

**SUPREME COURT MINUTES
WEDNESDAY, MAY 28, 2014
SAN FRANCISCO, CALIFORNIA**

S218814 B256123 Second Appellate District, Div. 1 **LOCATELLI (ANTHONY) v.
S.C. (LOCATELLI)**

Petition for review & application for stay denied
The request for judicial notice is denied.

S062259 **PEOPLE v. SCULLY
(ROBERT WALTER)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Margot Garey's representation that the appellant's reply brief is anticipated to be filed by November 1, 2014, counsel's request for an extension of time in which to file that brief is granted to July 28, 2014. After that date, only two further extensions totaling about 102 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).)

S080056 **PEOPLE v. BELL (MICHAEL
LEON)**

Extension of time granted

Good cause appearing, and based upon counsel Melissa Hill's representation that the appellant's reply brief is anticipated to be filed by January 29, 2015, counsel's request for an extension of time in which to file that brief is granted to July 14, 2014. After that date, only four further extensions totaling about 200 additional days will be granted.

S099844 **PEOPLE v. RAMIREZ (JUAN
VILLA)**

Extension of time granted

Good cause appearing, and based upon counsel Lisa R. Short's representation that the appellant's reply brief is anticipated to be filed by April 15, 2015, counsel's request for an extension of time in which to file that brief is granted to July 28, 2014. After that date, only five further extensions totaling about 260 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).)

S119296**PEOPLE v. BATTLE
(THOMAS LEE)**

Extension of time granted

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

Good cause appearing, and based upon Supervising Deputy Attorney General Holly D. Wilken's representation that the respondent's brief is anticipated to be filed by November 19, 2014, counsel's request for an extension of time in which to file that brief is granted to July 18, 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).)

S138474**PEOPLE v. ANDERSON
(ERIC STEVE)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Michael T. Murphy's representation that the respondent's brief is anticipated to be filed by February 27, 2015, counsel's request for an extension of time in which to file that brief is granted to August 4, 2014. After that date, only four further extensions totaling about 205 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).)

S141210**MANRIQUEZ (ABELINO) ON
H.C.**

Extension of time granted

On application of the parties and good cause appearing, it is ordered that the time to serve and file the parties' exceptions to the report of the referee and simultaneous briefs on the merits is extended to and including July 21, 2014. After that date, no further extension is contemplated.

Responses, if any, must be served and filed no later than 30 days thereafter.

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 August 4, 2014.

S151362**BELL (STEVEN M.) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Miro F. Cizin's representation that the traverse to the return to the order to show cause is anticipated to be filed by August 29, 2014, counsel's request for an extension of time in which to file that document is granted to August 12, 2014. After that date, only one further extension totaling about 16 additional days is contemplated.

S153881**PEOPLE v. RIVERA
(CUITLAHUAC TAHUA)**

Extension of time granted

Good cause appearing, and based upon counsel Stephen M. Lathrop's representation that the appellant's opening brief is anticipated to be filed by March 2, 2015, counsel's request for an extension of time in which to file that brief is granted to July 22, 2014. After that date, only four further extensions totaling about 223 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).)

S156877**PEOPLE v. BROTHERS
(VINCENT EDWARD)**

Extension of time granted

Good cause appearing, and based upon counsel Phillip H. Cherney's representation that the appellant's opening brief is anticipated to be filed by September 2, 2014, counsel's request for an extension of time in which to file that brief is granted to July 21, 2014. After that date, only one further extension totaling about 42 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).)

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

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 July 14, 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 July 28, 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 July 28, 2014.

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 July 28, 2014. After that date, only five further extensions totaling about 300 additional days are contemplated.

S188459**MILLS (JEFFERY JON) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Katherine Hart's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by February 1, 2015, counsel's request for an extension of time in which to file that document is granted to July 14, 2014. After that date, only four further extensions totaling about 210 additional days are contemplated.

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

Extension of time granted

Good cause appearing, and based upon counsel Michael Laurence's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by October 24, 2014, counsel's request for an extension of time in which to file that document is granted to July 22, 2014. After that date, only two further extensions totaling about 98 additional days are contemplated.

S205145 H036414 Sixth Appellate District

PEOPLE v. DIAZ (DORA)

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the supplemental reply brief is extended to June 20, 2014.

S214855 B237153 Second Appellate District, Div. 1

**STATE DEPARTMENT OF
FINANCE v. COMMISSION
ON STATE MANDATES
(COUNTY OF LOS
ANGELES)**

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 July 2, 2014.

S215727 D059007 Fourth Appellate District, Div. 1

**PEOPLE v. LOWE (JUSTIN
SAMUEL)**

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 June 6, 2014.

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 July 28, 2014. After that date, only two further extensions totaling about 120 additional days are contemplated.

S216632

**BOLDEN (CLIFFORD
STANLEY) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Peggy S. Ruffra's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by June 25, 2014, counsel's request for an extension of time in which to file that document is granted to June 25, 2014. After that date, no further extension is contemplated.

S218004 B241060 Second Appellate District, Div. 1 **CARTER (SAUNDRA) v.
WILLITS (MARK)/(CITY OF
LOS ANGELES)**

Extension of time granted

On application of petitioner 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 May 30, 2014.

S218046 **SAPP (JOHN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Christopher W. Grove's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by August 26, 2014, counsel's request for an extension of time in which to file that document is granted to July 28, 2014. After that date, only one further extension totaling about 30 additional days is contemplated.

