

**SUPREME COURT MINUTES
WEDNESDAY, JULY 17, 2019
SAN FRANCISCO, CALIFORNIA**

S248730 E060438 Fourth Appellate District, Div. 2 **PEOPLE v. PEREZ (JOSE LUIS)**

Supplemental briefing ordered

In his reply brief, appellant Chavez observes that respondent appears to have conceded in other cases in which the trial predated *People v. Sanchez* (2016) 63 Cal.4th 665 that objections under the Confrontation Clause (U.S. Const., 6th Amend.) to case-specific hearsay testimony by gang experts would have been futile. (See App. Reply Brief, at p. 23, citing *People v. Perez* (Jan. 22, 2019, F073736) [nonpub. opn.] 2019 Cal. App. Unpub. LEXIS 461, at p. *22; *People v. Coronado* (Nov. 13, 2018, F072867) [nonpub. opn.] 2018 Cal. App. Unpub. LEXIS 7740, at *26.) Respondent is directed to serve and file a supplemental letter brief clarifying its position in this case on or before July 31, 2019. Appellant Chavez may serve and file a reply letter brief in response on or before August 14, 2019. No extension of time for the filing of these briefs is contemplated.

S255608 A148318 First Appellate District, Div. 2 **PEOPLE v. SHAW (LAMAR)**
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. 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.
Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

S256322 B281522 Second Appellate District, Div. 5 **PEOPLE v. PROPPS (CHRISTOPHER)**

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

S255507 C085792 Third Appellate District**PEOPLE v. REED (BRUCE
EVERETTE)**

Petition for review granted; transferred to Court of Appeal, Third Appellate District

The petition for review is granted. The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its order dismissing the appeal as moot and to consider whether to reinstate the appeal to decide appellant's claim that the matter should be remanded to the trial court to permit an exercise of discretion under Penal Code section 12022.53, subdivision (h). (See *City of Cerritos v. State of California* (2015) 239 Cal.App.4th 1020, 1031 ["where a court can afford the party at least some relief, even if not all the relief originally requested, the court should not dismiss a case as moot"]; see also *Security Pacific Nat. Bank v. Lyons* (1994) 25 Cal.App.4th 706, 710; *Hartke v. Abbott* (1930) 106 Cal.App. 388, 395.) If the Court of Appeal reinstates the appeal, the court should also consider whether to decide the parties' contentions that the sentence is unauthorized because: (1) the consecutive term imposed for count one (Pen. Code, § 246.3) should be eight months rather than one year (see *id.*, § 1170.1, subd. (a)); and (2) the trial court did not impose and stay a term for each of the gang enhancements found to be true by the jury (see *People v. Gonzalez* (2008) 43 Cal.4th 1118, 1127-1130; Cal. Rules of Court, rule 4.447(a). (See *People v. Sanders* (2012) 55 Cal.4th 731, 743, fn. 13 ["it is well established that the appellate court can correct a legal error resulting in an unauthorized sentence . . . at any time"].)

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

S247975 F074265 Fifth Appellate District**BIG OAK
FLAT-GROVELAND
UNIFIED SCHOOL DISTRICT
v. S.C. (JANE DOE)**

Retransferred to Court of Appeal, Fifth Appellate District

This matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and reconsider the cause in light of the enactment of Statutes 2018, chapter 153 (Sen. Bill No. 1053 (2017-2018 Reg. Sess.)). (Cf. *Carter v. California Dept. of Veterans Affairs* (2006) 38 Cal.4th 914, 922-923 & 930; *Western Security Bank v. Superior Court* (1997) 15 Cal.4th 232, 244.) (Cal. Rules of Court, rule 8.528(d).)

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

S255339 B289766 Second Appellate District, Div. 4**BARENBORG (CARSON) v.
SIGMA ALPHA EPSILON
FRATERNITY**

Petition for review denied

S255414 B281210 Second Appellate District, Div. 4

**HIMELSEIN MANDEL FUND
MANAGEMENT, LLC v.
FORTRESS INVESTMENT
GROUP, LLC**

Petition for review & depublication request(s) denied
The request to appear as counsel pro hac vice is granted.

