

**SUPREME COURT MINUTES
FRIDAY, SEPTEMBER 1, 2017
SAN FRANCISCO, CALIFORNIA**

S242589 H042304 Sixth Appellate District **AVILA (ILIDIO) v. CITY OF
SAN JOSE**

The time for granting or denying review in the above-entitled matter is hereby extended to September 29, 2017.

S242835 A144500 First Appellate District, Div. 1 **SAN FRANCISCO, CITY &
COUNTY OF v. REGENTS OF
THE UNIVERSITY OF
CALIFORNIA**

The time for granting or denying review in the above-entitled matter is hereby extended to September 29, 2017.

S242922 D070931 Fourth Appellate District, Div. 1 **PEOPLE v. SNELL
(MATHEW)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 29, 2017.

S242927 A147522 First Appellate District, Div. 2 **GRAPPO (DONALD T.) v.
McMILLS (HEATHER)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 29, 2017.

S242928 A151433 First Appellate District, Div. 5 **HERTZ CORPORATION v.
S.C. (LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 29, 2017.

S242966 B267358 Second Appellate District, Div. 3 **CHANGO COFFEE, INC. v.
APPLIED UNDERWRITERS,
INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to October 4, 2017.

S242972

B272301 Second Appellate District, Div. 6

PEOPLE v. VAUGHN (MARK EDWARD)

The time for granting or denying review in the above-entitled matter is hereby extended to October 4, 2017.

S146528**PEOPLE v. SNYDER
(JANEEN MARIE) &
THORNTON (MICHAEL
FORREST)**

Extension of time granted

On application of appellant Michael Thornton and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 27, 2017.

S146528**PEOPLE v. SNYDER
(JANEEN MARIE) &
THORNTON (MICHAEL
FORREST)**

Extension of time granted

On application of appellant Janeen Marie Snyder and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 27, 2017.

S172432**PEOPLE v. CHEATHAM
(STEVEN DEWAYNE)**

Extension of time granted

Good cause appearing, and based upon counsel Conrad Petermann's representation that the appellant's reply brief is anticipated to be filed by March 1, 2018, an extension of time in which to file that brief is granted to November 1, 2017. After that date, only two further extensions totaling about 119 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).)

S173784**PEOPLE v. OYLER
(RAYMOND LEE)**

Extension of time granted

Good cause appearing, and based upon counsel Michael Clough's representation that the appellant's reply brief is anticipated to be filed by February 28, 2018, an extension of time in which to file that brief is granted to October 30, 2017. After that date, only two further extensions totaling about 122 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).)

S186271**PEOPLE v. JOHNSON (MILA)**

Extension of time granted

Good cause appearing, and based upon counsel Mark Greenberg's representation that the appellant's opening brief is anticipated to be filed by October 25, 2017, an extension of time in which to file that brief is granted to October 25, 2017. After that date, no further extension is contemplated.

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

Extension of time granted

Good cause appearing, and based upon counsel Lisa R. Short's representation that the appellant's opening brief is anticipated to be filed by May 28, 2018, an extension of time in which to file that brief is granted to October 27, 2017. After that date, only four further extensions totaling about 211 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).)

S190636**PEOPLE v. HALVORSEN
(ARTHUR HANS)**

Extension of time granted

Good cause appearing, and based upon Assistant State Public Defender Jessica K. McGuire's representation that the appellant's opening brief is anticipated to be filed by December 15, 2017, counsel's request for an extension of time in which to file that brief is granted to November 7, 2017. After that date, only one further extension totaling about 38 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).)

S195568**PEOPLE v. BELL
(CIMARRON BERNARD)**

Extension of time granted

Good cause appearing, and based upon counsel John L. Staley's representation that the appellant's opening brief is anticipated to be filed by November 1, 2017, an extension of time in which to file that brief is granted to November 1, 2017. After that date, no further extension is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S195973**BIVERT (KENNETH RAY)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Alice Lustre's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by September 15, 2017, an extension of time in which to file that brief is granted to September 15, 2017. After that date, no further extension is contemplated.

S201205**PEOPLE v. MOORE (RYAN
T.)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 30, 2017.

S203514**PEOPLE v. HUGHES
(MICHAEL)**

Extension of time granted

Good cause appearing, and based upon counsel Randall Bookout's representation that the appellant's opening brief is anticipated to be filed by January 1, 2018, an extension of time in which to file that brief is granted to November 6, 2017. After that date, only one further extension totaling about 56 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).)

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

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 30, 2017.

S208354**PEOPLE v. HIRSCHFIELD
(RICHARD JOSEPH)**

Extension of time granted

Good cause appearing, and based upon counsel Mark D. Lenenberg's representation that the appellant's opening brief is anticipated to be filed by August 30, 2019, an extension of time in which to file that brief is granted to October 30, 2017. After that date, only eleven further extensions totaling about 669 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).)

S239958 A142793 First Appellate District, Div. 3

**CAL FIRE LOCAL 2881 v.
CALIFORNIA PUBLIC
EMPLOYEES' RETIREMENT
SYSTEM (STATE OF
CALIFORNIA)**

Extension of time granted

On application of intervener and respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 2, 2017.

S240918 B265752 Second Appellate District, Div. 7

**SAMARA (RANA) v. MATAR
(HATTHAM)**

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 November 7, 2017.

