

**SUPREME COURT MINUTES  
WEDNESDAY, OCTOBER 30, 2019  
SAN FRANCISCO, CALIFORNIA**

**S256698**      E069088 Fourth Appellate District, Div. 2      **PEOPLE v. GENTILE, JR.,  
(JOSEPH)**

Issues ordered limited

Review was granted in this matter on September 11, 2019. The issues to be briefed and argued are limited to the following: 1. Does the amendment to Penal Code section 188 by recently enacted Senate Bill No. 1437 eliminate second degree murder liability under the natural and probable consequences doctrine? 2. Was it prejudicial error to instruct the jury in this case on natural and probable consequences as a theory of murder?

**S257738**      D074536 Fourth Appellate District, Div. 1      **PEOPLE v. BURNS  
(DERRICK LYLE)**

Petition for review granted; briefing deferred

The People's petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Frahs*, S252220 (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. Defendant's petition for review is denied.

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S257939**      A153804 First Appellate District, Div. 2      **PEOPLE v. DEVALLE  
(GREGORY)**

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 *People v. Frahs*, S252220 (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., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S258139** H046413 Sixth Appellate District**PEOPLE v. JACKSON  
(THOMAS)**

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 *People v. McKenzie*, S251333 (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., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S258141** H046139 Sixth Appellate District**PEOPLE v. JACKSON  
(THOMAS)**

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 *People v. McKenzie*, S251333 (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., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S253372****JOHNSON (RONDALYN S.)  
ON H.C.**

Order to show cause issued, returnable in Superior Court

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause before the Los Angeles County Superior Court, when the matter is ordered on calendar, why relief should not be granted on the ground that petitioner is entitled to a fitness hearing under Welfare and Institutions Code section 707, subdivision (a), as conceded by the Attorney General in his informal response filed August 6, 2019. The contention that petitioner is entitled to a hearing under *People v. Franklin* (2016) 63 Cal.4th 261 is denied without prejudice to a motion made in the Los Angeles County Superior Court pursuant to Penal Code section 1203.01. (See *In re Cook* (2019) 7 Cal.5th 439.) The return must be served and filed on or before December 2, 2019.

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S257541**      E069330 Fourth Appellate District, Div. 2      **TORRICELLAS (THERESA)  
v. BURKHARDT (PHYLLIS)**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Two

The petition for review is granted. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, for reconsideration in light of *Yarbrough v. Superior Court* (1985) 39 Cal.3d 197 and pages 578 to 582 of the clerk's transcript in which petitioner requested the appointment of counsel and objected that she had not been notified of the basis for the dismissal of her First Amended Complaint.

The request for an order directing publication of the opinion is denied.

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S257677**      A153826 First Appellate District, Div. 3      **IN RE M.O.**  
Petition for review granted; transferred to Court of Appeal, First Appellate District, Division Three

The petition for review is granted. The matter is transferred to the Court of Appeal, First Appellate District, Division Three, with directions to vacate its decision and reconsider the cause in light of *In re Ricardo P.* (2019) 7 Cal.5th 1113. (See Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S257766**      A157519 First Appellate District, Div. 3      **SHIELDS (REMON) v. S.C.  
(PEOPLE)**

Petition for review granted; transferred to Court of Appeal, First Appellate District, Division Three, with directions to issue an order to show cause

The petition for review is granted. The matter is transferred to the Court of Appeal, First Appellate District, Division Three. That court is ordered to vacate its summary denial dated August 22, 2019, refile the petition as a petition for writ of habeas corpus, and is further ordered to issue an order to show cause, returnable before that court. The Secretary of the Department of Corrections and Rehabilitation is to be ordered to show cause, when the matter is placed on calendar, why petitioner is not entitled to a juvenile transfer hearing pursuant to Proposition 57. (See *In re Estrada* (1965) 63 Cal.2d 740; *People v. Garcia* (2018) 30 Cal.App.5th 316.)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuellar, Kruger, and Groban, JJ.

