two further extensions totaling about 125 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).)

S199667**PEOPLE v. GRAHAM
(JAWAUN DEION)**

Extension of time granted

Based upon Deputy Attorney General Vincent P. LaPietra's representation that the respondent's brief is anticipated to be filed by September 10, 2019, an extension of time in which to serve and file that brief is granted to September 10, 2019. After that date, no further extension is contemplated.

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

Extension of time granted

Upon application of appellant's counsel, Linda F. Robertson, an extension of time in which to

serve and file the appellant's opening brief is granted to September 3, 2019. After that date, only two further extensions totaling about 100 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).)

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

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to September 13, 2019.

S207945**PEOPLE v. CANALES
(OSMAN ALEX)**

Extension of time granted

Upon application of appellant's counsel, Patricia A. Scott, an extension of time in which to serve and file the appellant's opening brief is granted to August 27, 2019. After that date, only one further extensions totaling about 37 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).)

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

Extension of time granted

Upon application of Deputy State Public Defender Lisa D'Orazio, counsel for appellant, an extension of time in which to serve and file the appellant's opening brief is granted to August 20, 2019. After that date, only two further extensions totaling about 102 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).)

S213242**PEOPLE v. SMITH
(CHARLES RAY)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to August 27, 2019.

S215177**NUNEZ (DANIEL) ON H.C.**

Extension of time granted

Based upon counsel John N. Aquilina's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by September 9, 2019, an extension of time in which to serve and file that document is granted to September 9, 2019. After that date, no further extension is contemplated.

S223978**PEOPLE v. FULLER
(ROBERT DALE)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to August 30, 2019.

S250829 F074581 Fifth Appellate District**PEOPLE v. LOPEZ
(ANTHONY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to August 1, 2019.
No further extensions of time are contemplated.

S251135**BUSKER (JOHN) v. WABTEC
CORPORATION; MARTIN
(MARK); DOES, 1 THROUGH
100**

Extension of time granted

On application of International Brotherhood of Electrical Workers Local 11 and good cause appearing, it is ordered that the time to serve and file the application for permission to file an amicus curiae brief is extended to July 15, 2019.

S251333 F073942 Fifth Appellate District**PEOPLE v. McKENZIE
(DOUGLAS EDWARD)**

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 July 29, 2019.

S251574 F076395 Fifth Appellate District

**BAREFOOT (JOAN MAURI)
v. JENNINGS (JANA SUSAN)**

Extension of time granted

On application of respondents and good cause appearing, it is ordered that the time to serve and file the response to amici curiae briefs is extended to July 19, 2019.

S251988

GOMEZ (JESSE) ON H.C.

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to July 27, 2019.

S252145 A147177 First Appellate District, Div. 2

**PALMER (WILLIAM M.) ON
H.C.**

Extension of time granted

On application of respondent Board of Parole Hearings and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to July 24, 2019.
No further extension of time will be granted.

S253155 C084358 Third Appellate District

**SCOGGINS (WILLIE) 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 answer brief on the merits is extended to August 9, 2019.

S253227 A136451 First Appellate District, Div. 3

**PEOPLE v. ANDERSON
(VERNON)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to August 14, 2019.

S253574

**MENDOZA (LEOPOLDO
PENA); CORTES (JOSE
ARMANDO); SANCHEZ
(ELVIZ) v. FONSECA**

**McELROY GRINDING CO.,
INC.**

Extension of time granted

On application of respondents and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to August 12, 2019.

S253593

**YAHOO! INC. v. NATIONAL
UNION FIRE INSURANCE
COMPANY OF
PITTSBURGH,
PENNSYLVANIA**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to August 28, 2019.

S254286

**BENHOFF (THOMAS
MICHAEL) ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to July 29, 2019.

S254569

SPEARS (BRIAN) ON H.C.

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to July 29, 2019.

S254840

**WILLIAMS (MICHAEL
DEONTRAY) ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to August 7, 2019.

S254920

AUBRY (MARCUS) ON H.C.

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to August 8, 2019.