S218277 F068538 Fifth Appellate District **CHATMAN, JR., (RICKY
LEE) 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 answer to petition for review is extended to June 11, 2014.

S217128 A136655 First Appellate District, Div. 5 **PEOPLE v. SASSER
(DARREN DERAÉ)**

Counsel appointment order filed

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

Appellant's opening brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

S077009 **PEOPLE v. CARRASCO
(ROBERT)**

Order filed

Appellant's "request for leave to file out of time, supplemental brief," is granted. Any response to appellant's supplemental brief must be served and filed on or before June 4, 2014. Any reply must be served and filed on or before June 9, 2014.

No extensions of time will be granted.

S218117

Order filed

The effective date of the order filed on April 30, 2014, accepting the voluntary resignation of R. GENYNE LONG, State Bar Number 124584, as a member of the State Bar of California is hereby extended to June 29, 2014.

LONG ON RESIGNATION

S218751

Transferred to Court of Appeal, Second Appellate District

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

**CHAVEZ (DANIEL) v. S.C.
(PEOPLE)**

S218842

Transferred to Court of Appeal, Fifth Appellate District

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

**CLARK (RAYMOND) v. S.C.
(PEOPLE)**

**SUPREME COURT MINUTES
WEDNESDAY, MAY 28, 2014
SAN FRANCISCO, CALIFORNIA**

The Supreme Court of California convened in the courtroom of the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on Wednesday, May 28, 2014, at 9:00 a.m.

Present: Chief Justice Tani Cantil-Sakauye, presiding, and Associate Justices Baxter, Werdegar, Chin, Corrigan, and Liu.

Officers present: Frank A. McGuire, Clerk, Jorge Navarrete, Assistant Clerk Administrator, and Gail Gray, Calendar Coordinator.

The Honorable Coleman A. Blease, Associate Justice, Court of Appeal, Third Appellate District, sitting on the following case, under assignment by the Chairperson of the Judicial Council, joined the court at the bench.

S207173 Tuolumne Jobs & Small Business Alliance, Petitioner,
v.
Superior Court of Tuolumne County, Respondent;
Wal-Mart Stores, Inc., et al., Real Parties in Interest.

Cause called. Edward P. Sangster argued for Real Party in Interest, Wal-Mart Stores, Inc.

John A. Ramirez argued for Real Party in Interest, James Grinnell.
John A. Lawrence argued for Petitioner.

Cause submitted.

Justice Coleman A. Blease departed the bench. The court is now joined at the bench by the Honorable Richard M. Aronson, Associate Justice, Court of Appeal, Fourth Appellate District, Division Three.

S194388 The People ex rel. Kamala D. Harris, as Attorney General, etc.,
Plaintiff and Appellant,
v.
Pac Anchor Transportation, Inc. et al., Defendants and Respondents.

Cause called. Neil S. Lerner argued for Respondents.
Satoshi Yanai argued for Appellant.

Mr. Lerner replied.
Cause submitted.

Justice Richard M. Aronson departed the bench. The court is now joined at the bench by the Honorable William F. Rylaarsdam, Associate Justice, Court of Appeal, Fourth Appellate District, Division Three.

S202107 The People, Plaintiff and Respondent,
v.
Richard Tom, Defendant and Appellant.

And Consolidated Case.

Cause called. Jeffrey M. Laurence, Office of the Attorney General,
argued for Respondent.
Marc Zilversmit argued for Appellant.

Mr. Laurence replied.
Cause submitted.

Court recessed until 1:30 p.m. this date.

Court reconvened pursuant to recess.

Justice William F. Rylaarsdam departed the bench. The court is now joined at the bench by the Honorable Ignazio J. Ruvolo, Presiding Justice, Court of Appeal, First Appellate District, Division Four.

S106489 The People, Respondent,
v.
Fred Lewis Weatherton, Appellant.

Cause called. Michael Snedeker, Court-appointed Counsel, argued for Appellant.
Daniel Rogers, Office of the Attorney General, argued for Respondent.

Mr. Snedeker replied.
Cause submitted.

Justice Ignazio J. Ruvolo departed the bench. The court is now joined at the bench by the Honorable Laurie D. Zelon, Associate Justice, Court of Appeal, Second Appellate District, Division Seven.

S076339 The People, Respondent,
v.
Gary Lee Grimes, Appellant.

Cause called. Cliff Gardner, Court-appointed Counsel, argued for Appellant.
Stephanie A. Mitchell, Office of the Attorney General, argued for Respondent.

Mr. Gardner replied.
Cause submitted.

Justice Laurie D. Zelon departed the bench. The court is now joined at the bench by the Honorable Terence L. Bruiniers, Associate Justice, Court of Appeal, First Appellate District, Division Five.

S049596

The People, Respondent,

v.

Stanley Bryant, Donald Franklin Smith, and Leroy Wheeler,
Defendants and Appellants.

Cause called. David Goodwin, Court-appointed Counsel, argued for Appellant, Donald Franklin Smith.

Conrad Petermann, Court-appointed Counsel, argued for Appellant, Leroy Wheeler.

Kathleen M. Scheidel, Court-appointed Counsel, argued for Appellant, Stanley Bryant.

Victoria B. Wilson, Office of the Attorney General, argued for Respondent.

Ms. Scheidel replied.

Cause submitted.

Court recessed until Thursday, May 29, 2014, at 9:00 a.m.