

***[NO MINUTES WERE GENERATED FOR
TUESDAY, OCTOBER 1, 2019]***

1395

**SUPREME COURT MINUTES
WEDNESDAY, OCTOBER 2, 2019
SAN FRANCISCO, CALIFORNIA**

S258314 D076062 Fourth Appellate District, Div. 1 **WATSON (ARTHUR LEE),
ESTATE OF**

Time for ordering review extended on the court's own motion

Having received the petition for review within the court's original jurisdiction, the time for ordering review on the court's own motion is hereby extended to December 2, 2019. (Cal. Rules of Court, rule 8.512(c).)

S065877 **PEOPLE v. LOPEZ (BOBBY)
& TRUJEQUE (JAMES)**

Extension of time granted

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

Based upon counsel Joseph Baxter's representation that the appellant Bobby Lopez's opening brief is anticipated to be filed by January 2, 2020, an extension of time in which to serve and file that brief is granted to November 4, 2019. After that date, only one further extension totaling about 58 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).)

S152463 **PEOPLE v. HILL (IVAN J.)**
Extension of time granted

Upon application of appellant's counsel, Supervising Deputy State Public Defender Christina A. Spaulding, an extension of time in which to serve and file the appellant's opening brief is granted to October 28, 2019. After that date no further extension will be granted.

S155617 **PEOPLE v. SILVA
(MAURICIO)**

Extension of time granted

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

Upon application of counsel Victor S. Haltom, an extension of time in which to file the appellant's reply brief is granted to October 28, 2019. After that date only one further extension totaling 17 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).)

S164370**PEOPLE v. VOLARVICH
(BRENDT ANTHONY)**

Extension of time granted

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

Based upon counsel John R. Grele's representation that the appellant's opening brief is anticipated to be filed by December 31, 2019, an extension of time in which to serve and file that brief is granted to November 15, 2019. After that date, only one further extension totaling about 45 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).)

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

Application to file over-length brief granted

Appellant's "Appellant's Application for Leave to File Opening Brief Longer than 102,000 Words," is granted up to 153,000 words, without prejudice to filing a renewed motion no later than 14 days before the anticipated filing date.

S180112**PEOPLE v. DANIELS, JR.,
(JACKSON CHAMBERS)**

Extension of time granted

Based upon Assistant State Public Defender Denise Kendall's representation that the appellant's opening brief is anticipated to be filed by February 12, 2020, an extension of time in which to serve and file that brief is granted to December 2, 2019. After that date, only two further extensions totaling about 74 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).)

S184521**PEOPLE v. DUNN (AARON
NORMAN)**

Extension of time granted

Based upon counsel Dennis C. Cusick's representation that the appellant's reply brief is anticipated to be filed by November 25, 2019, an extension of time in which to serve and file that brief is granted to November 25, 2019. After that date, no further extension is contemplated.

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

Extension of time granted

Based upon counsel Patricia A. Scott's representation that the appellant's reply brief is anticipated to be filed by November 26, 2019, an extension of time in which to serve and file that brief is granted to November 26, 2019. After that date, no further extension is contemplated.

S185221**PEOPLE v. LEWIS (TRAVIS
JEREMY)**

Extension of time granted

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

Based upon counsel Tara K. Allen's representation that the appellant's reply brief is anticipated to be filed by December 30, 2019, an extension of time in which to serve and file that brief is granted to November 26, 2019. After that date, only one further extension totaling about 33 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).)

S188035**PEOPLE v. JENNINGS
(GLENN WADE)**

Extension of time granted

Based upon counsel Sharon Fleming's representation that the appellant's opening brief is anticipated to be filed by April 20, 2020, an extension of time in which to serve and file that brief is granted to November 18, 2019. After that date, only three further extensions totaling about 155 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).)

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

Extension of time granted

Based upon Supervising Deputy Attorney General Kenneth N. Sokoler's representation that the respondent's brief is anticipated to be filed by October 28, 2019, an extension of time in which to serve and file that brief is granted to October 28, 2019. After that date, no further extension is contemplated.

S190702**SOLOMON, JR., (MORRIS)
ON H.C.**

Extension of time granted

Based upon counsel Paula Fog's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by May 20, 2020, an extension of time in which to serve and file that document is granted to December 2, 2019. After that date, only three further extensions totaling about 169 additional days are contemplated.

