

**SUPREME COURT MINUTES  
WEDNESDAY, MARCH 1, 2017  
SAN FRANCISCO, CALIFORNIA**

**S238929**      C074138 Third Appellate District      **PEOPLE v. CHAVEZ  
(LORENZO)**

Petition for review granted

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

**S239122**      B269027 Second Appellate District, Div. 6      **PEOPLE v. VALENZUELA  
(LUIS DONICIO)**

Petition for review granted

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

**S078895**      **PEOPLE v. SIVONGXXAY  
(VAENE)**

Supplemental briefing ordered

Submission is vacated to allow for supplemental briefing. The court directs the parties to serve and file supplemental briefs addressing whether any state-law error as to a special circumstance jury waiver (see *People v. Memro* (1985) 38 Cal.3d 658, 700-704) may be found harmless based on an evaluation of the likelihood that, absent the error, defendant would have chosen not to waive a jury trial as to the special circumstance allegation. (*Cf. People v. Blackburn* (2015) 61 Cal.4th 1113, 1130-1137; *People v. Tran* (2015) 61 Cal.4th 1160, 1168-1170; *People v. Martinez* (2013) 57 Cal.4th 555; *People v. Superior Court (Zamudio)* (2000) 23 Cal.4th 183; *People v. Sanchez* (1995) 12 Cal.4th 1, 30-31; *People v. McClellan* (1993) 6 Cal.4th 367; *In re Alvernaz* (1992) 2 Cal.4th 924; *U.S. v. Williams* (7th Cir. 2009) 559 F.3d 607, 610-616; *Fortune v. U.S.* (D.C. 2013) 59 A.3d 949, 955-957; *State v. Little* (Minn. 2014) 851 N.W.2d 878, 883-886; *State v. Williams* (Or.Ct.App. 2005) 104 P.3d 1151, 1153; see 6 RT 903-905.)

The parties are directed to serve and file simultaneous letter briefs addressing this question on or before March 15, 2017. Any reply to the supplemental briefs must be served and filed on or before March 22, 2017. No extensions will be granted.

Subject to further order of this court, the matter will be submitted on the date that the last supplemental brief is or could be timely filed under this order or any subsequent order of this court. (See Cal. Rules of Court, rule 8.524(h).)

**S238634**      B266328 Second Appellate District, Div. 2      **PEOPLE v. GARCIA (ISAAC)**

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. Mateo*, S232674 (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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S239494**      C077959 Third Appellate District      **PEOPLE v. DEHUGHES  
(DAVON LOUIS)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. DeHoyos*, S228230, *People v. Page*, S230793, and *People v. Romanowski*, S231405 (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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S239540**      C079797 Third Appellate District      **PEOPLE v. BUSSEY  
(NATHAN ERICK)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Page*, S230793, and *People v. Romanowski*, S231405 (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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S239644**      A146790 First Appellate District, Div. 3      **IN RE D.W.**

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 *In re Ricardo P.*, S230923 (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., Werdegar, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S239686**      B264944 Second Appellate District, Div. 1      **WILSON (STANLEY) v.  
CABLE NEWS NETWORK,  
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 *Park v. Board of Trustees of the California State University*, S229728 (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.

The request for an order directing depublication of the opinion is denied.

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

**S239693**      H043055 Sixth Appellate District      **PEOPLE v. INATOWITZ  
(ANDREAS MARVIN)**

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. Valenzuela*, S232900 (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., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S239701**      F071824 Fifth Appellate District      **PEOPLE v. SANCHEZ (LUIS  
ANTONIO)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Arzate*, S238032, and *People v. Padilla*, S239454 (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., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S239749**      A146470 First Appellate District, Div. 1      **PEOPLE v. VALLEJOS  
(MATTHEW)**

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. DeHoyos*, S228230 (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., Werdegarr, Chin, Corrigan, Liu, Cuéllar, and Kruger, JJ.

**S237174**      A144823 First Appellate District, Div. 2      **HAYWARD (TRACY) v. S.C. (OSUCH)**

Dismissed and remanded to Court of Appeal, First Appellate District, Division Two  
The “Joint Request for Order Dismissing Review Given Entry of Judgment Following Settlement,” filed by the parties on January 27, 2017, is granted.

The “Request for Order Directing Nonpublication of Court of Appeal Opinion Upon Dismissal of Review,” filed January 27, 2017, and the “Request to Depublish,” filed February 14, 2017, are both denied.

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

**S239688**      B265712 Second Appellate District, Div. 5      **MABIN (STARLA) v. KINDRED HEALTHCARE OPERATING, INC.**

Petition ordered withdrawn

The petitioner’s request, filed February 15, 2017, to withdraw the petition for review is granted.

