

**SUPREME COURT MINUTES  
TUESDAY, JULY 29, 2014  
SAN FRANCISCO, CALIFORNIA**

**S045423****PEOPLE v. SANCHEZ-  
FUENTES (EDGARDO)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Sara Theiss's representation that the appellant's reply brief is anticipated to be filed by September 30, 2014, counsel's request for an extension of time in which to file that brief is granted to September 30, 2014. After that date, no further extension is contemplated.

**S065573****PEOPLE v. BECERRA  
(FRANK KALIL)**

Extension of time granted

Good cause appearing, counsel Deputy Attorney General Susan S. Kim's request for an extension of time to file a response to appellant's Motion to Preserve Record and Evidence Related to Automatic Appeal is granted to August 25, 2014.

**S089619****PEOPLE v. ALVAREZ  
(FRANCISCO JAY)**

Extension of time granted

Good cause appearing, and based upon counsel Mark E. Cutler's representation that the appellant's reply brief is anticipated to be filed by September 26, 2014, counsel's request for an extension of time in which to file that brief is granted to September 26, 2014. After that date, no further extension is contemplated.

**S093235****PEOPLE v. JOHNSON  
(JERROLD ELWIN)**

Extension of time granted

Good cause appearing, and based upon counsel William D. Farber's representation that the appellant's reply brief is anticipated to be filed by September 4, 2014, counsel's request for an extension of time in which to file that brief is granted to September 4, 2014. After that date, no further extension will be granted.

**S093944****PEOPLE v. BERTSCH (JOHN  
ANTHONY) & HRONIS  
(JEFFREY LEE)**

Extension of time granted

Good cause appearing, and based upon counsel Thomas Lundy's representation that appellant Bertsch's opening brief is anticipated to be filed by October 31, 2015, counsel's request for an extension of time in which to file that brief is granted to September 22, 2014. After that date, only seven further extensions totaling about 398 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).)

**S095868****PEOPLE v. DANIELS (DAVID  
SCOTT)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Gary D. Garcia's representation that the supplemental appellant's reply brief is anticipated to be filed by September 22, 2014, counsel's request for an extension of time in which to file that brief is granted to September 22, 2014. After that date, no further extension will be granted.

**S116307****PEOPLE v. FLORES III  
(ALFRED)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Heather F. Crawford's representation that the supplemental respondent's brief is anticipated to be filed by August 23, 2014, counsel's request for an extension of time in which to file that brief is granted to August 25, 2014. After that date, no further extension is contemplated.

**S141080****PEOPLE v. CAMACHO  
(ADRIAN GEORGE)**

Extension of time granted

Good cause appearing, and based upon counsel Barry Morris's representation that the appellant's reply brief is anticipated to be filed by September 30, 2014, counsel's request for an extension of time in which to file that brief is granted to September 16, 2014. After that date, only one further extension totaling about 13 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).)

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

Extension of time granted

On application of appellant Timothy Young and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 2, 2014.

**S148863****PEOPLE v. FRAZIER  
(ROBERT WARD)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Evan Young's representation that the appellant's opening brief is anticipated to be filed by October 27, 2014, counsel's request for an extension of time in which to file that brief is granted to September 22, 2014. After that date, only one further extension totaling about 35 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).)

**S150524****PEOPLE v. ARGUETA  
(CARLOS MARVIN)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Tasha G. Timbadia's representation that the respondent's brief is anticipated to be filed by January 14, 2015, counsel's request for an extension of time in which to file that brief is granted to September 16, 2014. After that date, only two further extensions totaling about 120 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).)

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

Extension of time granted

Good cause appearing, counsel Deputy State Public Defender Karen Hamilton's request for an extension of time in which to file the appellant's opening brief is granted to September 22, 2014. After that date, only three further extensions totaling about 176 additional days will be granted.

**S165998****PEOPLE v. PLATA (NOEL  
JESSE) & TRAN (RONALD  
TRI)**

Extension of time granted

On application of appellant Noel Jesse Plata and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to September 26, 2014.

**S165998****PEOPLE v. PLATA (NOEL  
JESSE) & TRAN (RONALD  
TRI)**

Extension of time granted

On application of appellant Ronald Tri Tran and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to September 24, 2014.

**S169152****PEOPLE v. COLBERT  
(TECUMSEH)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to September 26, 2014.

**S175720****PEOPLE v. MARTINEZ  
(CARLOS)**

Extension of time granted

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

Good cause appearing, and based upon counsel Kathy R. Moreno's representation that the appellant's opening brief is anticipated to be filed by September 13, 2015, counsel's request for an extension of time in which to file that brief is granted to September 19, 2014. After that date, only six further extensions totaling about 360 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).)

**S176951****HAWTHORNE II (CARLOS  
ANTHONY) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Russell A. Lehman's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by August 6, 2014, counsel's request for an extension of time in which to file that document is granted to August 6, 2014. After that date, no further extension is contemplated.

**S178113****BRAMIT (MICHAEL  
LAMAR) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Michael T. Murphy's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by May 27, 2015, counsel's request for an extension of time in which to file that document is granted to September 29, 2014. After that date, only four further extensions totaling about 240 additional days are contemplated.

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

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to September 22, 2014.