**S250413** F072024 Fifth Appellate District

**PEOPLE v. ELWELL (AARON PAUL)**

Transferred to Court of Appeal, Fifth Appellate District, after hold

The above-captioned matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and to reconsider the cause in light of *People v. Aledamat* (2019) 8 Cal.5th 1. (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S255134** D072678 Fourth Appellate District, Div. 1

**PEOPLE v. THURNAN (KEITH OMAR)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold

The above-captioned matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision, rule on defendant's motion for limited remand, and reconsider the cause in light of *People v. Aledamat* (2019) 7 Cal.5th 1, 9, footnote 4. (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S255215** D074901 Fourth Appellate District, Div. 1

**PEOPLE v. SMITH (CHRIS DAVID)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold

The above-captioned matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *People v. Aledamat* (2019) 8 Cal.5th 1, 9, footnote 4. (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S255291** D073930 Fourth Appellate District, Div. 1

**PEOPLE v. VALDERRAMA (CHRISTIAN)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division One

Review in the above-captioned matter, which was granted and held for *People v. Aledamat* (2019) 8 Cal.5th 1, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S255330**      C084518 Third Appellate District      **PEOPLE v. NOVINGER**  
**(STEPHEN ALAN)**

Dismissed and remanded to Court of Appeal, Third Appellate District

Review in the above-captioned matter, which was granted and held for *People v. Aledamat* (2019) 8 Cal.5th 1, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S255605**      D073554 Fourth Appellate District, Div. 1      **PEOPLE v. DAVIS (ERIC**  
**LEWIS)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold

The above-captioned matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *People v. Aledamat* (2019) 8 Cal.5th 1, 9, footnote 4. (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S255889**      E069417 Fourth Appellate District, Div. 2      **PEOPLE v. DUDZINSKY**  
**(MICHAEL WALTER)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Two

Review in the above-captioned matter, which was granted and held for *People v. Aledamat* (2019) 8 Cal.5th 1, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S255992**      D073804 Fourth Appellate District, Div. 1      **PEOPLE v. DURAN (ANGEL)**  
Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division One

Review in the above-captioned matter, which was granted and held for *People v. Aledamat* (2019) 8 Cal.5th 1, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S255996**      E069642 Fourth Appellate District, Div. 2      **PEOPLE v. WRIGHT**  
**(PERRY)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Two

Review in the above-captioned matter, which was granted and held for *People v. Aledamat* (2019) 8 Cal.5th 1, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S256039**      E069960 Fourth Appellate District, Div. 2      **PEOPLE v. CROMER**  
**(AARON RICHARD)**

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

The above-captioned matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and to reconsider the cause in light of *People v. Aledamat* (2019) 8 Cal.5th 1, 9, footnote 4. (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S256082**      G055864 Fourth Appellate District, Div. 3      **PEOPLE v. REYNOLDS**  
**(JAMES RICHARD)**

Transferred to Court of Appeal, Fourth Appellate District, Division Three, after hold

The above-captioned matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *People v. Aledamat* (2019) 8 Cal.5th 1. (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S256300**      G055492 Fourth Appellate District, Div. 3      **PEOPLE v. ESCALERA**  
**(HERIBERTO CONTRERAS)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Three,

Review in the above-captioned matter, which was granted and held for *People v. Aledamat* (2019) 8 Cal.5th 1, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S256360**      E069051 Fourth Appellate District, Div. 2      **PEOPLE v. COVARRUBIAS**  
**(JOSEPH JOHN)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Two

Review in the above-captioned matter, which was granted and held for *People v. Aledamat* (2019) 8 Cal.5th 1, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: Cantil-Sakauye, C. J., Chin, Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S257255**      A137905 First Appellate District, Div. 3      **PEOPLE v. WALKER**  
**(TIMOTHY LEE)**

Petitions for review denied

**S257453** A151127 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MENDOZA  
(RICHARD)**

**S257468** G055511 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CALHOUN (JOHN  
WAYNE)**

**S257556** A152363 First Appellate District, Div. 2

The petition for review is denied without prejudice to the right to seek relief by way of petition for writ of habeas corpus as to ineffective assistance of counsel and ineffective assistance of appellate counsel.

**PEOPLE v. THOMPkins  
(RAYMOND DELBERT)**

**S257612** B282851 Second Appellate District, Div. 1

Petition for review & publication request(s) denied  
Chin, J., was recused and did not participate.