**S238893**      A139230 First Appellate District, Div. 1      **PEOPLE v. SMITH (BAHSSON)**

Petition for review denied

**S239105**      B263224 Second Appellate District, Div. 7      **SORIA (SOFIA) v. UNIVISION RADIO LOS ANGELES, INC.**

Petition for review & depublication request(s) denied

**S239114**      A143768 First Appellate District, Div. 5      **PEOPLE v. VILLAGRAN (JUAN PABLO CRUZ)**

Petition for review denied

**S239118**      F069552 Fifth Appellate District      **PEOPLE v. CHA (KOU)**  
Petition for review denied

**S239119**      E057279 Fourth Appellate District, Div. 2      **PEOPLE v. GARCIA (ERIC GEOVANIE)**

Petitions for review denied

**S239140** B267081 Second Appellate District, Div. 7

Petition for review denied

**BROOKSIDE INVESTMENTS,  
LTD. v. CITY OF EL MONTE**

**S239170** A145283 First Appellate District, Div. 5

Petition for review denied

**TANGUILIG (BERNADETTE)  
v. BLOOMINGDALE'S, INC.**

**S239200** A145521 First Appellate District, Div. 1

Petition for review denied

**IN RE D.H.**

**S239210** A148753 First Appellate District, Div. 1

Petition for review denied

**H. (D.) ON H.C.**

**S239243** C076173 Third Appellate District

Petition for review denied

**PEOPLE v. McCAVITT  
(JOSHUA BRANDON)**

**S239264** F069986 Fifth Appellate District

Petition for review denied

**PEOPLE v. MONDINE  
(DEVON CAMDEN)**

**S239265** D069111 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. THIEL (BRETT  
HAVEN)**

**S239266** G050971 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. PARGA (DAVID  
ANTHONY)**

**S239281** B260138 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. PIEPOLI II (JOHN  
MICHAEL)**

**S239303** B267218 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. HALL (RODRICK CLAY)**

**S239306** B267036 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. LEDESMA (SAVIAN)**

**S239344** G052013 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. GRAJEDA (JAMES MARTIN)**

**S239360** B265380 Second Appellate District, Div. 1

Petition for review denied

**WEIDEMAN (MARGARET PAULINE) v. MISETICH (MATILDA LOUISE)**

**S239390** C078665 Third Appellate District

Petition for review & depublication request(s) denied

**TIDWELL ENTERPRISES, INC. v. FINANCIAL PACIFIC INSURANCE COMPANY, INC.**

**S239393** A143961 First Appellate District, Div. 3

Petition for review denied

**IRVING (ANITA) v. SOLARCITY CORPORATION**

**S239398** C078933 Third Appellate District

Petition for review denied

**PEOPLE v. SANGHERA (MANGAL SINGH)**

**S239400** H038508 Sixth Appellate District

Petition for review denied

**PEOPLE v. ESPINOZA (CARLOS)**

**S239401** B279518 Second Appellate District, Div. 5

Petition for review denied

**HARRISON (DAVION) v. S.C.  
(PEOPLE)**

**S239407** B252979 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. STANLEY  
(JOSEPH CARL)**

**S239437** A145446 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BOND (SHIVA)**

**S239450** B268820 Second Appellate District, Div. 8

Petition for review denied

**FOXEN (CHRISTINE) v.  
CARPENTER (JOHN)**

**S239475** B261414 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. TAMAYO-  
FLORES (MAXIMO)**

**S239517** E063316 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. EDWARDS  
(RICKY MOSES)**

**S239523** A143133 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. LITTMAN  
(MICHAEL ALAN)**

**S239524** D070693 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CRUZ-SANCHEZ  
(NAZARIO ENRIQUE)**

**S239526** C077077 Third Appellate District

Petition for review denied

**GEE (LINDA) v.  
ESTATE OF JAMES  
CHARLES JEWETT**

**S239542** B270351 Second Appellate District, Div. 6

Petition for review denied

**SMITH (WILLIAM CRAIG) v.  
CALIFORNIA COMMISSION  
ON TEACHER  
CREDENTIALING**

**S239565** B268337 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. DeSANTIAGO  
(SERGIO PEREZ)**

**S239578** D069066 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MORA (JOE)**

**S239588** B267363 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. WEBB (VICTOR  
WAYNE)**

**S239633** A149828 First Appellate District, Div. 5

Petition for review denied

**LOPEZ, JR., (ADRIAN) ON  
H.C.**

**S239634** B269136 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. GONZALEZ  
(SUZIE E.)**

**S239647** C080137 Third Appellate District

Petition for review denied

**PEOPLE v. WATKINS  
(FREEMAN JAMES)**

**S239648** E064239 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. FIGUEROA  
(IRENE)**

**S239650** D069210 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CHAMBERLIN  
(MATT MARK)**



**S239653** G051109 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. SEPULVEDA  
(JESUS)**

**S239669** A143542/A144537 First Appellate District, Div. 1

Petition for review denied

**HIDDEN GLEN PARTNERS  
LLC v. CITY OF NAPA**

**S239671** B279781 Second Appellate District, Div. 6

Petition for review denied

**GOMEZ (GUSTAVO) ON H.C.**

**S239673** E062278 Fourth Appellate District, Div. 2

Petition for review denied

**MORSCHAUSER (WILLIAM  
G.) v. CONTINENTAL  
CAPITAL, LLC**

**S239679** E063230 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SHAFFER  
(RONALD FABIAN)**

**S239680** F074911 Fifth Appellate District

Petition for review denied

**WATKINS (DENNIS) v. S.C.  
(500 CLUB BAR & GRILL)**