S255551 B286317 Second Appellate District, Div. 7

**PEOPLE v. CASTELLANO
(NARCISCO)**

Petition for review denied

S255564 B280754 Second Appellate District, Div. 6

**PEOPLE v. REYES (NOE
ANTHONY)**

Petition for review denied

S255593 A150500 First Appellate District, Div. 4

**PEOPLE v. WILSON, JR.,
(ROBERT WAYNE)**

Petition for review denied

S255600 C085091 Third Appellate District

**PEOPLE v. EDDY (MORGAN
EASTWOOD)**

Petition for review & depublication request(s) denied

S255601 A154336 First Appellate District, Div. 4

IN RE R.S.

Petition for review denied

S255621 A154051 First Appellate District, Div. 1

**PEOPLE v. CORRIGAN
(JOSHUA)**

Petition for review denied; CA opinion decertified

The petition for review is denied. On the court's own motion, the Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed April 8, 2019, which appears at 34 Cal.App.5th 14. (Cal. Const., art. VI, section 14; Cal. Rules of Court, rule 8.1125(c)(2)).

S255631 A145752 First Appellate District, Div. 1

**GOLIN (JEFFREY R.) v. SAN
ANDREAS REGIONAL**

CENTER

Petition for review denied

Liu and Cuéllar, JJ., were recused and did not participate.

S255652 B284776 Second Appellate District, Div. 2

**PEOPLE v. NEFF
(CHRISTOPHER WAYNE)**

Petitions for review denied

S255656 A154406 First Appellate District, Div. 3

IN RE N.M.

Petition for review denied

S255714 B280329 Second Appellate District, Div. 8

**PEOPLE v. FRANDSEN
(BENJAMIN)**

Petition for review denied

S255726 B282849 Second Appellate District, Div. 3

**JAMES (BERNADETTE) v.
FOOD 4 LESS OF
CALIFORNIA, INC.**

Petition for review denied

S255774 B293891 Second Appellate District, Div. 1

C. (EDGAR) v. S.C. (PEOPLE)

Petition for review denied

S255784 C079835 Third Appellate District

**NATIONAL ASIAN
AMERICAN COALITION v.
NEWSOM (GAVIN C.)**

Petition for review & depublication request(s) denied

The requests for judicial notice in support of the petition for review are granted.

The request for judicial notice in support of the depublication request is granted.

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

S255790 B256009 Second Appellate District, Div. 7

**PEOPLE v. SHIGA
(GREGORY YUSUKE)**

The petition for review is denied.

The request for an order directing publication of the opinion's Section E in the above-entitled appeal is denied.

S255791 B283197 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. DELGADO
(OMAR)**

S255821 C082176 Third Appellate District

Petition for review denied

**PEOPLE v. LOPEZ
(JUVENAL)**

S255846 B296996 Second Appellate District, Div. 6

Petition for review denied

**BUNDLEY (LERON
DESHONE) v. S.C. (PEOPLE)**

S255856 H044305 Sixth Appellate District

Petition for review denied

PEOPLE v. YU (DAN)

S255892 G054415 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BELCHER (EARL
MONROE)**

S255903 G054763 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. DEARBORNE
(BEAU JAMES)**

S255947 H046870 Sixth Appellate District

Petition for review denied

Liu and Cuéllar, JJ., were recused and did not participate.

**HAM (CHRISTINE) v. S.C.
(THE BOARD OF TRUSTEES
OF THE LELAND
STANFORD JR.
UNIVERSITY)**

S255957 B276739 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. LOPEZ (PETER
MICHAEL)**

S255959 H046871 Sixth Appellate District

Petition for review denied
Liu and Cuéllar, JJ., were recused and did not participate.

**HAM (CHRISTINE) v. S.C.
(ALLIANCE RESIDENTIAL)**

S255962 D075620 Fourth Appellate District, Div. 1

Petition for review denied
Groban, J., was recused and did not participate.

**QUALCOMM, INC. v.
WORKERS'
COMPENSATION APPEALS
BOARD & BROWN
(BEVERLY)**

S255979 H045730 Sixth Appellate District
Petition for review denied

IN RE H.G.

