

**SUPREME COURT MINUTES
WEDNESDAY, OCTOBER 1, 2014
SAN FRANCISCO, CALIFORNIA**

S049596**PEOPLE v. BRYANT
(STANLEY), SMITH
(DONALD FRANKLIN) &
WHEELER (LEROY)**

Rehearing denied; opinion modified
The modification does not affect the judgment.

S202107 A124765/A130151 First Appellate District, Div. 3 **PEOPLE v. TOM (RICHARD)**
Rehearing denied
Werdegar, J., is of the opinion the petition should be granted.

S207542 E054154 Fourth Appellate District, Div. 2 **PEOPLE v. CHANDLER, JR.,
(BEN)**
Rehearing denied

S141320 **ROBINSON, JR., (JAMES) ON
H.C.**

Order to show cause issued
The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause in this court, when the matter is placed on calendar, why consistent with Evidence Code section 1150, the relief prayed for should not be granted on the ground of juror misconduct, as alleged in Claims 8, 9, and 11 of the petition for writ of habeas corpus filed February 23, 2006, and amended on October 23, 2007.
The return must be filed on or before October 31, 2014.
Votes: Cantil-Sakauye, C. J., Baxter, Werdegar, Chin, Corrigan. and Liu, JJ.

S219783 F066798 Fifth Appellate District **SIERRA CLUB v. COUNTY
OF FRESNO (FRIANT
RANCH, L.P.)**

Petition for review granted
Votes: Cantil-Sakauye, C. J., Baxter, Werdegar, Chin, Corrigan, and Liu, JJ.

S220775 G048501 Fourth Appellate District, Div. 3 **LEE (NANCY F.) v. HANLEY (WILLIAM B.)**

Respondent William B. Hanley's petition for review is granted.

Appellant Nancy F. Lee's petition for review is denied.

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

S022998 **PEOPLE v. TOWNSEL (ANTHONY LETRICE)**

Supplemental briefing ordered

In view of the superior court's order dated June 12, 2014, acknowledging that the custodian is unable to produce the records the superior court reviewed in ruling on appellant's *Pitchess* motion (see *Pitchess v. Superior Court* (1974) 11 Cal.3d 531; XV RT 3520), the parties are directed to provide supplemental briefing addressing the impact on this appeal, including as to the merits of Claim VIII as raised in appellant's opening brief, of the records' absence from the appellate record. Appellant's supplemental opening brief must be served and filed on or before October 31, 2014. Respondent's supplemental brief must be served and filed within 30 days after the filing of appellant's supplemental opening brief. Appellant may serve and file a supplemental reply brief within 30 days after the filing of respondent's supplemental brief.

Appellant's application for leave to file supplemental briefing, filed on September 24, 2014, is denied as moot.

S220012 B246193 Second Appellate District, Div. 6 **KESHTGAR (SAEED) v. U.S. BANK, N.A.**

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 *Yvanova v. New Century Mortgage Corp.*, S218973 (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., Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S220790 C066929 Third Appellate District **PEOPLE v. SAETERN (XENG)**

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 Alatraste*, S214652 and *In re Bonilla*, S214960 (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., Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S220750

F069052 Fifth Appellate District

IN RE L.H.

Review granted on the court's own motion; transferred to Court of Appeal, Fifth Appellate District

At the request of the Court of Appeal, review is ordered on this court's own motion. The cause is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its order dismissing the appeal and reconsider the matter as it sees fit.

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

S199918**DeHOYOS (RICHARD LUCIO) ON H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus, filed February 6, 2012, is denied.

Petitioner's claims, including all subclaims, are denied on the merits.

In addition:

To the extent petitioner's claims are based on the appellate record, section VI, subsection B, Claim Two (alleging petitioner's mental incompetency to stand trial), section VI, subsection D, Claim Four (alleging the improper and arbitrary excusal of prospective jurors for hardship and the denial of petitioner's right to equal protection in the jury selection process), section VI, subsection F, Claim Six (alleging prosecutorial misconduct in the questioning of prospective jurors on voir dire, in the cross-examination of defense witnesses, in the presentation of the testimony of Dalila Flores, and in the letter sent to jurors after their discharge), section VI, subsection G, Claim Seven (alleging the jury was tainted, biased, and committed misconduct), and section VI, subsection H, Claim Eight (alleging unconstitutional physical restraint of petitioner at trial) are barred under *In re Dixon* (1953) 41 Cal.2d 756, 759, because they should have been raised on appeal.