**S239689** B266611 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. MILLER (CURTIS  
EUGENE)**

**S239692** B268566 Second Appellate District, Div. 6

Petition for review denied

**IN RE J.T.**

**S239699** G052226 Fourth Appellate District, Div. 3

Petition for review denied

**HEURLIN (DEBRA M.) v.  
CITIMORTGAGE, INC.**

**S239702** B262373 Second Appellate District, Div. 7  
Petition for review denied

**PEOPLE v. WHITE (LAMAR)**

**S239703** A145537 First Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. FRANCE  
(MICHAEL RAY)**

**S239705** A146510 First Appellate District, Div. 5  
Petition for review denied

**PEOPLE v. TIERNEY  
(MICHAEL SHANE)**

**S239706** B267193 Second Appellate District, Div. 8  
Petition for review denied

**PEOPLE v. CLINTON  
(MARKEITH ANTIONE)**

**S239709** C080447 Third Appellate District  
Petition for review denied

**PEOPLE v. O'NEIL  
(TERRENCE RENE)**

**S239710** B262470 Second Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. ELEBY (KEVIN)**

**S239717** C083752 Third Appellate District  
Petition for review denied

**McCARTY (KENNETH) ON  
H.C.**

**S239719** D068459 Fourth Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. AHMED  
(MAHAD)**

**S239725** C083753 Third Appellate District  
Petition for review denied

**McCARTY, JR., (KENNETH  
G.) ON H.C.**

**S239728** E063205 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. McCRUMB  
(WILLIAM PAUL)**

**S239729**

Petition for writ of mandate/prohibition denied

**SOLANO (CARLOS) v.  
COURT OF APPEAL,  
SECOND APPELLATE  
DISTRICT, DIVISION SEVEN  
(PEOPLE)**

**S239733**

Petition for writ of mandate/prohibition denied

**DELGADO (RICARDO) v.  
SUPREME COURT OF  
CALIFORNIA (PEOPLE)**

**S239734** B271370 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. DIAZ (DONATY  
ANTHONY)**

**S239741** B279965 Second Appellate District, Div. 5

Petition for review denied

**NATHAN (ERIC L.) v. S.C.  
(PEOPLE)**

**S239747** E063908 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ALKEMA, JR.,  
(JAMES HENRY)**

**S239748** C081656 Third Appellate District

Petition for review denied

**PEOPLE v. DRAUGHTY  
(AVERY DERWIN)**

**S239887** B280247 Second Appellate District, Div. 8

**UNITED GRAND  
CORPORATION v. S.C.  
(MALIBU HILLBILLIES,  
LLC)**

The motion to augment the record is denied.  
The petition for review and application for stay are denied.

**S239977** A150008 First Appellate District, Div. 2

**THOMAS DEE  
ENGINEERING COMPANY,  
INC. v. KHTIKIAN (WARREN  
KENT)**

Petition for review & application for stay denied

**S240185** B280700 Second Appellate District, Div. 4

**HOLLINS LAW v. S.C.  
(FRYMER)**

Petition for review & application for stay denied

**S240241**

**BLUE WATER SUNSET, LLC  
v. COURT OF APPEAL,  
SECOND APPELLATE  
DISTRICT, DIVISION TWO  
(MARKOWITZ)**

Petition for writ of mandate/prohibition & application for stay denied  
The petition for writ of mandate or prohibition and request for stay are denied without prejudice to the filing of a petition for review. (Cal. Rules of Court, rule 8.500(b)(4).)

**S239476**

**COLLIER (TRACY) ON H.C.**

Petition for writ of habeas corpus denied

**S239482**

**BROWN (JAVONE LAMAR)  
ON H.C.**

Petition for writ of habeas corpus denied

**S239547**

**EISON (ROBERT LEE) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S239548****DRISCOLL (KEVIN DANIEL)  
ON H.C.**

Petition for writ of habeas corpus denied

**S239604****STONE (AARON PARNELL)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Miller* (1941) 17 Cal.2d 734, 735.)

**S239605****BEAL (LaFRANCE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Miller* (1941) 17 Cal.2d 734, 735.)

**S239618****McCLELLAN (DEON) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S239621****DIAZ (GERARDO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S239638****GRAY (BEAU HOUSTON) ON  
H.C.**

Petition for writ of habeas corpus denied

**S239640****PROFFITT (FABIAN  
ALEXANDER) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S239642****CUMMINGS (MARK LEE)  
ON H.C.**

Petition for writ of habeas corpus denied

**S239643****FLORES (GEORGE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S239667****DODSON (TYUN SOCKEE)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S239712****ADAMS (BRIAN TRENT) ON  
H.C.**

Petition for writ of habeas corpus denied

**S239721****COOK (ERIC DARNELL) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S239722****JACKSON (DaJUAN  
MALCOLM) ON H.C.**

Petition for writ of habeas corpus denied

**S239726****GALAFATE (LENNY  
PETERSEN) ON H.C.**

Petition for writ of habeas corpus denied

**S239856****RAZAVI (MICHAEL M.) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S239695** E064187/E064207 Fourth Appellate District, Div. 2 **CREED-21 v. CITY OF  
MORENO VALLEY (ALDI  
INC.)**

Publication request denied (case closed)

**S155160****PEOPLE v. RAMIREZ  
(IRVING ALEXANDER)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Maria Morga's representation that the appellant's reply brief is anticipated to be filed by July 17, 2017, counsel's request for an extension of time in which to file that brief is granted to April 18, 2017. After that date, only two further extensions totaling about 89 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).)

