

***[NO MINUTES WERE GENERATED FOR
MONDAY, MARCH 23, 2015]***

477

**SUPREME COURT MINUTES
TUESDAY, MARCH 24, 2015
SAN FRANCISCO, CALIFORNIA**

S104665

**PEOPLE v. POORE
(CHRISTOPHER ERIC)**

Extension of time granted

Good cause appearing, and based upon counsel R. Clayton Seaman, Jr.'s representation that the appellant's opening brief is anticipated to be filed by December 10, 2015, counsel's request for an extension of time in which to file that brief is granted to May 11, 2015. After that date, only four further extensions totaling about 214 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).)

S118775

**PEOPLE v. WILSON
(JAVANCE MICKEY)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Craig Buckser's representation that the appellant's reply brief is anticipated to be filed by January 20, 2016, counsel's request for an extension of time in which to file that brief is granted to May 22, 2015. After that date, only four further extensions totaling about 240 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).)

S149039

**PEOPLE v. AGUAYO
(JOSEPH MORENO)**

Extension of time granted

Good cause appearing, and based upon counsel Pamala Sayasane's representation that the appellant's reply brief is anticipated to be filed by January 29, 2016, counsel's request for an extension of time in which to file that brief is granted to May 15, 2015. After that date, only five further extensions totaling about 258 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, and based upon Deputy State Public Defender Karen Hamilton's representation that the appellant's opening brief is anticipated to be filed by May 20, 2015, counsel's request for an extension of time in which to file that brief is granted to May 20, 2015. After that date, no further extension will be granted.

S166315**WILSON (ANDRE GERALD)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Xiomara Costello's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by October 6, 2015, counsel's request for an extension of time in which to file that document is granted to May 8, 2015. After that date, only three further extensions totaling about 150 additional days are contemplated.

S170293**PEOPLE v. DENNIS (CALVIN
JERMAINE) & INGRAM
(REYON TWAIN)**

Extension of time granted

On application of appellant Calvin Dennis and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to May 22, 2015.

S174455**PEOPLE v. RIVERA
(SAMUEL RAMON)**

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 April 28, 2015.

S181555**PEOPLE v. MARTIN
(VALERIE DEE)**

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.

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 May 7, 2015.

S185201**PEOPLE v. ALDANA
(ROMAN GABRIEL)**

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 May 22, 2015.

S188525**THOMPSON (JAMES ALVIN)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Michael W. Clough's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by October 30, 2015, counsel's request for an extension of time in which to file that document is granted to May 26, 2015. After that date, only three further extensions totaling about 156 additional days are contemplated.

S219919 B246527 Second Appellate District, Div. 5**HAVER (JOSHUA) v. BNSF
RAILWAY COMPANY**

Extension of time granted

On application of Western States Petroleum Association and good cause appearing, it is ordered that the time to serve and file the amicus curiae is extended to April 22, 2015.

S222187**DANIELS (DAVID SCOTT)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Larenda R. Delaini's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by August 24, 2015, counsel's request for an extension of time in which to file that document is granted to May 26, 2015. After that date, only two further extensions totaling about 90 additional days are contemplated.

S223461**HENDERSON (PAUL
NATHAN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Jennifer A. Jadovitz's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by September 1, 2015, counsel's request for an extension of time in which to file that document is granted to May 29, 2015. After that date, only two further extensions totaling about 95 additional days are contemplated.

S223603 D063288 Fourth Appellate District, Div. 1 **CLEVELAND NATIONAL
FOREST FOUNDATION v.
SAN DIEGO ASSOCIATION
OF GOVERNMENTS
(PEOPLE)**

Extension of time granted

On application of appellants and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to May 11, 2015.

S223698 A125542 First Appellate District, Div. 2 **PEOPLE v. BUZA (MARK)**

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 April 20, 2015.

S223825 F067946 Fifth Appellate District **PEOPLE v. VALENCIA
(DAVID JOHN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to May 19, 2015.

