

**SUPREME COURT MINUTES
TUESDAY, MAY 2, 2017
SAN FRANCISCO, CALIFORNIA**

S241569 B282002 Second Appellate District, Div. 6 **GARCIA (RAMIL) v. S.C.
(PEOPLE)**

Petition for review & application for stay denied

S127621 **PEOPLE v. ERSKINE (SCOTT
THOMAS)**

Extension of time granted

Good cause appearing, counsel Kimberly J. Grove's request for an extension of time in which to file the appellant's reply brief is granted to May 16, 2017. After that date, no further extension will be granted.

S157458 **PEOPLE v. BELTRAN
(JULIAN ARTURO)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Shira Seigle Markovich's representation that the respondent's brief is anticipated to be filed by July 1, 2017, counsel's request for an extension of time in which to file that brief is granted to July 3, 2017. After that date, no further extension 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).)

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 June 27, 2017.

S188589 **PEOPLE v. VALLES, JR.,
(PEDRO CORTEZ)**

Extension of time granted

Good cause appearing, and based upon counsel Lisa R. Short's representation that the appellant's opening brief is anticipated to be filed by February 28, 2018, counsel's request for an extension of time in which to file that brief is granted to June 27, 2017. After that date, only five further

extensions totaling about 245 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).)

S193769

**PEOPLE v. FORTE (MELVIN
EARL)**

Extension of time granted

Good cause appearing, and based upon counsel John F. Schuck's representation that the appellant's opening brief is anticipated to be filed by August 24, 2017, counsel's request for an extension of time in which to file that brief is granted to June 27, 2017. After that date, only one further extension totaling about 57 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).)

S199741

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

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 July 7, 2017.

S201205

**PEOPLE v. MOORE (RYAN
T.)**

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 June 30, 2017.

S210386

**PEOPLE v. LIVINGSTON
(WAYMON)**

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 June 27, 2017.

S226291

HARRIS (KAI) ON H.C.

Extension of time granted

Good cause appearing, and based upon counsel Conrad Petermann's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by July 1, 2017, counsel's request for an extension of time in which to file that document is granted to July 3, 2017. After that date, no further extension is contemplated.

S238354 F069020 Fifth Appellate District

**PEOPLE v. PEREZ, JR.,
(ALFREDO)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to June 5, 2017.

S239122 B269027 Second Appellate District, Div. 6

**PEOPLE v. VALENZUELA
(LUIS DONICIO)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to June 5, 2017.

S239608

**RHODEN (LAWTIS
DONALD) 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 to petition for writ of habeas corpus is extended to June 5, 2017.

S240427

**LUXTON (DALE JAMES) 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 May 12, 2017.

S240498

**ANTON (ROBERT ALAN) 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 May 25, 2017.

S240878 G052538 Fourth Appellate District, Div. 3

**GILL (GUSHARN K.) v.
AIRES (TIMOTHY CARL)**

Extension of time granted

On application of defendants and appellants and good cause appearing, it is ordered that the time to serve and file the reply to answer to petition for review is extended to and including May 5, 2017.

S239432 B266674 Second Appellate District, Div. 3 **PEOPLE v. RODRIGUEZ
(HERACLIO SANCHEZ)**

Counsel appointment order filed

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

S239554 G051907 Fourth Appellate District, Div. 3 **PEOPLE v. TRAN (PHONG
THANH)**

Counsel appointment order filed

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

S239594 **PEOPLE v. CORDER (BRIAN
BOSEMAN)**

Counsel appointment order filed

Upon request of appellant Brian Boseman Corder for appointment of counsel, John Colucci is hereby appointed to represent appellant on the appeal now pending in this court.

S239713 F065807 Fifth Appellate District **PEOPLE v. RODRIGUEZ
(JESUS MANUEL)**

Counsel appointment order filed

Upon request of appellant Edgar Octavio Barajas for appointment of counsel, S. Lynne Klein 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.

S239713 F065807 Fifth Appellate District **PEOPLE v. RODRIGUEZ
(JESUS MANUEL)**

Counsel appointment order filed

Upon request of appellant Jesus Manuel Rodriguez for appointment of counsel, Cara DeVito 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.