S255984 B282875 Second Appellate District, Div. 7

Petition for review denied

**B. (D.), CONSERVATORSHIP
OF**

S255989 B284703 Second Appellate District, Div. 5

Petition for review denied

**BONAKDARZADEH (HABIB)
v. KAY (MAX)**

S256012 B291019 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. HUERTA
(MIGUEL ANGEL)**

S256022 B288779 Second Appellate District, Div. 4

Petitions for review denied

**PEOPLE v. HEIDELBERG,
SR., (LARON LAMONT)**

S256053 B291109 Second Appellate District, Div. 5

Petition for review denied

**UNION PATRIOT CAPITAL
MANAGEMENT II, LLC v.
DEL CASTRO (RICHARD
RIONDA)**

S256077 G055800 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. PETERS
(RICHARD HERCHEL)**

S256115 B285338 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SANCHEZ (LEO
LOUIE)**

S256122 C082930 Third Appellate District

Petitions for review denied

**HIRAMANNEK (KAMAL &
ADIL), MARRIAGE OF**

S256147 C088961 Third Appellate District

Petition for review denied

TIPTON (FRAYBA) ON H.C.

S256159 B289612 Second Appellate District, Div. 6

Petition for review denied

**THORSON (LAURIE) v.
BRADVICA (JOSEPH)**

S256164 H044030 Sixth Appellate District

Petition for review & publication request(s) denied

**CLINTON (DIANA) v. CODY
(SARA)**

S256187 D073301 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MATTHEWS
(JEHU)**

S256213 G055497 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. GARCIA
(NELSON MAURICIO
LUNATY)**

S256218 G055675 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. GONZALES
(ROBERT ANTHONY)**

S256226 B293172 Second Appellate District, Div. 2
Petition for review denied

IN RE URIELLE A.

S256231 A153953 First Appellate District, Div. 3
Petition for review denied

**PEOPLE v. VASQUEZ
(FRANCISCO PATINO)**

S256239 F077407 Fifth Appellate District
Petition for review denied

IN RE ZACHERY V.

S256240 D075138 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. RODRIGUEZ, JR.,
(ERLINDO)**

S256241

**McKINNEY (ALONZO) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT (PEOPLE)**

Petition for writ of mandate/prohibition denied

S256243 G055682 Fourth Appellate District, Div. 3
Petition for review denied

IN RE ALIZE R.

S256246 A154729 First Appellate District, Div. 2
Petition for review denied

**PEOPLE v. DELGADO
(VICTOR JESUS)**

S256258 F075056 Fifth Appellate District
Petition for review denied

**PEOPLE v. BALL (TERRY
EUGENE)**

S256262 H045720 Sixth Appellate District
Petition for review denied

**PEOPLE v. OSUNA (GARY
MIKE)**

S256268 B283123 Second Appellate District, Div. 1

Petition for review denied

**LOS ANGELES ACADEMY
OF ARTS & ENTERPRISE v.
DENLEY INVESTMENT &
MANAGEMENT COMPANY,
INC.**

S256269 B292074 Second Appellate District, Div. 8

Petition for review denied

SOTO (IVAN R.) ON H.C.

S256271 B287568 Second Appellate District, Div. 8

Petition for review denied

PEOPLE v. SOTO (IVAN R.)

S256273 B286293 Second Appellate District, Div. 1

Petition for review denied

**BI (CYNTHIA) v. ZONG
(GUIQIN)**

S256275 B285408 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. DELALUZ
(OSCAR)**

S256277 B290789 Second Appellate District, Div. 7

Petition for review denied

IN RE AIDAN H.

S256278

Petition for writ of mandate/prohibition denied

**THOMPSON (DWAINE M.) v.
COURT OF APPEAL,
FOURTH APPELLATE
DISTRICT, DIVISION ONE
(PEOPLE)**

S256299 D075895 Fourth Appellate District, Div. 1

Petition for review denied

**WOODS (EARNEST
CASSELL) ON H.C.**

S256303**PERAZA (JOHNNIE RAY) v.
S.C. (PEOPLE)**The petition for writ of error *coram nobis/coram vobis* is denied.**S256321** F075590 Fifth Appellate District**PEOPLE v. GARNER (MARK
ERWIN)**