**S236131****RIVAS (HARRY ISAAC) 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 April 3, 2017.

**S236765****LIBERTY SURPLUS  
INSURANCE  
CORPORATION; LIBERTY  
INSURANCE  
UNDERWRITERS, INC. v.  
LEDESMA & MEYER  
CONSTRUCTION  
COMPANY, INC.; LEDESMA  
(JOSEPH); MEYER (KRIS)**

Extension of time granted

On application of appellants and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to April 10, 2017.

**S004762****PEOPLE v. ZAPIEN  
(CONRAD JESS)**

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed lead counsel for permission to withdraw as attorney of record for condemned inmate Conrad Jess Zapien, filed February 7, 2017, is granted. The order appointing David R. Reed as lead counsel of record for condemned inmate Conrad Jess Zapien, filed October 17, 1996, is hereby vacated.

Tracy J. Dressner is hereby appointed as lead counsel of record for condemned inmate Conrad Jess Zapien. Counsel is appointed for purposes of all postconviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

Jay L. Lichtman remains as appointed associate counsel of record for condemned inmate Conrad

Jess Zapien.

**S216791**

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

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Christian C. Buckley is hereby appointed to represent appellant Robert Gonzales Castro for the direct appeal in the above automatic appeal now pending in this court.

**S047868**

**PEOPLE v. GEORGE  
(JOHNATON SAMPSON)**

Order filed

On the court's own motion, appellant's reply brief must be served and filed on or before March 31, 2017. If the brief is not filed by that date, the court will issue an order directing appellant's counsel, Bruce Eric Cohen, to show cause before this court, when the matter is ordered on calendar, why counsel should not be held in contempt of court and other sanctions should not be imposed for the delay in the appellate process caused by the failure to timely file the reply brief.

**S200805**

**KHAN ON DISCIPLINE**

Motion granted

The motion to modify and correct the terms and conditions of probation in the above entitled matter is granted. The order filed on June 28, 2012, imposing the recommended discipline on KAMRAN NIHAL KHAN, State Bar Number 256979, is hereby amended to read in its entirety: The court orders that KAMRAN NIHAL KHAN, State Bar Number 256979, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. KAMRAN NIHAL KHAN is suspended from the practice of law for a minimum of the first 18 months of probation, and he will remain suspended until the following requirements are satisfied:
  - i. He makes restitution to the following payees (or reimburses the Client Security Fund, to the extent of any payment from the fund to the payees, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles:
    - (1) Allen Natseway in the amount of \$1,500 plus 10 percent interest per year from December 2, 2009;
    - (2) The Client Security Fund on behalf of Almaden Homes, LLC in the amount of \$2,970 plus 10 percent interest per year from November 12, 2009;
    - (3) Angela Elizabeth Trinh in the amount of \$750 plus 10 percent interest per year from March 4, 2010;
    - (4) Annie Jones in the amount of \$600 plus 10 percent interest per year from



- November 6, 2009;
- (5) Anthony and Tiffany Lenci in the amount of \$1,500 plus 10 percent interest per year from July 15, 2010;
  - (6) Arturo Soto in the amount of \$3,500 plus 10 percent interest per year from May 1, 2010;
  - (7) Arun Singh in the amount of \$1,250 plus 10 percent interest per year from March 27, 2010;
  - (8) AT Engineering Services in the amount of \$2,000 plus 10 percent interest per year from November 23, 2009;
  - (9) Barbara Rathbun in the amount of \$1,450 plus 10 percent interest per year from November 2, 2009;
  - (10) Brian and Heather Mount in the amount of \$1,500 plus 10 percent interest per year from April 8, 2010;
  - (11) Cal and Michelle Sherrouse in the amount of \$2,000 plus 10 percent interest per year from July 24, 2010;
  - (12) Carmelo Pacheco in the amount of \$1,500 plus 10 percent interest per year from October 31, 2009;
  - (13) Cesar Bacamante Umali in the amount of \$1,000 plus 10 percent interest per year from July 19, 2010;
  - (14) Curtis Byerly in the amount of \$2,500 plus 10 percent interest per year from November 13, 2009;
  - (15) Cynthia Champlin in the amount of \$5,000 plus 10 percent interest per year from November 30, 2009;
  - (16) David Kimani in the amount of \$650 plus 10 percent interest per year from November 3, 2009;
  - (17) Debt Services in the amount of \$1,000 plus 10 percent interest per year from December 8, 2009;
  - (18) Deepak Kumar in the amount of \$1,250 plus 10 percent interest per year from April 30, 2010;
  - (19) Ecomar International Inc. in the amount of \$1,000 plus 10 percent interest per year from June 23, 2010;
  - (20) Edward K. Nishi in the amount of \$1,750 plus 10 percent interest per year from October 30, 2009;
  - (21) Gary and Cindy Knight in the amount of \$1,500 plus 10 percent interest per year from March 9, 2010;
  - (22) Gerald Ambrose in the amount of \$3,000 plus 10 percent interest per year from February 2, 2010;
  - (23) Hector and Gabriela Marqueda in the amount of \$3,500 plus 10 percent interest per year from April 2, 2010;
  - (24) Herbert Kerschbauer in the amount of \$1,500 plus 10 percent interest per year from October 30, 2009;
  - (25) Hurberto Costa in the amount of \$1,500 plus 10 percent interest per year from December 10, 2009;
  - (26) Inez German in the amount of \$1,250 plus 10 percent interest per year from