Section VI, subsection D, Claim Four (alleging error under *Batson v. Kentucky* (1986) 476 U.S. 79 and *People v. Wheeler* (1978) 22 Cal.3d 258) is procedurally barred under *In re Waltreus* (1965) 62 Cal.2d 218, 225, because the issue was raised and rejected on appeal.

Section VI, subsection F, Claim Six (alleging prosecutorial misconduct in the pretrial contact of defense experts, the pretrial interview of Maria Esparza, and the presentation of the testimony of Flores) and section VI, subsection I, Claim Nine (alleging spectator misconduct) are procedurally barred under *In re Seaton* (2004) 34 Cal.4th 193, 199, because of petitioner's failure to raise the claims at trial.

Justice Werdegar would not impose a *Seaton* bar on petitioner's claims.

S219708

A132527 First Appellate District, Div. 4

CLAYWORTH (JAMES R.) v. ABBOTT LABORATORIES

Petition for review denied

Werdegar, Chin, and Corrigan, JJ., were recused and did not participate.

Paul Turner, Presiding Justice of the Court of Appeal, Second Appellate District, Division Five, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

S219914 E056510 Fourth Appellate District, Div. 2

Petition for review & publication request(s) denied

**BOOHER, JR., (JACK L.) v.
POMA COMPANIES**

S220039 B257090 Second Appellate District, Div. 5

Petition for review denied

**SIMON (MARK JAMES) ON
H.C.**

S220120 A141809 First Appellate District, Div. 4

Petition for review denied

**SOLANO (FLAVIO) v.
WORKERS'
COMPENSATION APPEALS
BOARD & HESS
COLLECTION WINERY**

S220174 C068985 Third Appellate District

Petition for review denied

**ALLEN (STEVE) v.
LIBERMAN (WALLACE)**

S220256 A138440 First Appellate District, Div. 1

Petitions for review denied
Baxter, J., is of the opinion the petitions should be granted.

**LIGHT (RUDOLPH H.) v.
STATE WATER RESOURCES
CONTROL BOARD**

S220264 E061513 Fourth Appellate District, Div. 2

Petition for review denied

**RUFF (AARON DEVONE) ON
H.C.**

S220278 F067102 Fifth Appellate District

Petition for review denied

**PEOPLE v. PLEASANT
(TERRY KEITH)**

S220340 D066247 Fourth Appellate District, Div. 1

Petition for review denied

**BURTON (ERIC WILTON)
ON H.C.**

S220343 C067983 Third Appellate District

Petition for review denied

**PEOPLE v. ELDER
(JEFFREY)**

S220404 G049900 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. SANCHEZ (JESSE
DANIEL)**

S220410 B249264 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. IRAHETA
(CARLOS MIGUEL)**

S220425 F066873 Fifth Appellate District

Petition for review denied

Chin, J., was recused and did not participate.

**TESSMAN (JOY) v. BANK OF
AMERICA, N.A.**

S220430 D066322 Fourth Appellate District, Div. 1

Petition for review denied

**RUBIO'S RESTAURANTS,
INC. v. S.C. (NEWLAND)**

S220442 B249424 Second Appellate District, Div. 1

Petition for review denied

The application to appear as counsel pro hac vice is granted.

**HYSHAW (CLARENCE M.) v.
SAINT FRANCIS MEDICAL
CENTER MEDICAL
EXECUTIVE COMMITTEE**

S220445 B245678 Second Appellate District, Div. 3

Petitions for review denied

**PEOPLE v. RAMIREZ (JUAN
CARLOS)**

S220450 E057441 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. GRUBB (PAMELA
JEAN)**

S220451 D065262 Fourth Appellate District, Div. 1

Petitions for review denied

**PEOPLE v. TOLBERT
(DAYMEN QUIONEL)**

S220500 F065339/F065968 Fifth Appellate District

Petition for review denied

**GONZALEZ (FRANCISCO D.)
v. CARRERA
CONSTRUCTION**

S220505 H039831 Sixth Appellate District

Petition for review denied

**PEOPLE v. PADILLA
(RUBEN)**

S220509 A132370 First Appellate District, Div. 3

Petitions for review denied

**NAMO COMPANY LLC v.
PEERLESS INSURANCE
COMPANY**

S220510 C064487 Third Appellate District

Petition for review denied

**PEOPLE v. COMPHEL (JOHN
CLAUDE)**

S220516 F066025 Fifth Appellate District

Petition for review denied

**PEOPLE v. SALAZAR
(GEORGE MANUEL)**

S220528 A134565 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DAVIS
(SHEMEEKA CHANNELL)**