Petition for review denied

S256331 G055708 Fourth Appellate District, Div. 3**PEOPLE v. EVANS (LINDA
SUE)**

Petition for review denied

S256341**DENNIS (KEITH) v. COURT
OF APPEAL, FIRST
APPELLATE DISTRICT,
DIVISION FIVE**

Petition for writ of mandate/prohibition denied

S256342 D074074 Fourth Appellate District, Div. 1**PEOPLE v. FLOURNOY
(DARIUS)**

Petition for review denied

S256346 B285384 Second Appellate District, Div. 3**PEOPLE v. AVALOS
(GADNER NOEL)**

Petition for review denied

S256349 H046834 Sixth Appellate District**RIGGINS (RODNEY LEE) ON
H.C.**

Petition for review denied

S256353 D073578 Fourth Appellate District, Div. 1**PEOPLE v. MORALES
(VINCENT)**

Petition for review denied

S256637 C088735/C088736 Third Appellate District
Petition for review & application for stay denied**PEOPLE v. S.C. (K.L.)**

S256686**FACEBOOK, INC. v. S.C.
(HUNTER)**

Stay dissolved; petition denied

The requests to appear pro hac vice are granted.

In light of (1) the fact that trial has begun (*Martinez v. Illinois* (2014) 572 U.S. 833, 840; *People v. Rogers* (1995) 37 Cal.App.4th 1053, 1057, fn. 3; see also *People v. Superior Court (Douglass)* (1979) 24 Cal.3d 428, 431, fn. 2), and (2) the trial court's finding of a strong justification for access to the sought information by real parties in interest (see, e.g., Pet's Ex. 1, RT of May 1, 2019, at pp. 38-39 & 41-42; see generally, *Kling v. Superior Court* (2010) 50 Cal.4th 1068, 1075), the petition for writ of mandate, prohibition, and/or other extraordinary relief is denied. The stay previously issued by this court is dissolved.

S249321**SPRINKLE (MARK W.) 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].)

S251413**ASTORGA (RIGOBERTO) ON
H.C.**

The petition for writ of habeas corpus is denied without prejudice to filing a motion in the trial court pursuant to Penal Code section 1203.01. (See *In re Cook* (2019) 7 Cal.5th 439.)

S252305**STEWART (DONNY) 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]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S253044**SANCHEZ (JOSEPH
EUGENE) ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to filing a motion in the trial court pursuant to Penal Code section 1203.01. (See *In re Cook* (2019) 7 Cal.5th 439.)

S254011**MARTINEZ (ANTONIO M.)
ON H.C.**

Petition for writ of habeas corpus denied

S254013**MARTINEZ (ANTONIO M.)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S254091**VALDIVIA (RAMIRO) ON
H.C.**

Petition for writ of habeas corpus denied

S254272**GARMON (DURRAY M.) 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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S254307**YOCOM (MICHAEL ALAN)
ON H.C.**

Petition for writ of habeas corpus denied

S254367**GUAJARDO (RUBEN) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal].)

S254380**PERRAULT (MICHAEL) 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].)

S254392**TSETSE (PRINCE
FRANKLIN) ON H.C.**

The petition for writ of habeas corpus is denied. Individual claims are denied, as applicable. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies]; *In re Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised 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].)

S254669**McKINLEY, JR., (DONNIE
RAY) 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].)

S254789**POE (CHRISTOPHER) 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].)

S254888**MASON (BRIAN ANTHONY)
ON H.C.**

Petition for writ of habeas corpus denied

S254913**CERVERA (ERIC) ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to filing a motion in the trial court pursuant to Penal Code section 1203.01. (See *In re Cook* (2019) 7 Cal.5th 439.)

S254914**RUVALCABA (HENRY) ON
H.C.**

The petition for writ of habeas corpus is denied. 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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S254922**RUIZ (OSCAR) 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].)

S254979**LACY (RONNIE STERLING)
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 Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S254980

Petition for writ of habeas corpus denied

**ALVARY (ARTHUR
GORDON) ON H.C.****S255056**

Petition for writ of habeas corpus denied

HURD (DALE RAY) ON H.C.**S255123**

Petition for writ of habeas corpus denied

**TORRES (EDUARDO) ON
H.C.****S255182**

Petition for writ of habeas corpus denied

**JENNINGS III (ALEX) ON
H.C.****S255266**Petition for writ of habeas corpus denied
Cantil-Sakauye, C. J., was recused and did not participate.**RAGAN (DANIEL PHILLIP)
ON H.C.****S255279**