S199741**PEOPLE v. WILLIAMS
(MANLING TSANG)**

Extension of time granted

Upon application of appellant's counsel, Linda F. Robertson, an extension of time in which to serve and file the appellant's opening brief is granted to November 4, 2019. After that date, only one further extension totaling about 40 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).)

S207510**PEOPLE v. BARBAR
(MICHAEL)**

Extension of time granted

Upon application of counsel Senior Deputy State Public Defender Lisa M. Romo, an extension of time in which to file the appellant's opening brief is granted to December 2, 2019. After that date, only one further extension totaling about 62 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).)

S211187**SOUZA (MATTHEW ARIC)
ON H.C.**

Extension of time granted

Based upon counsel Marylou Hillberg's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by June 1, 2020, an extension of time in which to serve and file that document is granted to November 18, 2019. After that date, only four further extensions totaling about 195 additional days are contemplated.

S212030**PEOPLE v. PEREZ (JOHN
MICHAEL) & RUIZ (RUDY
ANTHONY)**

Extension of time granted

On application of appellant John Michael Perez, it is ordered that the time to serve and file appellant's opening brief is extended to November 26, 2019.

S212030**PEOPLE v. PEREZ (JOHN
MICHAEL) & RUIZ (RUDY
ANTHONY)**

Extension of time granted

On application of appellant Rudy Ruiz, it is ordered that the time to serve and file appellant's opening brief is extended to November 26, 2019.

S214388**PEOPLE v. AGUILAR
(JEFFREY)**

Extension of time granted

Upon application of counsel William Hassler, an extension of time in which to file the appellant's opening brief is granted to November 12, 2019. After that date, only three further extensions totaling about 136 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).)

S214433**ROUNTREE (CHARLES F.)
ON H.C.**

Extension of time granted

Based upon Deputy Attorney General Ross K. Naughton's representation that the informal

response to the petition for writ of habeas corpus is anticipated to be filed by November 4, 2019, an extension of time in which to serve and file that document is granted to November 4, 2019. After that date, no further extension is contemplated.

S214649**PEOPLE v. WADE
(ANTHONY DARNELL)**

Extension of time granted

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

Based upon counsel Glen Niemy's representation that the appellant's opening brief is anticipated to be filed by January 21, 2020, an extension of time in which to serve and file that brief is granted to November 22, 2019. After that date, only one further extension totaling about 59 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).)

S214846**SATELE (WILLIAM TUPUA)
ON H.C.**

Extension of time granted

Based upon counsel Robert M. Sanger's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by June 27, 2020, an extension of time in which to serve and file that document is granted to November 26, 2019. After that date, only four further extensions totaling about 215 additional days are contemplated.

S216466**PEOPLE v. BALCOM (JASON
MICHAEL)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to November 26, 2019.

S217284**JONES (BRYAN MAURICE)
ON H.C.**

Extension of time granted

Based upon counsel Shelley J. Sandusky's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by March 12, 2020, an extension of time in which to serve and file that document is granted to November 12, 2019. After that date,

only two further extensions totaling about 120 additional days are contemplated.

S219152

**PEOPLE v. NISSENSOHN
(JOSEPH MICHAEL)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to December 2, 2019.

S222615

**PEOPLE v. BELTRAN
(FRANCISCO)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to November 25, 2019.

S224408

**PEOPLE v. RAMIREZ
(RICHARD RAYMOND)**

Extension of time granted

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

Based upon counsel Barry Morris's representation that the appellant's reply brief is anticipated to be filed by January 1, 2020, an extension of time in which to serve and file that brief is granted to October 28, 2019. After that date, only one further extension totaling about 66 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).)

S224635

**PEOPLE v. CABALLERO
(ROBERT LOUIS)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to December 2, 2019.

S224710

**PEOPLE v. ESPARZA
(ANGEL ANTHONY)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to December 2, 2019.

S250108 G054241 Fourth Appellate District, Div. 3 **PEOPLE v. LEMCKE
(DESIRAE LEE)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the response to amicus curiae brief is extended to November 6, 2019.

S253574 **MENDOZA (LEOPOLDO
PENA); CORTES (JOSE
ARMANDO); SANCHEZ
(ELVIZ) v. FONSECA
McELROY GRINDING CO.,
INC.; GRANITE ROCK
COMPANY**

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 October 31, 2019.