S220529 G049820 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. APARICIO
(FRANCISCO FLORES)**

S220539**BEDFORD (PHILLIP M.) v.
COURT OF APPEAL, FIRST
APPELLATE DISTRICT
(PACIFIC TRADING
VENTURES LTD)**

Petition for writ of mandate/prohibition denied

S220565

D063549 Fourth Appellate District, Div. 1

**HANSEN (MICHAEL) ON
H.C.**

Petition for review denied

Baxter and Corrigan, JJ., are of the opinion the petition should be granted.

S220570

B249324 Second Appellate District, Div. 6

**PEOPLE v. CLIFFIN
(ROBERT)**

Petition for review denied

S220577

D065701 Fourth Appellate District, Div. 1

**PEOPLE v. THORNTON
(WILLIAM CECIL)**

Petition for review denied

S220585

C072137 Third Appellate District

**PEOPLE v. STANDRIDGE
(WILLIAM DAVID)**

Petition for review denied

S220618

H040756 Sixth Appellate District

**SANTA CRUZ (JESUS
JAVIER) ON H.C.**

Petition for review denied

S220619

B243213 Second Appellate District, Div. 3

**PEOPLE v.
GARCIA-MUNGUIA (BRYAN
JULIUS)**

Petition for review denied

S220641

F064627 Fifth Appellate District

**PEOPLE v. SANCHEZ
(FELIPE GUERRA)**

Petition for review denied

S220649 F069746 Fifth Appellate District **HENSON (DANIEL) ON H.C.**
The petition for review is denied without prejudice to any relief to which petitioner might be entitled after this court decides *In re Alatraste*, S214652 and *In re Bonilla*, S214960.

S220656 C073649 Third Appellate District **PEOPLE v. FOX (MICHAEL ALLAHRAE)**
Petition for review denied

S220659 B249607 Second Appellate District, Div. 1 **PEOPLE v. MYERS (DERRICK)**
Petition for review denied

S220663 E057293 Fourth Appellate District, Div. 2 **PEOPLE v. WEAKLEY (SAMMY YOUNG)**
Petition for review denied

S220674 A139604 First Appellate District, Div. 2 **ZAMORA (STEVEN J.) v. PNC BANK, N.A.**
Petition for review denied
Baxter, J., was recused and did not participate.

S220680 B252113 Second Appellate District, Div. 1 **PEOPLE v. MATTERS (BOBBY)**
Petition for review denied

S220692 B248271 Second Appellate District, Div. 6 **PEOPLE v. COLEMAN (COREY JASON)**
Petitions for review denied

S220709 B248501 Second Appellate District, Div. 1 **PEOPLE v. ROQUEMORE (DARRYL)**
Petition for review denied

S220713	E058200 Fourth Appellate District, Div. 2	PEOPLE v. MENDEZ (RUBEN LOUIS)
Petition for review denied		
S220716	B242215 Second Appellate District, Div. 8	PEOPLE v. KHANKHANIAN (SINA)
Petition for review denied		
S220725	C066609 Third Appellate District	PEOPLE v. RAINWATER (JOHN ALLEN)
Petition for review denied		
S220729	G048571 Fourth Appellate District, Div. 3	PEOPLE v. SALGADO (JUAN)
Petition for review denied		
S220732	E057813 Fourth Appellate District, Div. 2	PEOPLE v. PACKER (THOMAS ELVIN)
Petition for review denied		
S220733	G048059 Fourth Appellate District, Div. 3	PEOPLE v. ESTRADA, JR., (JUAN)
Petition for review denied		
S220735	B249353 Second Appellate District, Div. 5	PEOPLE v. GRACE, JR., (DAVID JERMAINE)
Petition for review denied		
S220736	B241821 Second Appellate District, Div. 1	PEOPLE v. PHILLIPS (DONALD EUGENE)
Petition for review denied		
S220737	B248100 Second Appellate District, Div. 8	PEOPLE v. HIGERADA (JORGE LUIS)
Petition for review denied		

S220739 B250592 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. SOMOZA
(EDGAR)**

S220740 C074227 Third Appellate District

Petition for review denied

**PEOPLE v. RANKIN III
(LAWSON REED)**

S220742 B252638 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. RAMIREZ
(LAWRENCE)**

S220744 G048579 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. GONZALEZ
(SAMUEL)**

S220751 D064194 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GLADNEY
(FRANKLIN)**

S220752

Petition for review denied

Baxter, J., was recused and did not participate.