- May 15, 2010;
- (27) Innovative Action in the amount of \$3,500 plus 10 percent interest per year from January 22, 2010;
  - (28) Irene and Miguel Garcia in the amount of \$1,000 plus 10 percent interest per year from April 14, 2010;
  - (29) Jaime Ann Calloway in the amount of \$3,000 plus 10 percent interest per year from July 8, 2010;
  - (30) Jay Thuyen Vo in the amount of \$950 plus 10 percent interest per year from January 8, 2010;
  - (31) Jean Dufresne in the amount of \$3,000 plus 10 percent interest per year from October 30, 2009;
  - (32) Jeannie Dillard in the amount of \$500 plus 10 percent interest per year from November 30, 2009;
  - (33) Jeff Rose in the amount of \$750 plus 10 percent interest per year from November 30, 2009;
  - (34) John and Dana Christopher in the amount of \$3,000 plus 10 percent interest per year from March 24, 2010;
  - (35) Joseph Markow in the amount of \$5,500 plus 10 percent interest per year from November 3, 2009;
  - (36) Josh Cartwright in the amount of \$3,500 plus 10 percent interest per year from April 5, 2010;
  - (37) Joy Hickman and William Crews in the amount of \$1,300 plus 10 percent interest per year from May 31, 2010;
  - (38) Judy A. Nelson in the amount of \$1,500 plus 10 percent interest per year from November 16, 2009;
  - (39) Karen Martinez in the amount of \$750 plus 10 percent interest per year from November 1, 2009;
  - (40) Lance Storey in the amount of \$1,500 plus 10 percent interest per year from October 24, 2009;
  - (41) Laudalina B. Valentine in the amount of \$3,000 plus 10 percent interest per year from November 4, 2009;
  - (42) Lea Giddens in the amount of \$1,500 plus 10 percent interest per year from January 13, 2010;
  - (43) Leonardo Escobedo in the amount of \$2,900 plus 10 percent interest per year from November 3, 2009;
  - (44) Linda Killebrew in the amount of \$2,500 plus 10 percent interest per year from March 29, 2010;
  - (45) Loie Rivera in the amount of \$3,500 plus 10 percent interest per year from April 3, 2010;
  - (46) Manuel and Julieta Nacpil in the amount of \$3,500 plus 10 percent interest per year from March 23, 2010;
  - (47) Mark Seay in the amount of \$2,500 plus 10 percent interest per year from May 11, 2010;
  - (48) Martin Brown in the amount of \$750 plus 10 percent interest per year from

- November 12, 2009;
- (49) Mary Carter in the amount of \$750 plus 10 percent interest per year from February 3, 2010;
- (50) Melvin Burt in the amount of \$2,000 plus 10 percent interest per year from January 12, 2010;
- (51) Michael E. Ward in the amount of \$995 plus 10 percent interest per year from November 16, 2009;
- (52) Michael Kitzman in the amount of \$2,500 plus 10 percent interest per year from December 17, 2009;
- (53) Michael Ward in the amount of \$1,000 plus 10 percent interest per year from November 3, 2009;
- (54) Michael Ybarra in the amount of \$2,500 plus 10 percent interest per year from January 17, 2010;
- (55) Mike Westman in the amount of \$2,700 plus 10 percent interest per year from October 31, 2009;
- (56) Nor Cal KRS in the amount of \$3,500 plus 10 percent interest per year from December 29, 2009;
- (57) Norman Orr in the amount of \$1,000 plus 10 percent interest per year from November 15, 2009;
- (58) Pravika Nand in the amount of \$500 plus 10 percent interest per year from March 24, 2010;
- (59) Pamela Couch in the amount of \$1,490 plus 10 percent interest per year from November 11, 2009;
- (60) Patrick Miller in the amount of \$2,500 plus 10 percent interest per year from February 16, 2010;
- (61) Peggy Bishop in the amount of \$1,500 plus 10 percent interest per year from October 30, 2009;
- (62) Renee Carrico in the amount of \$2,800 plus 10 percent interest per year from April 29, 2010;
- (63) Renee Dunbar in the amount of \$2,000 plus 10 percent interest per year from November 23, 2009;
- (64) Ricardo Cerda in the amount of \$1,500 plus 10 percent interest per year from November 30, 2009;
- (65) Richard Finnerty in the amount of \$2,500 plus 10 percent interest per year from February 22, 2010;
- (66) Richard Olivas in the amount of \$4,000 plus 10 percent interest per year from November 6, 2009;
- (67) Ron Gray in the amount of \$2,000 plus 10 percent interest per year from April 17, 2010;
- (68) Ryan Panopio in the amount of \$1,000 plus 10 percent interest per year from July 27, 2010;
- (69) Sabrina Carthan in the amount of \$2,000 plus 10 percent interest per year from February 11, 2010;
- (70) Saing Enterprises, Inc. in the amount of \$2,750 plus 10 percent interest per