S239826 B259708 Second Appellate District, Div. 2 **PEOPLE v. GARCIA (LUIS
ERASMO)**

Counsel appointment order filed

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

S240004 G052488 Fourth Appellate District, Div. 3 **IN RE EDWIN P.**

Counsel appointment order filed

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

S240153 G050907 Fourth Appellate District, Div. 3 **COOK, JR., (ANTHONY MAURICE) ON H.C.**

Counsel appointment order filed

Upon request of petitioner for appointment of counsel, Michael Satris 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 respondent's opening brief on the merits is filed.

S240503 D070215 Fourth Appellate District, Div. 1 **PEOPLE v. TRUJILLO (JESSE)**

Counsel appointment order filed

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

S240615 H042551 Sixth Appellate District **PEOPLE v. LOWERY (BRIAN LEE)**

Counsel appointment order filed

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

S149039 **PEOPLE v. AGUAYO (JOSEPH MORENO)**

Motion for access to sealed record granted

Respondent's "Motion for Access to Sealed Penal Code Section 987.9 Materials Filed in Case Number [S149039] for use in the Pending State Habeas Proceedings," filed on April 6, 2017, is granted. The Clerk is directed to provide respondent access to the materials filed under seal in the above-entitled record on appeal pursuant to Penal Code section 987.9: "Comprehensive Index of Confidential P.C. 987.9 Documents as of 01/22/08"; "Confidential P.C. 987 Documents," Volume 9, pages 2401-2700; "Confidential Penal Code 987.9 Transcript," Volume 28, pages 8101-8400, and Volume 30, pages 8701-9000; and "Reporter's Transcript of [2/26/04] 987.9 Hearing," pages 1-9. The Attorney General must supply the personnel and equipment necessary to undertake the examination and copying of these documents, which must occur on the premises of the court. Except as provided herein, these documents remain under seal and their use must be limited solely to the pending proceedings. (Pen. Code § 987.9, subd. (d).)

S062417**PEOPLE v. SILVERIA
(DANIEL TODD) & TRAVIS
(JOHN RAYMOND)**

Order filed

Appellant Silveria's "Application for Permission to File Supplemental Opening Brief" is granted. The supplemental respondent's brief should be served and filed within 30 days of the filing of this order. Any reply by the appellant should be served and filed within 30 days of the filing of the supplemental respondent's brief.

S113421**PEOPLE v. HARDY
(WARREN JUSTIN)**

Order filed

The "Appellant's Second Supplemental Opening Brief," received on April 17, 2017, does not come within California Rules of Court rules 8.630(d) and 8.520(d)(1), because the brief is not "limited to new authorities, new legislation, or other matters that were not available in time to be included in the party's brief on the merits."

On the court's own motion, appellant is granted permission to file the second supplemental opening brief. Respondent must serve and file a second supplemental respondent's brief no later than 21 days after the date of this order. Any second supplemental reply brief by appellant must be served and filed no later than 21 days after the second supplemental respondent's brief is filed.

S204700**THOMAS (REGIS DEON) ON
H.C.**

Order filed

Petitioner's "Motion for an Order Allowing Counsel to Inspect and Copy Sealed and Confidential Documents in the Record on Appeal," filed on March 14, 2017, is granted in part and denied without prejudice in part as follows. Counsel for petitioner, the Habeas Corpus Resource Center, is granted access to the materials in the record of *People v. Regis Deon Thomas*, No. S048337, including all of the sealed and confidential materials, except the request for access to the following pages is denied without prejudice to a renewed motion with a specific showing that petitioner's counsel are entitled to such access: Sealed pages 1140, 1262-1269, and 1271-1273. Counsel must supply the personnel and equipment necessary to undertake the review and copying of the records, which must occur on the court's premises. Counsel must not release or cause to be released any of the sealed or confidential material or any of the information contained therein to anyone other than counsel's agents without a prior order of this court.

S241063**SERMENO (LARRY A.) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Sixth Appellate District

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

**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. 1,309)**

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.)