**CONN (DENNIS HUGH) v. JP
MORGAN CHASE BANK,
N.A.**

S220753 G049662 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. WILLIAMS
(EMMIT)**

S220754 C074768 Third Appellate District

Petition for review denied

**PEOPLE v. HARRIS
(LAURENCE EDWIN)**

S220757 B247840 Second Appellate District, Div. 6

Petition for review denied

**LANG (DONG) v.
UNEMPLOYMENT
INSURANCE APPEALS
BOARD**

S220759 B255076 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. WASHINGTON
(JESSE)**

S220762 B250022 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. GRAVES (LARRY
A.)**

S220768 G048920 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. COOLIDGE
(ORLANDO KEITH)**

S220772 E054982 Fourth Appellate District, Div. 2

Petition for review denied

**BARNETT (SHELIA) v. CITY
OF DESERT HOT SPRINGS**

S220774 D064054 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MADRUGA
(MONICA LEE)**

S220783 C073382 Third Appellate District

Petition for review denied

**PEOPLE v. FRAKES
(CHRISTOPHER JOHN)**

S220785 A138367 First Appellate District, Div. 4

Petition for review denied

**AIUTO (VICTOR) v. CITY &
COUNTY OF SAN
FRANCISCO**

S220791 B250309 Second Appellate District, Div. 6
Petition for review denied

**CRAIG (JAMES DAVID) v.
S.C. (PEOPLE)**

S220794 B243922 Second Appellate District, Div. 2
Petition for review denied

**PEOPLE v. SOBERANIS
(FRANK)**

S220798 C073819 Third Appellate District
Petition for review denied

**PEOPLE v. KIMBLE (KELLY
VAUGHN)**

S220802 H039890/H040054 Sixth Appellate District
Petition for review denied

IN RE A.B.

S220803 B250448 Second Appellate District, Div. 6
Petition for review denied

**PEOPLE v. LEFTENANT
(JUBAL)**

S220807 A139998 First Appellate District, Div. 1
Petition for review denied

**BARTHOLOMEW
(MARILYN) v. TRIAY
(CHARLES A.)**

S220815 A134558 First Appellate District, Div. 3
Petition for review denied

**GARDYN (CHARLES) v.
SANGHA (JASBIR)**

S220823 C071793 Third Appellate District
Petition for review denied

**PEOPLE v. PRIETO
(RICHARD)**

S220827 B248873 Second Appellate District, Div. 7
Petition for review denied

**PEOPLE v. MOLINA
(HECTOR FRANCISCO)**

S220828	B247776 Second Appellate District, Div. 8	PEOPLE v. PEREZ (PHILLIP THOMAS)
Petition for review denied		
S220834	A135488 First Appellate District, Div. 2	PEOPLE v. JACKSON (DERRICK EUGENE)
Petition for review denied		
S220840	G048108 Fourth Appellate District, Div. 3	PEOPLE v. PHUNG (TIEN PHUOC)
Petition for review denied		
S220843	D062720 Fourth Appellate District, Div. 1	PEOPLE v. MARTINEZ (JAMES)
Petitions for review denied		
S220855	E056781 Fourth Appellate District, Div. 2	PEOPLE v. TORRES (WILLIAM ESTURADO RAMIREZ)
Petition for review denied		
S220859	B246703 Second Appellate District, Div. 2	PEOPLE v. JOSEPH (JOHN STEPHEN)
Petition for review denied		
S220865	B247235 Second Appellate District, Div. 7	PEOPLE v. GRONVOLD (DANIEL MARTIN)
Petition for review denied		
S220866	H040773 Sixth Appellate District	TORRES, JR., (JUAN) ON H.C.
Petition for review denied		

S220869 F067494 Fifth Appellate District

Petition for review denied

**MYRON (JAMES) v.
CERVANTEZ (H.)**

S220871 A142673 First Appellate District, Div. 4

Petition for review denied

**HEARNE (WILLIE C.) ON
H.C.**

S220875 G050523 Fourth Appellate District, Div. 3

Petition for review denied

**SLEDGE (DERRICK L.) v.
S.C. (PEOPLE)**

S220882 B252911 Second Appellate District, Div. 5
Petition for review denied

PEOPLE v. HIDALGO (ERIC)

S220892 E058862 Fourth Appellate District, Div. 2

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *Brazier v. Superior Court*, S218503, and *People v. Johnson*, S219454.