S224979 G051473 Fourth Appellate District, Div. 3 **AHMED (KAREEM) v. S.C
(PEOPLE)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to April 13, 2015. Petitioner may then file a reply to the answer on or before April 17, 2015.

No further extension of time will be granted.

S223129 H038588 Sixth Appellate District **PEOPLE v. RODRIGUEZ
(ADAM SERGIO)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Jonathan Berger 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.

S223722 H037353 Sixth Appellate District **PEOPLE v. SANCHEZ (GENE)**
Counsel appointment order filed
Upon request of appellant Michael E. Espana for appointment of counsel, David Martin is hereby appointed to represent appellant on the appeal now pending in this court.

S223722 H037353 Sixth Appellate District **PEOPLE v. SANCHEZ (GENE)**
Counsel appointment order filed
Upon request of appellant Gene Sanchez for appointment of counsel, John Dwyer is hereby appointed to represent appellant on the appeal now pending in this court.

S223722 H037353 Sixth Appellate District **PEOPLE v. SANCHEZ (GENE)**
Counsel appointment order filed
Upon request of appellant Orlando Rojas for appointment of counsel, J. Frank McCabe is hereby appointed to represent appellant on the appeal now pending in this court.

S223722 H037353 Sixth Appellate District **PEOPLE v. SANCHEZ (GENE)**
Counsel appointment order filed
Upon request of appellant Samuel Castro for appointment of counsel, Kyle Gee is hereby appointed to represent appellant on the appeal now pending in this court.

S223799 H039679 Sixth Appellate District **GOMEZ (PEDRO JESUS) v.
S.C. (PEOPLE)**
Counsel appointment order filed
Upon request of petitioner for appointment of counsel, Joseph Courtney Shevelson is hereby appointed to represent petitioner on the appeal now pending in this court.
Petitioner's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

S223799 H039679 Sixth Appellate District **GOMEZ (PEDRO JESUS) v.
S.C. (PEOPLE)**
Counsel appointment order filed
Upon request of petitioner for appointment of counsel, Joel Franklin is hereby appointed to represent petitioner on the appeal now pending in this court.
Petitioner's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

S212072 H038563 Sixth Appellate District**CALIFORNIA BUILDING
INDUSTRY ASSOCIATION v.
CITY OF SAN JOSE
(AFFORDABLE HOUSING
NETWORK OF SANTA
CLARA COUNTY)**

Order filed

The request of counsel for appellants in the above-referenced cause to allow two counsel to argue on behalf of appellants at oral argument is hereby granted.

The request of appellants to allocate to Andrew L. Faber 20 minutes and Melissa Morris 10 minutes of appellants' 30-minute allotted time for oral argument is granted.

S225196 B262433 Second Appellate District, Div. 6**WISMANN (WILLIAM
EDWARD) v. S.C. (PEOPLE)**

Order filed

To permit consideration of the petition for review filed herein, the February 3, 2015, order of the Santa Barbara County Superior Court in *People v. William Edward Wismann*, No. 1434706, authorizing the collection of a DNA sample from petitioner, is hereby stayed pending further order of this court.

S225213**BASHKIROFF (PETER) v.
S.C. (VENTURA PORT
DISTRICT)**

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.

S223623**WINSPUR ON DISCIPLINE**

Recommended discipline imposed

The court orders that MICHELLE YVONNE WINSPUR, State Bar Number 200520, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and she is placed on probation for two years subject to the following conditions:

1. MICHELLE YVONNE WINSPUR is suspended from the practice of law for the first 60 days of probation (with credit given for inactive enrollment, which was effective January 6, 2012 through July 31, 2013 (Bus. & Prof. Code, § 6233));

2. MICHELLE YVONNE WINSPUR must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on October 28, 2014; and
3. At the expiration of the period of probation, if MICHELLE YVONNE WINSPUR has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

MICHELLE YVONNE WINSPUR 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.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,195)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:
(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)