Petition for writ of habeas corpus denied

**ESPINOZA (EZEQUIEL B.)
ON H.C.****S255282**

Petition for writ of habeas corpus denied

**BROWN (DURRELL
ANTOINE) ON H.C.****S255326**

Petition for writ of habeas corpus denied

DRAKE (DEAN C.) ON H.C.**S255327**

Petition for writ of habeas corpus denied

**ORTIZ (FRANCISCO) ON
H.C.**

S255360

Petition for writ of habeas corpus denied

**MITCHELL (RONDELL J.)
ON H.C.****S255404**

Petition for writ of habeas corpus denied

**HOWARD (DORSEY
SHAMARI CLAYTON) ON
H.C.****S255452**

Petition for writ of habeas corpus denied

**EBERLY (GARY ALAN) ON
H.C.****S255466**

Petition for writ of habeas corpus denied

**ROBERTS (DON MACK) ON
H.C.****S255470**

Petition for writ of habeas corpus denied

BOTELLO (RAY) ON H.C.**S255475**

The petition for writ of habeas corpus is denied. (See *In re Lessard* (1965) 62 Cal.2d 497, 503 [courts will not entertain habeas corpus claims that raise Fourth Amendment violations].)

**STEPHENS (LADELL) ON
H.C.****S255479**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

**LLOYD (RONNIE GENE) ON
H.C.****S255492**

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].)

ABBAS (HAKEEM) ON H.C.

S255496**WELLS (JOSEPH C.) ON H.C.**

Petition for writ of habeas corpus denied

S256014**ESPINOZA (EZEQUIEL B.)
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].)

S256064**HUBBARD (ZANE) ON H.C.**

Petition for writ of habeas corpus denied

S256244**CANNON (TYRRALL
FARROW) ON H.C.**

Petition for writ of habeas corpus denied

S256414**HUBBARD (ZANE) 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].)

S256443**HUBBARD (ZANE) ON H.C.**

Petition for writ of habeas corpus denied

S256560**FACUNDO (JOE
FRANCISCO) 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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S255688 A152698/A153294 First Appellate District, Div. 5 **GROGAN (ROBERT) v.
DeBARR (SONDRA)**

Publication request denied (case closed)

S256355 B284162 Second Appellate District, Div. 3**CALIFORNIA CHARTER
SCHOOLS ASSOCIATION v.
CITY OF HUNTINGTON
PARK**

Depublication request denied (case closed)

The request for an order directing depublication of the opinion in the above-entitled appeal is denied. The court declines to review this matter on its own motion. The matter is now final.

S214433**ROUNTREE (CHARLES F.)
ON H.C.**

Motion for access to sealed record granted

Respondent's "Motion for Access to Sealed Penal Code Section 987.9 Materials," filed on May 1, 2019, is granted. The Clerk is directed to provide respondent access to the materials filed under seal in the record on appeal in *People v. Charles F. Rountree*, No. S048543, pursuant to Penal Code Section 987.9: (1) Reporter's Transcript on Appeal (987 Hearing) dated January 24, 1994; (2) Reporter's Transcript of Proceedings (987 Hearing) dated April 11, 1994; (3) Reporter's Transcript on Appeal (987 Hearing) dated June 15, 1994; (4) Reporter's Transcript on Appeal (987 Hearing) dated November 8, 1994; (5) Reporter's Transcript on Appeal (987 Hearing) dated December 7, 1994; (6) Reporter's Transcript on Appeal (987 Hearing) dated January 11, 1995; (7) Reporter's Transcript on Appeal (987 Hearing) dated February 15, 1995; (8) Reporter's Transcript on Appeal (987 Hearing) dated May 18, 1995; (9) Reporter's Transcript on Appeal (987 Hearing) dated June 14, 1995; (10) Reporter's Transcript on Appeal (987 Hearing) dated August 16, 1995; (11) Fifth Supplemental Clerk's Transcript on Appeal, Penal Code 987.9 Materials, Volumes 1- 2, pages 2-509; and (12) Sixth Supplemental Clerk's Transcript on Appeal, Penal Code 987.9 Materials, Volume 1, pages 2-7. The Attorney General must supply the personnel and equipment necessary to undertake the examination and copying of these documents, which must occur on the premises of the court. Except as provided herein, these documents remain under seal and their use must be limited solely to the pending proceeding. (Pen. Code, § 987.9, subd. (d).)