**PEOPLE v. LEWIS
(CHARLES LEMON)**

S220894 D063651 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GASTELUM
(JOHN MICHAEL)**

S221431 H041083 Sixth Appellate District

Petition for review & application for stay denied

**M. (J.) v. S.C. (SANTA CRUZ
COUNTY HUMAN SERVICES
DEPARTMENT)**

S221529 B258637 Second Appellate District, Div. 8
Petition for review denied

FLORES (ALBERT) ON H.C.

S217735**BRATTON (RONALD) ON
H.C.**

Petition for writ of habeas corpus denied

S219363**CHUNN III (WALTER) ON
H.C.**

Petition for writ of habeas corpus denied

S219688**DVORAK (JOSEPH) ON H.C.**

Petition for writ of habeas corpus denied

S219722**PARKER (ERIC VERNON)
ON H.C.**

Petition for writ of habeas corpus denied

S219828**WILKINS (KEENAN) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Miller* (1941) 17 Cal.2d 734, 735.)**S219853****WALLACE (GEORGE ELLIS)
ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**S219899****MILLER (RICKEY) ON H.C.**

Petition for writ of habeas corpus denied

S219920**LATIMER (LORENZO
MICQUELL) ON H.C.**

Petition for writ of habeas corpus denied

S219923**PARSONS (AARON) ON H.C.**

Petition for writ of habeas corpus denied

S219930**TURNER (ANTHONY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S219965**PARKS (STEVEN DEAN) ON
H.C.**

Petition for writ of habeas corpus denied

S219971**DAVIS (MARQUIS) ON H.C.**

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

S219986**VELASQUEZ (FELIX) ON
H.C.**

Petition for writ of habeas corpus denied

S219991**RAMIREZ (RODRIGO R.) ON
H.C.**

Petition for writ of habeas corpus denied

S219993**ATLAS (ALBERT) ON H.C.**

Petition for writ of habeas corpus denied

S219994**ULLOA (JAVIER MANUEL)
ON H.C.**

Petition for writ of habeas corpus denied

S220010**BEARD (ROBERT) ON H.C.**

Petition for writ of habeas corpus denied

S220013**CAREAGA (ENRIQUE) ON
H.C.**

Petition for writ of habeas corpus denied

S220060**SHEPARD (LaMONT) 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.)

S220067**McCOMB (ANTHONY T.) ON
H.C.**

Petition for writ of habeas corpus denied

S220070**JONES (JASON EARL) ON
H.C.**

The petition for writ of habeas corpus is denied without prejudice to any relief to which petitioner might be entitled after this court decides *In re Alatraste*, S214652 and *In re Bonilla*, S214960.

S220072**BONAPARTE (RONNIE
LEROY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S220073**FREDRICKSON (WARREN)
ON H.C.**

Petition for writ of habeas corpus denied

S220074**BARRIOS (WINDER E.) ON
H.C.**

Petition for writ of habeas corpus denied

S220098**MADDOX (JAMIE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S220103**KARIM (SHONTA JOWARN)
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.)

S220105

Petition for writ of habeas corpus denied

PARKER (TERRY) ON H.C.**S220122**

Petition for writ of habeas corpus denied

**WEAVER (RICKY L.) ON
H.C.****S220148**The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)**VARGAS (ARNOLDO
ESTEVEZ) ON H.C.****S220152**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; *In re Miller* (1941) 17 Cal.2d 734, 735.)**CARROLL (TREMAYNE) ON
H.C.****S220154**

Petition for writ of habeas corpus denied

**EDWARDS-EL (DOMINICK)
ON H.C.****S220160**

Petition for writ of habeas corpus denied

**RICHARDSON (VAL R.) ON
H.C.****S220170**

Petition for writ of habeas corpus denied

PATTON (DARRYL) ON H.C.**S220181**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.)**BARKER (ANTHONY) ON
H.C.**

S220189**NGAUE (MOALA-
TOFAVAHA) 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 Miller* (1941) 17 Cal.2d 734, 735.)

S220191**YATES (ANTHONY DaJUAN)
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.)