S255262 B283122 Second Appellate District, Div. 2 **SASS (DEBORAH) v. COHEN
(THEODORE)**

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 November 13, 2019.

S256659 B268380/B271185 Second Appellate District, Div. 8 **HAN (SUNNIE H.) v.
HALLBERG, JR., (RICHARD)**

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 November 4, 2019.

S141519 **PEOPLE v. HIN (MAO)**
Order filed

Appellant's "Application and Declaration of Good Cause to File an Oversize Supplemental Brief," filed September 27, 2019, is granted. Respondent must serve and file a supplemental respondent's brief within 30 days of the filing of this order. Any reply by the appellant must be served and filed within 30 days of the filing of the supplemental respondent's brief.

S189992**PEOPLE v. SHORTS
(DONALD) & TUCKER
(JAMAR)**

Order filed

The order filed in the above matter on September 10, 2019, is amended to read as follows: Based upon Senior Deputy State Public Defender Andrea G. Asaro's representation that appellant Donald Shorts's reply brief is anticipated to be filed by May 6, 2020, an extension of time in which to serve and file that brief is granted to November 4, 2019. After that date, only three further extensions totaling about 185 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).)

S257972**HASH (LAWRENCE
GEORGE) v. S.C. (PEOPLE)**

Transferred to Court of Appeal, Fourth Appellate District, Division Two

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

S258040**SPILLARD II (EVERETT L.)
v. S.C. (PEOPLE)**

Transferred to Court of Appeal, First Appellate District

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

S258044**DALTON (ALVIN) 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, 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.

S258137

**ASHANTI (ASKIA SANKOFA)
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.

**SUPREME COURT MINUTES
WEDNESDAY, OCTOBER 2, 2019
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 October 2, 2019, at 9:00 a.m.

Present: Chief Justice Tani Cantil-Sakauye, presiding, and Associate Justices Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban.

Officers present: Jorge Navarrete, Clerk and Executive Officer, and Gail Gray, Calendar Coordinator.

S247266 California School Boards Association et al., Plaintiffs and Appellants,
v.
State of California et al., Defendants and Respondents.

Cause called. Deborah B. Caplan argued for Appellants.
Seth E. Goldstein, Office of the Attorney General, argued for Respondents.

Mrs. Caplan replied.
Cause submitted.

S245996 San Diegans for Open Government, Plaintiff and Appellant,
v.
Public Facilities Financing Authority of the City of San Diego et al.,
Defendants and Respondents.

Cause called. Meghan Ashley Wharton, Office of the City Attorney, argued for Respondents.
Rachel E. Moffitt argued for Appellant.

Mrs. Wharton replied.
Cause submitted.

S242244 The People, Plaintiff and Respondent,
 v.
 Alejandro O. Guzman, Defendant and Appellant.

Cause called. Verna Wefald, Court Appointed Counsel, argued for Appellant.
J. Michael Lehmann, Office of the Attorney General, argued for Respondent.

Mrs. Wefald replied.
Cause submitted.

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

Court reconvened pursuant to recess.
Members of the court and officer present as first shown.

S240156 Don L. Mathews et al., Plaintiffs and Appellants,
 v.
 Xavier Becerra, as Attorney General, etc., et al., Defendants and Respondents.

Cause called. Mark Hardiman argued for Appellants.
Trenton H. Norris argued for Amici Curiae, Amici Curiae Scholars, Amanda Agan et al.
Aimee Feinberg, Office of the Attorney General, argued for Respondents.

Mr. Hardiman replied.
Cause submitted.

S244166 The People, Plaintiff and Respondent,
 v.
 Jason Arron Arredondo, Defendant and Appellant.

Cause called. Steven Torres, Court Appointed Counsel, argued for Appellant.
Annie Featherman Fraser, Office of the Attorney General, argued for Respondent.

Mr. Torres replied.
Cause submitted.

S067392

The People, Plaintiff and Respondent,
v.
Daniel Carl Frederickson, Defendant and Appellant.

Cause called. Douglas Ward, Court Appointed Counsel, argued for Appellant.
Tami F. Hennick, Office of the Attorney General, argued for Respondent.

Mr. Ward replied.
Cause submitted.

S130263

In re Kenneth Earl Gay on Habeas Corpus.

(To be called and continued to a future oral argument calendar.)

Court adjourned.