S254938 B290805 Second Appellate District, Div. 6 **B. (O.), CONSERVATORSHIP OF**

Extension of time granted

On application of petitioners and respondents and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to July 22, 2019.

S255549 **SMITH (TOM) ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to August 5, 2019.

S255843 A154091 First Appellate District, Div. 4 **PEOPLE v. STAMPS (WILLIAM)**

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 August 12, 2019.

S256059 B287696 Second Appellate District, Div. 6 **VASQUEZ (ANTONIA) v. SAN MIGUEL PRODUCE, INC. (EMPLOYER'S DEPOT, INC.)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the reply to answer to petition for review is extended to July 25, 2019.

S256381 G054496/G054534 Fourth Appellate District, Div. 3 **MERCURY INSURANCE COMPANY v. LARA (RICARDO); CONSUMER WATCHDOG**

Extension of time granted

On application of appellant Ricardo Lara, as Insurance Commissioner and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to

July 17, 2019.

S255134 D072678 Fourth Appellate District, Div. 1 **PEOPLE v. THURNAN
(KEITH OMAR)**

Counsel appointment order filed

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

S255200 C079809 Third Appellate District **PEOPLE v. DUGGAN
(ROBERT DUANE)**

Counsel appointment order filed

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

S255214 F076599 Fifth Appellate District **PEOPLE v. BARTON
(DEANNA TWILLA)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Linnea Johnson 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.

S255235 A151408 First Appellate District, Div. 4 **PEOPLE v. CHATMAN
(SHAKELIA RENE)**

Counsel appointment order filed

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

S255330 C084518 Third Appellate District **PEOPLE v. NOVINGER
(STEPHEN ALAN)**

Counsel appointment order filed

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

S255731 A153933 First Appellate District, Div. 3 **IN RE C.F.**
Counsel appointment order filed

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

S243855 B280676 Second Appellate District, Div. 8 **ASSOCIATION FOR LOS ANGELES DEPUTY SHERIFFS v. S.C. (LOS ANGELES COUNTY SHERIFF'S DEPARTMENT)**

Order filed

The above entitled matter is retitled as follows:

ASSOCIATION FOR LOS ANGELES DEPUTY SHERIFFS, Petitioner,
v.
SUPERIOR COURT OF LOS ANGELES COUNTY, Respondent;
LOS ANGELES COUNTY SHERIFF'S DEPARTMENT et al., Real Parties in Interest.

S253783 A156100 First Appellate District, Div. 4 **STANCIL (EDWARD) v. S.C. (REDWOOD CITY)**

Order filed

The application by the real party in interest for permission to file an untimely response to the amicus curiae brief filed by the Western Center on Law and Poverty is hereby granted.

S256117 **GOMEZ (GERMAN ALBERT) 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.

S256387 **CIOTTA (STEVEN) 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.

S256395**BROUSSARD (ANTHONY) v.
S.C. (PEOPLE)**

Transferred to Court of Appeal, Sixth Appellate District

The above-entitled matter is transferred to the Court of Appeal, Sixth 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.

S256565**DAVIS (TERRANCE
LAMONT) 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.

S256585**STEWART (THYRONE
RYAN) v. CALIFORNIA
DEPARTMENT OF
CORRECTIONS &
REHABILITATION
(BORDERS)**

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.

**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. 1,425)**

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. 1,426)**

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.)

Fourth Appellate District, Div. 2 **TRANSFER ORDERS**

The following matters, now pending in the Court of Appeal, Fourth Appellate District, are transferred from Division Two to Division One:

1. E069837 People v. Ian Henderson et al.
2. E068939 People v. Shazad Khan
3. E070109 People v. Lavelle Miller et al.
4. E069086 Anthony Lave v. Charter Communications, LLC
5. E070220 Quiang Ye et al. v. City of San Bernardino; 350 W. 5th, LLC
6. E068798 Clear9 Communications, LLC v. Futurewei Technologies, Inc.; Huawei Technologies USA, Inc.
7. E070223 Mohamed Aljabban v. Fontana Indoor Swap Meet, Inc. et al.