- year from March 19, 2010;
- (71) Saing Suen in the amount of \$750 plus 10 percent interest per year from March 10, 2010;
  - (72) Saint Brown in the amount of \$995 plus 10 percent interest per year from November 17, 2009;
  - (73) Sandra Jenkins in the amount of \$1,495 plus 10 percent interest per year from November 3, 2009;
  - (74) Sharla or Grover La Porte in the amount of \$3,500 plus 10 percent interest per year from February 19, 2010;
  - (75) The Client Security Fund on behalf of Soon Lee in the amount of \$1,500 plus 10 percent interest per year from December 2, 2009;
  - (76) Steve and Tammy Kibler in the amount of \$1,500 plus 10 percent interest per year from July 15, 2010;
  - (77) Taeleipu Liliu in the amount of \$1,500 plus 10 percent interest per year from November 30, 2009;
  - (78) Timothy and Darlene Pruitt in the amount of \$1,500 plus 10 percent interest per year from April 2, 2010;
  - (79) Todd D. Arnold in the amount of \$500 plus 10 percent interest per year from January 6, 2010;
  - (80) Valerie Zeune in the amount of \$745 plus 10 percent interest per year from November 2, 2009;
  - (81) Vincent and Denise Bravo in the amount of \$2,400 plus 10 percent interest per year from May 30, 2010;
  - (82) Yanira Vasquez in the amount of \$995 plus 10 percent interest per year from November 6, 2009;
  - (83) Zabrina Garcia/Beatrice Moron in the amount of \$2,500 plus 10 percent interest per year from May 26, 2010;
  - (84) Wayne and Joanne McNerney in the amount of \$2,612 plus 10 percent interest per year from August 27, 2009;
  - (85) Wanda Taylor in the amount of \$2,500 plus 10 percent interest per year from October 19, 2009; and
- ii. He provides proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
- 2. KAMRAN NIHAL KHAN 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 January 12, 2012.
  - 3. At the expiration of the period of probation, if KAMRAN NIHAL KHAN has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.
- KAMRAN NIHAL KHAN must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

KAMRAN NIHAL KHAN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S232568**

**WALDON (BILLY RAY) ON  
H.C.**

Order filed

The objection of the Office of the State Public Defender to this court's order of September 21, 2016, appointing Judge Michael Smyth as this court's referee is overruled. The September 21, 2016, order remains in effect.

**S238995**

**DONGES (SHAWN CURTIS)  
ON H.C.**

Motion to file document under seal denied

Petitioner's "Motion to File Exhibits Under Seal," filed on December 19, 2016, is denied. (Cal. Rules of Court, rules 2.550, 2.551, and 8.46.) The clerk of this court is directed to return "Exhibits in Support of Petition for Writ of Habeas Corpus, Volumes II and III," lodged conditionally under seal in this court on December 19, 2016, to counsel for petitioner, unless petitioner notifies the clerk in writing within 10 days after the date of this order that the lodged exhibits are to be filed as part of the public record. (See Cal. Rules of Court, rule 8.46(d)(7).)

**S239953**

**INGRAM (CURTIS) v. S.C.  
(PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

**S239698**

**ACCUSATION OF NOVELO**

Petition denied

(accusation)

**S239720**

**ACCUSATION OF LAUE**

Petition denied

(accusation)

**S239736**

Petition denied

(accusation)

**ACCUSATION OF BROWN****S239868**

Petition denied

(accusation)

**ACCUASTION OF GRAY****S237476****ROBERTSON ON  
DISCIPLINE**

Petition for review denied; disbarred

The petition for review is denied.

The court orders that WADE ANTHONY ROBERTSON, State Bar Number 217899, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

WADE ANTHONY ROBERTSON must make restitution to William C. Cartinhour, Jr., in the amount of \$3,500,000, plus 10 percent interest per year from April 20, 2006 (or to the Client Security Fund to the extent of any payment from the Fund to him, in accordance with Business and Professions Code section 6140.5).

WADE ANTHONY ROBERTSON must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238640****SCHEER ON DISCIPLINE**

Petition for review denied; recommended discipline imposed

The petition for review is denied.