**S180670****MARTINEZ (MICHAEL  
MATTHEW) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Susan Garvey's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by March 5, 2015, counsel's request for an extension of time in which to file that document is granted to September 26, 2014. After that date, only three further extensions totaling about 160 additional days are contemplated.

**S189373****PEOPLE v. WILSON  
(LESTER HARLAND)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Alana Cohen Butler's representation that the respondent's brief is anticipated to be filed by December 19, 2014, counsel's request for an extension of time in which to file that brief is granted to September 22, 2014. After that date, only two further extensions totaling about 90 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).)

**S197586****WHEELER (LEROY) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Keith H. Borjon's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by September 29, 2014, counsel's request for an extension of time in which to file that document is granted to September 29, 2014. After that date, no further extension is contemplated.

**S200323****BRYANT (STANLEY) ON  
H.C.**

Extension of time granted

Good cause appearing, counsel Michael Laurence's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to September 22, 2014. After that date, only two further extensions totaling about 98 additional days will be granted.

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

Extension of time granted

Good cause appearing, and based upon counsel Deputy Federal Public Defender Ajay V. Kusnoor's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by January 9, 2015, counsel's request for an extension of time in which to file that document is granted to September 24, 2014. After that date, only two further extensions totaling about 105 additional days are contemplated.

**S208180****MAI (HUNG THANH) ON  
H.C.**

Extension of time granted

Good cause appearing, counsel's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to September 29, 2014. The court anticipates that after that date, only five further extensions totaling about 269 additional days will be granted. Counsel is ordered to inform his or her supervising attorney, if any, of this schedule, and to take all steps necessary to meet it.

**S214222****PERRY (CLIFTON) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Verna Wefald's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by December 16, 2014, counsel's request for an extension of time in which to file that document is granted to September 19, 2014. After that date, only two further extensions totaling about 90 additional days are contemplated.

**S214863****SALCIDO (RAMON  
BOJORQUEZ) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Federal Public Defender Michael D. Weinstein's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by November 25, 2014, counsel's request for an extension of time in which to file that document is granted to September 26, 2014. After that date, only one further extension totaling about 60 additional days is contemplated.

**S215914**

H039330 Sixth Appellate District

**PEOPLE v. MORAN  
(JEFFREY MICHAEL)**

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 August 22, 2014.  
No further extensions will be granted.

**S216444**

B239519 Second Appellate District, Div. 1

**PEOPLE v. HUBBARD  
(JEFFREY)**

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 7, 2014.  
Based on the representation of Eric E. Reynolds, counsel for respondent, that he projects he can complete the opening brief on the merits by August 7, 2014, no further extensions of time are contemplated.

**S216626****TOWNSEL (ANTHONY  
LETRICE) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Louis M. Vasquez's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by November 21, 2014, counsel's request for an extension of time in which to file that document is granted to September 26, 2014. After that date, only one further extension totaling about 60 additional days is contemplated.

**S218734**

B246606 Second Appellate District, Div. 5

**HORIIKE (HIROSHI) v.  
COLDWELL BANKER  
RESIDENTIAL BROKERAGE  
COMPANY**

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 and including September 15, 2014.

**S219783**

F066798 Fifth Appellate District

**SIERRA CLUB v. COUNTY  
OF FRESNO (FRIANT  
RANCH, L.P.)**

Extension of time granted

The application of appellants to extend the time to file the answer to petition for review is hereby granted. The answer to petition for review must be filed on or before August 7, 2014.

**S188961****PEOPLE v. ZANON (DAVID  
CHARLES)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Jeanne Keevan-Lynch is hereby appointed to represent appellant David Charles Zanon for the direct appeal in the above automatic appeal now pending in this court.

**S218197**

H039603 Sixth Appellate District

**PEOPLE v. GARCIA  
(IGNACIO)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, David Martin 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.



**S218288** H039404 Sixth Appellate District**PEOPLE v. FRIDAY  
(JEFFREY DAVID ALLEN)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, The Sixth District Appellate Program 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 respondent's opening brief on the merits is filed.

**S218755** H038755 Sixth Appellate District**PEOPLE v. KLATT (ROBERT  
MICHAEL)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Maggie Shrout 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 respondent's opening brief on the merits is filed.

**S191869****CARRASCO (ROBERT) ON  
H.C.**

Order filed

Good cause appearing, appellant's "Application to File Out of Time, and for Relief From Default, Regarding the Submission of Petitioner's Reply to Informal Response," filed on July 24, 2014, is granted.

**S216648****PEOPLE v. GOOLSBY  
(RICHARD JAMES)**

The application of respondent to file the opening brief on the merits that exceeds the 14,000 word limit prescribed by the California Rules of Court rule 8.520(c) is hereby granted.

**S218852****SWAIN (THEODORE) v.  
CALIFORNIA DEPARTMENT  
OF CORRECTIONS &  
REHABILITATION**

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.

**S218879****FAUROT II (MARK  
CONRAD) v. S.C.  
(DONNAHOE)**

Transferred to Court of Appeal, Fifth Appellate District

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

**S219076**

G049951 Fourth Appellate District, Div. 3

**HOLMES (STANLEY  
EUGENE) v. S.C. (PEOPLE)**

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

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

**S219362****GIBSON (ROBERT D.) v. S.C.  
(UNITED PARCEL SERVICE,  
INC.)**

Transferred to Court of Appeal, First Appellate District

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