S127119**PEOPLE v. GIVENS (TODD)**

Order filed

Good cause appearing, Appellant's Application for Relief from Default, filed on July 11, 2019, to file appellant's reply brief is granted.

S255831**CONTRERAS ON
DISCIPLINE**

Recommended discipline imposed

The court orders that ANTHONY E. CONTRERAS (Respondent), State Bar Number 171699, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 30 days of probation;
2. Respondent 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 April 8, 2019; and
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on April 8, 2019. 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.

S255834**GOULDING ON DISCIPLINE**

Recommended discipline imposed

The court orders that SUZANNE FLOURNOY GOULDING (Respondent), State Bar Number 177830, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 90 days of probation;
2. Respondent 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 April 5, 2019; and
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on April 5, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent 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.

Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S255837**MATAELE ON DISCIPLINE**

Recommended discipline imposed

The court orders that ISILELI TUPOU MANAIA MATAELE (Respondent), State Bar Number 266863, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 60 days of probation;
2. Respondent 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 April 5, 2019; and
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on April 5, 2019. 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.

S255841**PAGKAS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that ANTHONY EMMANUEL PAGKAS (Respondent), State Bar Number 186112, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must 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.

S255849**OSTROVE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that KENNETH EDWARD OSTROVE (Respondent), State Bar Number 111222, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must 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.

S255850**PALIK ON DISCIPLINE**

Recommended discipline imposed

The court orders that ANTHONY JAMES PALIK (Respondent), State Bar Number 190971, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for three years subject to the following conditions:

1. Respondent is suspended from the practice of law for a minimum of the first year of probation, and Respondent will remain suspended until the following requirements are satisfied:
 - i. Respondent makes restitution to the following payees or such other recipient as may be designated by the Office of Probation or the State Bar Court (or reimburses the Client Security Fund, to the extent of any payment from the Fund to such payee, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles:
 - (1) Albert Domingo Garcia Gamez in the amount of \$2,500 plus 10 percent interest per year from January 19, 2016; and
 - (2) Jose Miguel Cancino-Vera (aka Jose Rivas) in the amount of \$4,500 plus 10 percent interest per year from March 24, 2014.
 - ii. Respondent provides proof to the State Bar Court of rehabilitation, fitness to practice and present learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. Respondent must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 9, 2019.
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on April 9, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent 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.

Respondent must also maintain the records of compliance as required by the conditions of probation.

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.

S256004**HEBERT ON RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation with charges pending of VICTOR ALOYSIUS HEBERT, State Bar Number 32510, as an attorney of the State Bar of California is accepted. If VICTOR ALOYSIUS HEBERT subsequently seeks reinstatement, the State Bar may consider all disciplinary charges that are currently pending against him.

VICTOR ALOYSIUS HEBERT must comply with rule 9.20 of the California Rules of Court 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 be considered in any future reinstatement proceeding.

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.

S256816**RICE II ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CLAYTON KIMBALL RICE II, State Bar Number 114565, as an attorney of the State Bar of California is accepted.

S256876**ADAM ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JANE ADAM, State Bar Number 128237, as an attorney of the State Bar of California is accepted.

S256877**JONES ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOY ANITA JONES, State Bar Number 147209, as an attorney of the State Bar of California is accepted.

S256878**LIU ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SYLVIA FAN LIU, State Bar Number 175346, as an attorney of the State Bar of California is accepted.

S256880**MUELLER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KARL ANTHONY MUELLER, State Bar Number 188593, as an attorney of the State Bar of California is accepted.

S256882**OSTROVE ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DAVID MARK OSTROVE, State Bar Number 133884, as an attorney of the State Bar of California is accepted.

S256883**OTIS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JULIANA OTIS, State Bar Number 106551, as an attorney of the State Bar of California is accepted.

S256884**SEARSON ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DAVID EDWARD SEARSON, State Bar Number 188531, as an attorney of the State Bar of California is accepted.

S256886**WASSON ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GREGORY MARELL WASSON, State Bar Number 108120, as an attorney of the State Bar of California is accepted.

S256887

WELLS ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of JENNIFER C. WELLS, State Bar Number 106748, as an attorney of the State Bar of California is accepted.