S220193**RAINES (CHRISTOPHER) ON
H.C.**

Petition for writ of habeas corpus denied

S220196**WELCOME (ERON LEWIS)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S220201**CALLOWAY (JAMISI J.) ON
H.C.**

Petition for writ of habeas corpus denied

S220239**MARTIN (ANTHONY L.) ON
H.C.**

Petition for writ of habeas corpus denied

S220240**MARTIN (ANTHONY L.) ON
H.C.**

Petition for writ of habeas corpus denied

S220246**PINOLA (RATAJA) ON H.C.**

Petition for writ of habeas corpus denied

S220268

Petition for writ of habeas corpus denied

**SANDHU (HARWINDER
SINGH) ON H.C.****S220269**

Petition for writ of habeas corpus denied

**RODGERS (OTIS LEE) ON
H.C.****S220270**

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.)

**RODGERS (OTIS LEE) ON
H.C.****S220453**

Petition for writ of habeas corpus denied

JAMES (CHARLES) ON H.C.**S220657**

Petition for writ of habeas corpus denied

RIOS (KEITH R.) ON H.C.**S213024**

A136014 First Appellate District, Div. 4

**FEDERATED UNIVERSITY
POLICE OFFICERS
ASSOCIATION v. S.C. (LOS
ANGELES TIMES
COMMUNICATIONS LLC)**

Publication request denied (case closed)

The requests of Los Angeles Times Communications LLC, The McClatchy Company dba *The Sacramento Bee*, and the American Civil Liberties Union of Northern California for an order certifying the Court of Appeal opinion in this case for publication in the official reports is denied.

S216935 A138701/A139020 First Appellate District, Div. 5 **UTILITY REFORM
NETWORK v. PUBLIC
UTILITIES COMMISSION
(PACIFIC GAS & ELECTRIC
COMPANY)**

Depublication request denied (case closed)

Baxter, Chin, and Corrigan, JJ., were recused and did not participate.

Kathleen E. O’Leary, Presiding Justice of the Court of Appeal, Fourth Appellate District, Division Three, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

S220032 G048457 Fourth Appellate District, Div. 3 **HORVATH (PETER) v.
STATE FARM GENERAL
INSURANCE COMPANY**

Publication request denied (case closed)

S220433 F067629 Fifth Appellate District **PATTERSON, CITY OF v.
TURLOCK IRRIGATION
DISTRICT**

Depublication request denied (case closed)

S220455 B249458 Second Appellate District, Div. 2 **ALMODOVAR (KRISLEN) v.
DOWNEY HIGH SCHOOL**

Publication request denied (case closed)

S220506 A138637 First Appellate District, Div. 4 **SERVICE EMPLOYEES
INTERNATIONAL UNION,
LOCAL 1021, AFL-CIO v.
COUNTY OF SONOMA**

Depublication request denied (case closed)

S086578**PEOPLE v. LOOT
(KENDRICK) & MILLSAP
(BRUCE)**

Extension of time granted

Good cause appearing, and based upon counsel Manuel J. Baglanis's representation that appellant Bruce Millsap's reply brief is anticipated to be filed by January 30, 2015, counsel's request for an extension of time in which to file that brief is granted to December 2, 2014. After that date, only one further extension totaling about 60 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).)

S086578**PEOPLE v. LOOT
(KENDRICK) & MILLSAP
(BRUCE)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Craig Buckser's representation that appellant Kendrick Loot's reply brief is anticipated to be filed by December 3, 2014, counsel's request for an extension of time in which to file that brief is granted to December 3, 2014. 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).)

S112146**PEOPLE v. STAYNER (CARY
ANTHONY)**

Extension of time granted

Good cause appearing, and based upon counsel Andrew Parnes's representation that the appellant's opening brief is anticipated to be filed by March 31, 2016, counsel's request for an extension of time in which to file that brief is granted to December 1, 2014. After that date, only eight further extensions totaling about 480 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).)

S212368**SPENCER (CHRISTOPHER
ALAN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Emry J. Allen's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by March 31, 2015, counsel's request for an extension of time in which to file that document is granted to December 1, 2014. After that date, only two further extensions totaling about 120 additional days are contemplated.

S216444 B239519 Second Appellate District, Div. 1 **PEOPLE v. HUBBARD**
(JEFFREY)

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to October 24, 2014.