**McCLeERY (TIMOTHY) v.  
ALLSTATE INSURANCE  
COMPANY**

**S257623** C086476 Third Appellate District

Petitions for review denied

**PEOPLE v. TURNER  
(HEAVEN LEANN)**

**S257670** B284001 Second Appellate District, Div. 8

Petitions for review denied

**PEOPLE v. GUERRERO  
(DAVID PAUL)**

**S257671** A156832 First Appellate District, Div. 5

Petition for review denied

**HERBERT (DANIEL JOSEPH)  
v. S.C. (PEOPLE)**

**S257673** C084439 Third Appellate District

Petition for review denied

**PEOPLE v. SCOTT  
(MICHAEL DANNY)**

**S257708** B299700 Second Appellate District, Div. 7

Petition for review denied

**ADAMS (PAUL) v. S.C.  
(GOTTLIEB)**

**S257713** B299885 Second Appellate District, Div. 4

Petition for review denied

**BERRYMAN (MANUEL LEE)  
v. S.C. (PEOPLE)**

**S257725** F075070 Fifth Appellate District

Petition for review denied

**PEOPLE v. HARRIS  
(PATRICK)**

**S257733** C087718 Third Appellate District

Petition for review denied

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

**S257735**

Petition for writ of certiorari denied

**ROBINSON (BENJAMIN) v.  
S.C.**

**S257756** B290563 Second Appellate District, Div. 1

Petition for review denied; CA opinion decertified

**PEOPLE v. ABDULLAH  
(WARITH DEEN)**

The petition for review is denied.

On the court's own motion, the Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed August 1, 2019, which appears at 38 Cal.App.5th 218. (Cal. Const., art. VI, section 14; Cal. Rules of Court, rule 8.1125(c)(2).)

**S257763** B299298 Second Appellate District, Div. 4

Petition for review denied

**MIRZA (NICOLAS) v. S.C.  
(MAXIM HEALTHCARE  
SERVICES, INC.)**

**S257781** A153633 First Appellate District, Div. 4

Petition for review denied

**FELARCA (YVETTE) v.  
WORDEN (TROY)**



**S257790** G054524 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. PETRONELLA  
(MICHAEL VINCENT)**

**S257794** B295212 Second Appellate District, Div. 4

Petition for review denied

**ANTELOPE VALLEY  
COMMUNITY COLLEGE  
DISTRICT v. PUBLIC  
EMPLOYMENT RELATIONS  
BOARD (ANTELOPE  
VALLEY COLLEGE  
FEDERATION OF  
CLASSIFIED EMPLOYEES)**