The court orders that MARILYN SUE SCHEER, State Bar Number 132544, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and is placed on probation for three years subject to the following conditions:

1. MARILYN SUE SCHEER is suspended from the practice of law until the following requirements are satisfied:
  - a. She makes restitution to the following payees (or reimburses the Client Security Fund, to the extent of any payment from the fund to the payees, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles:
    - (1) Aderito Pereira in the amount of \$4,000 plus 10 percent interest per year from March 20, 2010;
    - (2) Bom-Singh and Suhila Ranabhat in the amount of \$3,500 plus 10 percent interest per year from January 15, 2010;
    - (3) Maynard and Karen Osborne in the amount of \$4,500 plus 10 percent interest per year from May 7, 2010; and

- (4) Lisa Hairston-Jones and Winston M. Jones in the amount of \$6,000 plus 10 percent interest per year from March 17, 2010.
  - b. In the event that the period of SCHEER's resulting actual suspension lasts for two years or longer, she must also provide proof to the State Bar Court of her rehabilitation, fitness to practice, and present learning and ability in the general law before her suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. MARILYN SUE SCHEER must also comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on September 28, 2016.
  3. At the expiration of the period of probation, if MARILYN SUE SCHEER has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

If MARILYN SUE SCHEER remains actually suspended for 90 days or more, she 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 120 and 130 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238921****STONEMAN II ON  
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JAMES PATRICK STONEMAN II, State Bar Number 94523 is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JAMES PATRICK STONEMAN II must make restitution to the following payees:

- (1) Darla Drendel in the amount of \$2,500 plus 10 percent interest per year from November 16, 2014;
- (2) Erasto Badillo in the amount of \$5,000 plus 10 percent interest per year from March 1, 2015;
- (3) Musa Ntshingila in the amount of \$3,000 plus 10 percent interest per year from February 1, 2015; and
- (4) Lisa Staley in the amount of \$3,500 plus 10 percent interest per year from October 20, 2015.

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

JAMES PATRICK STONEMAN II must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238966****DeCLUE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JOSEPH LYNN DeCLUE, State Bar Number 163954, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JOSEPH LYNN DeCLUE must make restitution to the following payees:

- (1) Judy Saucedo in the amount of \$25,000 plus 10 percent interest per year from January 7, 2014;
- (2) Tanisha Colon in the amount of:
  - (a) \$1,506 plus 10 percent interest per year from November 1, 2012;
  - (b) \$1,000 plus 10 percent interest per year from April 1, 2013; and
  - (c) \$1,700 plus 10 percent interest per year from August 1, 2013;
- (3) Eric and Aletheia Guzman in the amount of \$4,000 plus 10 percent interest per year from November 1, 2013; and
- (4) Albert Harnden in the amount of:
  - (a) \$7,000 plus 10 percent interest per year from September 1, 2013; and
  - (b) \$5,000 plus 10 percent interest per year from October 11, 2013.

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

JOSEPH LYNN DeCLUE must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238967****MURRAY ON DISCIPLINE**

Recommended discipline imposed

The court orders that ROBERT ALAN MURRAY, State Bar Number 228691, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. ROBERT ALAN MURRAY is suspended from the practice of law for the first year of probation;
2. ROBERT ALAN MURRAY must comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on November 10, 2016; and
3. At the expiration of the period of probation, if ROBERT ALAN MURRAY has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

ROBERT ALAN MURRAY must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

ROBERT ALAN MURRAY must also comply with California Rules of Court, rule 9.20, and



perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238968****BINKLEY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DARYL LYNN BINKLEY, State Bar Number 254326, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

DARYL LYNN BINKLEY must make restitution to Yon Wells in the amount of \$750 plus 10 percent interest per year from April 17, 2015. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

DARYL LYNN BINKLEY must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238969****CHASE ON DISCIPLINE**

Recommended discipline imposed

The court orders that ALEXANDER CHASE, State Bar Number 256763, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. ALEXANDER CHASE is suspended from the practice of law for the first 90 days of probation;
2. ALEXANDER CHASE 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 November 8, 2016; and
3. At the expiration of the period of probation, if ALEXANDER CHASE has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

ALEXANDER CHASE must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

ALEXANDER CHASE must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or

suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2018, 2019, and 2020. If ALEXANDER CHASE fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

**S238970****FAZLI ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that KATAYOUN T. FAZLI, State Bar Number 289425, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

KATAYOUN T. FAZLI must make restitution to Joseph Jaramillo in the amount of \$1,000 plus 10 percent interest per year from May 26, 2015. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

KATAYOUN T. FAZLI must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238971****FRENCH ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that ROBERT MARSHALL FRENCH, State Bar Number 98654, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

ROBERT MARSHALL FRENCH must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238978****GALINDO ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that STEPHEN EDWARD GALINDO, State Bar Number 76481, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

STEPHEN EDWARD GALINDO must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238985****JOSSERAND XIII ON  
DISCIPLINE**

Recommended discipline imposed

The court orders that PETER JOSSERAND XIII, State Bar Number 146182, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. PETER JOSSERAND XIII must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 31, 2016; and
2. At the expiration of the period of probation, if PETER JOSSERAND XIII has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

PETER JOSSERAND XIII must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238989****ROUSE ON DISCIPLINE**