S216648 E052297 Fourth Appellate District, Div. 2 **PEOPLE v. GOOLSBY**
(RICHARD JAMES)

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 29, 2014.

No further extensions of time are contemplated.

S218292 **GHOBRIAL (JOHN SAMUEL)**
ON H.C.

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Collette C. Cavalier's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by June 4, 2015, counsel's request for an extension of time in which to file that document is granted to December 2, 2014. After that date, only three further extensions totaling about 180 additional days are contemplated.

S220760 C076264 Third Appellate District **S. (R.) v. S.C. (PEOPLE)**

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 October 2, 2014.

S220761 C076131 Third Appellate District **V. (L.) v. S.C. (PEOPLE)**

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 October 2, 2014.

S130495**MASTERS (JARVIS J.) ON
H.C.**

Motion for access to sealed record granted

Petitioner's "Application for Order Authorizing Reference Hearing Counsel to View Sealed Reference Hearing Exhibits, Including Sealed Respondent's Exhibit M, and For Related Orders," filed September 2, 2014, is granted as follows. Counsel for petitioner is permitted to inspect Respondent's Reference Hearing Exhibit M (Bates Number BEA 00001 through BEA 00413), which is under seal. Counsel is also permitted to inspect the following sealed documents: (1) "Redacted Documents," a collection of nonsequential documents starting with Bates Number BEA 00001 and ending with BEA 00382; (2) "Documents Removed From Production," a collection of nonsequential documents starting with Bates Number BEA 00013 and ending with BEA 00413; (3) "Redaction Log," a 4-page document; and (4) "Documents Removed From Production," a 17-page document. Counsel is not permitted to make any copy, by any means, of any exhibit or document.

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

Motion for access to sealed record granted

Respondent's "Motion to Unseal Records," filed on July 30, 2014, is granted.

The Clerk is directed to unseal the following portions of the sealed record on appeal in *People v. Hawthorne*, S064769, and make them part of the public record:

- 1) Sealed Reporter's Transcript Volume 2A, pages 233-238;
- 2) Sealed Reporter's Transcript Volume 5A, pages 930-933; and
- 3) Sealed Clerk's Transcript Supplemental I, pages 11, 20-22, and 31-33.

As requested by respondent, the Clerk is directed to publicly file the unredacted "Informal Response to Amended Petition for Writ of Habeas Corpus," lodged conditionally under seal on July 30, 2014. The clerk is further directed to strike the filing of the redacted informal response, filed on July 30, 2014.

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

Motion denied

Appellant's "Motion to Preserve Record and Evidence Related to Automatic Appeal," filed on July 9, 2014, is denied.

S087569**PEOPLE v. SANCHEZ (JUAN)**

Motion denied

Respondent's "Motion For Order to Show Cause re Contempt, for Referral to the State Bar, and for Sanctions," filed on June 20, 2014, is denied.

Appellant's opening brief must be served and filed on or before December 23, 2014. If the brief is not filed by that date, the court will consider issuing an order directing appellant's counsel 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 opening brief.

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

Motion to file document under seal granted

Petitioner's "Application For Order to File Under Seal the Unredacted (1) Petitioner's Reply to Informal Response and (2) Exhibit 60," filed on July 24, 2014, is granted. (Cal. Rules of Court, rule 8.47(c).) The Clerk is directed to file under seal "Petitioner's Reply to Informal Response to Petition for Writ of Habeas Corpus (Unredacted)," and "Exhibit 60," lodged conditionally under seal on July 24, 2014.

S198616

D056361 Fourth Appellate District, Div. 1

IN RE CIPRO CASES I & II

Order filed

Pursuant to an order entered November 18, 2013, in JCCP Nos. 4154 and 4220, Defendants Bayer Corporation and Bayer AG have received approval for a settlement dismissing all claims against them. Accordingly, review is dismissed as to defendants Bayer Corporation and Bayer AG only. Votes: Cantil-Sakauye, C. J., Baxter, Werdegar, Chin, Corrigan, and Liu, JJ.

S216351**GREATER LOS ANGELES
AGENCY ON DEAFNESS,
INC. v. CABLE NEWS
NETWORK, INC.**

Motion denied

The "Motion to Voluntarily Dismiss Appeal" filed on September 12, 2014, is denied. The appeal is pending not in this court, but in the United States Court of Appeals for the Ninth Circuit, Case No. 12-15807. The court notes that the Ninth Circuit has not vacated its order of February 5, 2014, certifying a question to this court under rule 8.548 of the California Rules of Court, or otherwise requested that this court not proceed in this matter.