**S257802** H046054 Sixth Appellate District  
Petition for review denied

**IN RE G.C.**

**S257823** H044470 Sixth Appellate District  
Petition for review denied

**PEOPLE v. LIAH (JOSEPH)**

**S257845** B290450 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ASKIA (ABDUL  
MAJEED)**

**S257847** H047130 Sixth Appellate District  
Petition for review denied

**T. (D.) v. S.C. (PEOPLE)**

**S257863** A156371 First Appellate District, Div. 2  
Petition for review denied

**PHILLIPS (ERIC) ON H.C.**

**S257871** G055787 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. ESPINOZA  
(GABRIEL ANTONIO)**

**S257873** C078863/C081325 Third Appellate District

Petition for review denied

**PEOPLE v. READY (ISSACH JEROME)**

**S257895** D076305 Fourth Appellate District, Div. 1

Petition for review denied

**TERRY (PIERRE MARTEL) ON H.C.**

**S257906** B283865/B290482 Second Appellate District, Div. 2 **McLEOD (DONALD N.) v. RALPHS GROCERY COMPANY**

Petition for review denied

**S257919** C077246 Third Appellate District

Petition for review denied

**PEOPLE v. GRAHAM (SHARON)**

**S257936** F075955 Fifth Appellate District

Petition for review denied

**PEOPLE v. SILVA (GERARDO ALVAREZ)**

**S257943** H044510 Sixth Appellate District

Petition for review denied

**PEOPLE v. NGUYEN (LOAN THIHONG)**

**S257985**

Petition for writ of mandate/prohibition denied

**YOUN (AMI) v. COURT OF APPEAL, SECOND APPELLATE DISTRICT (CHUNG)**

**S258008** G056170 Fourth Appellate District, Div. 3

Petition for review denied

**PARDES (FRED S.) v. DOAN (SUSAN)**

<b>S258016</b>	B299197 Second Appellate District, Div. 6	<b>PANIGHETTI (WESLEY) ON H.C.</b>
Petition for review denied		
<b>S258074</b>	E070361 Fourth Appellate District, Div. 2	<b>PEOPLE v. McKENZIE, JR., (GAYLORD ALLEN)</b>
Petition for review denied		
<b>S258108</b>	B290690 Second Appellate District, Div. 8	<b>PEOPLE v. ROCHA (CHRISTOPHER)</b>
Petition for review denied		
<b>S258110</b>	B292018 Second Appellate District, Div. 6	<b>PEOPLE v. ALLRED (JESSICA LEA)</b>
Petition for review denied		
<b>S258113</b>	C084039 Third Appellate District	<b>PEOPLE v. DORSEY (DARNELL DEANGELO)</b>
Petition for review denied		
<b>S258114</b>	H045606 Sixth Appellate District	<b>PEOPLE v. GUTIERREZ (JOSE ELIAS)</b>
Petition for review denied		
<b>S258115</b>	F075005 Fifth Appellate District	<b>PEOPLE v. BAN (RIEN)</b>
Petition for review denied		
<b>S258116</b>	D074318 Fourth Appellate District, Div. 1	<b>PEOPLE v. GARIBAY (JOSE RICARDO)</b>
Petition for review denied		
<b>S258118</b>	E070694 Fourth Appellate District, Div. 2	<b>PEOPLE v. PARRA MARTINEZ (CHRISTOPHER A.)</b>
Petition for review denied		

**S258123** D074082 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. VANDERLINDEN  
(PATRICK ANTHONY)**

**S258131** B283511 Second Appellate District, Div. 3

Petition for review denied

**ANABI OIL CORPORATION  
v. HIGHLAND PARK OIL,  
INC.**

**S258132** E071034 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. PIERCE  
(REBECCA)**

**S258134** B288074 Second Appellate District, Div. 3

Petition for review denied

**BLECH (RAYMOND) v.  
BLECH (RICHARD)**

**S258136** D076339 Fourth Appellate District, Div. 1

Petition for review denied

**K. (J.) v. S.C. (IMPERIAL  
COUNTY DEPARTMENT OF  
SOCIAL SERVICES)**

**S258149** E071932 Fourth Appellate District, Div. 2

Petition for review denied

**IN RE L.C.**

**S258156** B290267 Second Appellate District, Div. 7

Petition for review denied

**IN RE K.W.**

**S258157** B290958 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. PATINO (JUSTIN  
ADRIAN)**

**S258163**

Petition for writ of mandate/prohibition denied

**TEDESCO (THOMAS S.),  
CONSERVATORSHIP OF**

**S258164** G056887 Fourth Appellate District, Div. 3

Petition for review denied

**BRAMLETT (ANTHEA) v.  
BRAMLETT (ARNOLD)**

**S258169** B285742 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DORROUGH  
(RAYNEL)**

**S258171** E069282 Fourth Appellate District, Div. 2

Petition for review denied

**CUMMING (STEVEN  
ROBERTSON) v.  
BLICKENSTAFF (NATALIE  
ANN)**

**S258172** E070538 Fourth Appellate District, Div. 2

Petition for review denied

**BLICKENSTAFF (NATALIE  
ANN) v. CUMMING (STEVEN  
ROBERTSON)**

**S258177** C086912 Third Appellate District

Petition for review denied

**PEOPLE v. KASIANOV  
(OLEKSANDR)**

**S258182** E073148 Fourth Appellate District, Div. 2

Petition for review denied

**RUNGE (CORY DEAN) ON  
H.C.**

**S258183** B280897 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. JELKS (KELVIN  
LAWRENCE)**

**S258215** B290037 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. SANCHEZ, JR.,  
(JOSE AGUSTIN)**

**S258216** E070937 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. RICKS, JR.,  
(SAUL)**

**S258217** B284747 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. AGUAYO (JOSE  
GUADALUPE)**

**S258220** F076114 Fifth Appellate District

Petition for review denied

**PEOPLE v. QUINONES  
(BENECIO FRUCTUOSO)**

**S258225** B289896 Second Appellate District, Div. 5

Petition for review denied

**CHARKHCHIAN  
(SHOOSHANIK) v.  
LOGISTICARE SOLUTIONS,  
LLC**

**S258226** B291123 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. JONES (DARRIN)**

**S258229** A153534 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ROMERO  
(ALBINO G.)**

**S258235** D075251 Fourth Appellate District, Div. 1

Petition for review denied  
Chin, J., was recused and did not participate.