Recommended discipline imposed

The court orders that KEITH FRANKLIN ROUSE, State Bar Number 170559, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. KEITH FRANKLIN ROUSE is suspended from the practice of law for the first 60 days of probation;
2. KEITH FRANKLIN ROUSE 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 November 14, 2016; and
3. At the expiration of the period of probation, if KEITH FRANKLIN ROUSE has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

KEITH FRANKLIN ROUSE must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section

6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2018, 2019, and 2020. If KEITH FRANKLIN ROUSE fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

**S238992****SWIHART ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that THOMAS MELVIN SWIHART, State Bar Number 98564, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. THOMAS MELVIN SWIHART must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238994****TIPLER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JAMES HARVEY TIPLER, State Bar Number 80748, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys. JAMES HARVEY TIPLER must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238998****WILSON ON DISCIPLINE**

Recommended discipline imposed

The court orders that FRANK RUSSELL WILSON, State Bar Number 185591, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. FRANK RUSSELL WILSON is suspended from the practice of law for the first 90 days of probation;
2. FRANK RUSSELL WILSON 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 November 8, 2016; and
3. At the expiration of the period of probation, if FRANK RUSSELL WILSON has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

FRANK RUSSELL WILSON must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

FRANK RUSSELL WILSON must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S238927****JACOBOVITZ ON  
RESIGNATION**

Resignation declined

This court, having considered the request, declines to accept the voluntary resignation with charges pending of VICTOR JACOBOVITZ, State Bar Number 66297, as a member of the State Bar of California. (Cal. Rules of Court, rule 9.21(d).) VICTOR JACOBOVITZ remains on inactive status. (Cal. Rules of Court, rule 9.21(a).) He may move the State Bar Court to be restored to active status, at which time the Office of the Chief Trial Counsel may demonstrate any basis for his continued ineligibility to practice law. The State Bar Court will expedite the resolution of any request by VICTOR JACOBOVITZ to be restored to active status. Any return to active status will be conditioned on VICTOR JACOBOVITZ's payment of any dues, penalty payments, and restitution owed by him. The underlying disciplinary matter should proceed promptly.

**S238987****O'KEEFE ON RESIGNATION**

Resignation declined

This court, having considered the request, declines to accept the voluntary resignation with charges pending of CHRISTOPHER JAMES O'KEEFE, State Bar Number 165197, as a member of the State Bar of California. (Cal. Rules of Court, rule 9.21(d).) CHRISTOPHER JAMES O'KEEFE remains on inactive status. (Cal. Rules of Court, rule 9.21(a).) He may move the State Bar Court to be restored to active status, at which time the Office of the Chief Trial Counsel may demonstrate any basis for his continued ineligibility to practice law. The State Bar Court will expedite the resolution of any request by CHRISTOPHER JAMES O'KEEFE to be restored to active status. Any return to active status will be conditioned on CHRISTOPHER JAMES O'KEEFE's payment of any dues, penalty payments, and restitution owed by him. The underlying disciplinary matter should proceed promptly.

**S240099****CRACRAFT ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of TEAL ANDERSON CRACRAFT, State Bar Number 243462, as a member of the State Bar of California is accepted.

TEAL ANDERSON CRACRAFT must also 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.

**S240298****ANDERSEN ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of M. STEVEN ANDERSEN, State Bar Number 65046, as a member of the State Bar of California is accepted.

M. STEVEN ANDERSEN must also 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.

**S240300****COBURN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of STEVEN JOHN COBURN, State Bar Number 109281, as a member of the State Bar of California is accepted.

STEVEN JOHN COBURN must also 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.

**S240302****CONNER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of TRACY ERIN CONNER, State Bar Number 111319, as a member of the State Bar of California is accepted.

TRACY ERIN CONNER must also 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.

**S240303****EMMONS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PATRICIA A. EMMONS, State Bar Number 88289, as a member of the State Bar of California is accepted.

PATRICIA A. EMMONS must also 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.

**S240304****GOSTLOW ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GARETH ANDREW GOSTLOW, State Bar Number 188161, as a member of the State Bar of California is accepted.

GARETH ANDREW GOSTLOW must also 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.

**S240305****GROTH ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BARBARA JOAN GROTH, State Bar Number 82237, as a member of the State Bar of California is accepted.

BARBARA JOAN GROTH must also 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.

**S240307****HARRELL ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JACK FREDERICK HARRELL, State Bar Number 47967, as a member of the State Bar of California is accepted.

JACK FREDERICK HARRELL must also 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.

**S240308****HENDERSON III ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ANDREW MITCHELL HENDERSON III, State Bar Number 102348, as a member of the State Bar of California is accepted.

ANDREW MITCHELL HENDERSON III must also 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.

**S240309****LYON ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RANDALL CRAIG LYON, State Bar Number 54019, as a member of the State Bar of California is accepted.

RANDALL CRAIG LYON must also 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.

**S240310****PARROTT ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JEFFREY MICHAEL PARROTT, State Bar Number 90126, as a member of the State Bar of California is accepted.

JEFFREY MICHAEL PARROTT must also 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.