S220712

Petition denied

(accusation)

ACCUSATION OF GLOVER**S220844**

Petition denied

(accusation)

**ACCUSATION OF
HANDJANI****S220850**

Petition denied

(accusation)

ACCUSATION OF ROSE**S220927**

Petition denied

(accusation)

ACCUSATION OF BIGHAM**S218508****MYERS, JR., ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation with charges pending of LORING M. MYERS, JR., State Bar Number 33570, as a member of the State Bar of California is accepted. If LORING M. MYERS, JR., subsequently seeks reinstatement, the State Bar may consider all disciplinary charges that are currently pending against him.

LORING M. MYERS, JR., must 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. Failure to do so may be considered in any future reinstatement proceeding.

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.

S221558**KARPUK ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARTIN KARPUK, State Bar Number 214190, as a member of the State Bar of California is accepted.

MARTIN KARPUK 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.

S221560**KING III ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JUDGE JEFFEREY KING III, State Bar Number 94025, as a member of the State Bar of California is accepted.

JUDGE JEFFEREY KING 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.

S221562**LEWIS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARCY MILLER LEWIS, State Bar Number 97686, as a member of the State Bar of California is accepted.

MARCY MILLER LEWIS 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.

S221563**LOTTI ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DIANE L. LOTTI, State Bar Number 97181, as a member of the State Bar of California is accepted.

DIANE L. LOTTI 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.

S221565**ADAMS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of THOMAS DARROW ADAMS, State Bar Number 87453, as a member of the State Bar of California is accepted.

THOMAS DARROW ADAMS 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.

S221566**BERARD ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DOUGLAS CLAY BERARD, State Bar Number 85923, as a member of the State Bar of California is accepted.

DOUGLAS CLAY BERARD 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.

S221570**CALKINS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DOUGLAS HALL CALKINS, State Bar Number 107813, as a member of the State Bar of California is accepted.

DOUGLAS HALL CALKINS 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.

S221574**GREENBERG ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARK A. GREENBERG, State Bar Number 103920, as a member of the State Bar of California is accepted.

MARK A. GREENBERG 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.

S221577**HARDING ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DOUGLAS DUANE HARDING, State Bar Number 124063, as a member of the State Bar of California is accepted.

DOUGLAS DUANE HARDING 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.

S221578**HUYNH ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOSEPH HONG HUYNH, State Bar Number 232059, as a member of the State Bar of California is accepted.

JOSEPH HONG HUYNH 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.

S221594**VanDUYNE ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN RALPH VanDUYNE, State Bar Number 203152, as a member of the State Bar of California is accepted.

JOHN RALPH VanDUYNE 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.

S221596**WILLIAMS ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KAREN LEIGH WILLIAMS, State Bar Number 93062, as a member of the State Bar of California is accepted.

KAREN LEIGH WILLIAMS 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.

S221599**OTIS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BRIAN CARL OTIS, State Bar Number 183468, as a member of the State Bar of California is accepted.

BRIAN CARL OTIS 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.

S221601**PRIOLO ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DENNIS JOSEPH PRIOLO, State Bar Number 176442, as a member of the State Bar of California is accepted.

DENNIS JOSEPH PRIOLO 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.

S221602**RASCH ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of EDWARD B. RASCH, State Bar Number 38667, as a member of the State Bar of California is accepted.

EDWARD B. RASCH 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.

S221603**REYNOLDS ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ABRAM DAVID REYNOLDS, State Bar Number 63618, as a member of the State Bar of California is accepted.

ABRAM DAVID REYNOLDS 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.

S221604**REYNOLDS ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ELAINE ELIZABETH REYNOLDS, State Bar Number 117372, as a member of the State Bar of California is accepted.

ELAINE ELIZABETH REYNOLDS 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.

S221605**SALZMAN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SHELLEY HILL SALZMAN, State Bar Number 98233, as a member of the State Bar of California is accepted.

SHELLEY HILL SALZMAN 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.

S221606**TURNER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WILLIAM L. TURNER, State Bar Number 109145, as a member of the State Bar of California is accepted.

WILLIAM L. TURNER 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.

S221608**WINDELL ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CARL THOMAS WINDELL, State Bar Number 39482, as a member of the State Bar of California is accepted.

CARL THOMAS WINDELL 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.