**McCLELLAND (PAUL  
ALBERT),  
CONSERVATORSHIP OF**

**S258239** D076477 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. BUTLER  
(CHRISTOPHER STEVEN)**

**S258254** B299074 Second Appellate District, Div. 3

**JOHNSON (CLEAMON  
DEMONE) v. S.C. (PEOPLE)**

Petition for review & application for stay denied

**S258470**

**LEWIS (MILTON OTIS) v.  
SUPREME COURT OF  
CALIFORNIA (CALIFORNIA  
DEPARTMENT OF  
CORRECTIONS &  
REHABILITATION)**

Petition for writ of mandate/prohibition denied

**S258725**

**DEVILLE (FRANK) v. COURT  
OF APPEAL, SECOND  
APPELLATE DISTRICT,  
DIVISION EIGHT (WELLS  
FARGO HOME MORTGAGE)**

Petition for writ of certiorari & application for stay denied

**S238380**

**JACOBS (JAMES R.) ON H.C.**

Petition for writ of habeas corpus denied

**S244996**

**CAMPBELL (SIDNEY) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely].)

**S254169**

**HARRELL (GARY) 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 Palmer*, S256149 and *In re Palmer*, S252145.

**S255105**

**JORDAN, JR., (GREGORY)  
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 Palmer*, S256149 and *In re Palmer*, S252145.

**S256046**

Petition for writ of habeas corpus denied

**GARCIA (RALPH A.) ON H.C.****S256105**

Petition for writ of habeas corpus denied

**KYLE (DONTA) ON H.C.****S256294**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

**CALDERON (JOSE  
GUADALUPE) ON H.C.****S256295**

Petition for writ of habeas corpus denied

**REED (MAURICE) ON H.C.****S256842**

Petition for writ of habeas corpus denied

**LOAIZA (JAMES ANTHONY)  
ON H.C.****S256961**

Petition for writ of habeas corpus denied

**YABLONSKY (JOHN  
HENRY) ON H.C.****S257151**

Petition for writ of habeas corpus denied

**TIMBERLAKE (PAUL  
EDWARD) ON H.C.****S257155**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal].)

**BRAGGS (RAYMOND A.) ON  
H.C.****S257156**

Petition for writ of habeas corpus denied

**ELLINGTON, SR., (MARCUS  
R.) ON H.C.**



**S257171****CHAVIRA (VICTOR) ON H.C.**

Petition for writ of habeas corpus denied

**S257176****BANKS (RODNEY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

**S257199****BOWDEN (SHANE MONROE)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely].)

**S257299****GARDNER, JR., (DENNIS  
LAMAR) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S257301****DUNHAM (ARNOLD D.) ON  
H.C.**

Petition for writ of habeas corpus denied

**S257306****MARSICANO (BRAD) ON  
H.C.**

Petition for writ of habeas corpus denied

**S257328****BROWN (NORMAN  
ANTHONY) ON H.C.**

Petition for writ of habeas corpus denied

**S257368****FOREMAN (REECE) ON H.C.**

Petition for writ of habeas corpus denied

**S257393****BROWN (MATHEW AARON)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S257394****CHAN (HOY) ON H.C.**

Petition for writ of habeas corpus denied

**S257397****RIVERA (EFRAIN  
ARMENTA) ON H.C.**

Petition for writ of habeas corpus denied

**S257400****HERNANDEZ (JOSE  
CARLOS) ON H.C.**

Petition for writ of habeas corpus denied

**S257410****HENDERSON (THOMAS  
ALLEN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely].)

**S257411****WOODS (BARRY DeWAYNE)  
ON H.C.**

Petition for writ of habeas corpus denied

**S257415****ZULU (MAJESTIC) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].) Individual claims are denied, as applicable. (See *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**S257416****OROZCO (HECTOR) ON H.C.**

Petition for writ of habeas corpus denied

**S257421****HARDY (KRISTIN LEE) ON  
H.C.**

Petition for writ of habeas corpus denied

**S257422****MURPHY (TYRONE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S257423****PERALTA (JESUS) ON H.C.**

Petition for writ of habeas corpus denied

**S257438****BAPTISTE (KENNETH E.) ON  
H.C.**

Petition for writ of habeas corpus denied

**S257442****ROJAS (PAUL DOUGLAS)  
ON H.C.**

Petition for writ of habeas corpus denied

**S257445****LOVE (DANTE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**S257448****PEREZ (LINO ISAIAS  
DAVALOS) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege

sufficient facts with particularity].)

**S257461**

**GAUFF (TRAVIS) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence].)

**S257490**

**GAFFENEY, JR., (JIMMY L.)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**S257496**

**MARTIN (DOUGLAS M.) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S257506**

**FRANCO (RANDY) ON H.C.**

Petition for writ of habeas corpus denied

**S257507**

**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 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**S257508**

**VOYT (MIREK PAUL) ON  
H.C.**

Petition for writ of habeas corpus denied

**S257509****OSORIO (ARIOSTO LIRA)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal].)

**S257517****MOUNTFORD (DAVID G.)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

**S257519****WOOD (JEREMY) ON H.C.**

Petition for writ of habeas corpus denied

**S258125****MOUNTFORD (DAVID G.)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**S258203****ELLINGTON, SR., (MARCUS  
R.) ON H.C.**

Petition for writ of habeas corpus denied

**S258608****IONESCU (WILLIAM) ON  
H.C.**

The petition for writ of habeas corpus and request for stay are denied.

**S257731**

B283582 Second Appellate District, Div. 3

**PEOPLE v. ROBBINS  
(GARTH ALLEN)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 2, 2019.

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

Extension of time granted

Based upon Deputy Attorney General Jeffrey A. White's representation that the third supplemental respondent's brief is anticipated to be filed by November 1, 2019, an extension of time in which to serve and file that brief is granted to December 2, 2019. After that date, no further extension is contemplated.

**S174227****PEOPLE v. GUERRERO  
(JOSE)**

Extension of time granted

Based upon counsel J. Wilder Lee's representation that the appellant's reply brief is anticipated to be filed by January 10, 2020, an extension of time in which to serve and file that brief is granted to December 27, 2019. After that date, only one further extension totaling about 13 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).)

**S182161****PEOPLE v. JACKSON  
(LLOYD EARL)**

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 January 3, 2020.

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

Extension of time granted

Based upon Deputy Attorney General Kelly E. LeBel's representation that the respondent's brief is anticipated to be filed by November 27, 2019, an extension of time in which to serve and file that brief is granted to November 27, 2019. After that date, no further extension is contemplated.

**S207945****PEOPLE v. CANALES  
(OSMAN ALEX)**

Extension of time granted

Upon application of appellant's counsel, Patricia A. Scott, an extension of time in which to serve and file the appellant's opening brief is granted to December 13, 2019. After that date, no further

extension will be granted.

**S255371**      B290589 Second Appellate District, Div. 6      **PEOPLE v. MAYA (MISAEEL VENCES)**

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 December 9, 2019.

**S256978** C084853/C084911/C084960/C084964/C085101  
Third Appellate District      **PEOPLE v. RAYBON (GOLDY)**

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 November 20, 2019.

**S257304**      A147534 First Appellate District, Div. 4      **RIVERA (FRANCES) v. KENT (JENNIFER)**

Extension of time granted

On application of respondents and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to December 23, 2019.

**S258547**      **LIEBB ON REINSTATEMENT**  
Extension of time granted – STEPHEN LIEBB

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 November 20, 2019.

**S113653**      **PEOPLE v. HOYT (RYAN JAMES)**

Order filed

The request of counsel for appellant in the above-referenced cause to be allotted 45 minutes of oral argument time is hereby granted.

**S257074****SHAW GUTIERREZ  
(ARTURO FERNANDO) ON  
H.C.**

Motion to file document under seal denied

The motion to seal is denied without prejudice to resubmission of the petition for writ of habeas corpus and its attached exhibits I-AA in compliance with California Rules of Court, rule 8.46(d)(2)-(9).

**S258191****VAZQUEZ (GERARDO),  
ROMAN (GLORIA), &  
AGUILAR (JUAN) v.  
JAN-PRO FRANCHISING  
INTERNATIONAL, INC.**

Order filed

On application of appellant, the request for permission to file a joint letter in reply to amicus letters in support of certification order is granted.

**S258063**

Petition denied

(accusation)

**ACCUSATION OF JACKSON****S257583****CUNNINGHAM ON  
DISCIPLINE**

Petition for review denied; disbarred

The petition for review is denied.

The court orders that ARCHIBALD ROBERT CUNNINGHAM (Respondent), State Bar Number 210625, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must comply with California Rules of Court, rule 9.20, 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.

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.