S241892

**MEAS (CHENDARETH
THORNIE) ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to September 27, 2017.

S242022

**McGINNIS (RAYMOND A.)
ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to September 22, 2017.

S242597

**GARFIELD BEACH CVS,
LLC v. CALIFORNIA
DEPARTMENT OF
ALCOHOLIC BEVERAGE
CONTROL**

Extension of time granted

On application of respondent California Department of Alcoholic Beverage Control and good cause appearing, it is ordered that the time to serve and file the informal response is extended to September 5, 2017.

S242885**7-ELEVEN, INC. v.
DEPARTMENT OF
ALCOHOLIC BEVERAGE
CONTROL**

Extension of time granted

On application of the Department of Alcoholic Beverage Control and good cause appearing, it is ordered that the time to serve and file the informal response is extended to September 5, 2017.

S243447**SAL/TAZ , INC. v.
CALIFORNIA DEPARTMENT
OF ALCOHOLIC BEVERAGE
CONTROL**

Extension of time granted

On application of respondent California Department of Alcoholic Beverage Control and good cause appearing, it is ordered that the time to serve and file the informal response is extended to September 5, 2017.

S242198 D069633 Fourth Appellate District, Div. 1**PEOPLE v. BESSETTE
(DONALD JOSEPH)**

Counsel appointment order filed

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

S243768**ROBINSON (ALBERT) 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.

S229879**MILLER ON DISCIPLINE**

Probation revoked

The court orders that the probation of DANE PAUL MILLER, State Bar Number 226332, is revoked. The court further orders that:

1. DANE PAUL MILLER is suspended from the practice of law for a minimum of one year, and he will remain suspended until the following conditions are satisfied:
 - i. He provides to the Office of Probation satisfactory proof of attendance at a session of the State Bar Ethics School and passage of the test given at the end of that session;
 - ii. He provides to the Office of Probation satisfactory proof of attendance at a session of

the Ethics School Client Trust Accounting School and passage of the test given at the end of that session; and

- iii. If he remains suspended for two years or more as a result of not satisfying the preceding conditions, he must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and present learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)

2. DANE PAUL MILLER is given credit towards the one year suspension for the period of involuntary inactive enrollment which commenced on June 16, 2017.

DANE PAUL MILLER must also 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. Failure to do so may result in disbarment or suspension.

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.

S242407**HELLER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that LYNDSEY MICHELLE HELLER, State Bar Number 188234, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

LYNDSEY MICHELLE HELLER must also 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.

S242408**BAYARD ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that THOMAS JAMES BAYARD, State Bar Number 226247, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

THOMAS JAMES BAYARD must also 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.

S242409**KUCSAN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that BRIAN JOSEPH KUCSAN, State Bar Number 230951, is disbarred from the practice of law and that his name is stricken from the roll of attorneys.

BRIAN JOSEPH KUCSAN must also 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.

S242412**LEE III ON DISCIPLINE**

Recommended discipline imposed

The court orders that RAYMOND THOMAS LEE III, State Bar Number 206308, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. RAYMOND THOMAS LEE III is suspended from the practice of law for the first six months of probation;
2. RAYMOND THOMAS LEE III must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 25, 2017; and
3. At the expiration of the period of probation, if RAYMOND THOMAS LEE III has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

RAYMOND THOMAS LEE III must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

RAYMOND THOMAS LEE III must also 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. Failure to do so may result in disbarment or suspension.

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. One-half of the costs must be paid with his membership fees for each of the years 2018 and 2019. If RAYMOND THOMAS LEE III fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S242414**NETTO ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that LOUISA MORITZ NETTO, State Bar Number 232509, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

LOUISA MORITZ NETTO must also 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.

S242505**KELLER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MARTIN EDGAR KELLER, State Bar Number 104159, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

MARTIN EDGAR KELLER must also 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.

S242510**HANLEY ON DISCIPLINE**

Recommended discipline imposed

The court orders that TERRI RAYNELL HANLEY, State Bar Number 199811, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and she is placed on probation for two years subject to the following conditions:

1. TERRI RAYNELL HANLEY is suspended from the practice of law for a minimum of the first 30 days of probation, and she will remain suspended until the following conditions are satisfied:
 - i. She makes restitution to Denise and Dennis Cullen in the amount of \$750 plus 10 percent interest per year from October 9, 2015 (or reimburses the Client Security Fund, to the extent of any payment from the Fund to Denise and Dennis Cullen, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles;
 - ii. If she remains suspended for 90 days or more as a result of not satisfying the preceding condition, she 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 120 and 130 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension; and
 - iii. If she remains suspended for two years or more as a result of not satisfying the preceding condition, she must also provide proof to the State Bar Court of her

rehabilitation, fitness to practice and present learning and ability in the general law before her suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)

2. TERRI RAYNELL HANLEY must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on March 16, 2017.
3. At the expiration of the period of probation, if TERRI RAYNELL HANLEY has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

TERRI RAYNELL HANLEY must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

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.

S242598**ANDERSON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that EVAN G. ANDERSON, State Bar Number 249319, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

EVAN G. ANDERSON must also 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.

S242602**DONAHUE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that CARI DONAHUE, State Bar Number 273436, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

CARI DONAHUE must make restitution to Assad Kabban in the amount of \$45,550 plus 10 percent interest per year from November 17, 2014. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

CARI DONAHUE must also 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.

S242613**ALLEN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JUSTIN THOMAS ALLEN, State Bar Number 238195, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JUSTIN THOMAS ALLEN must make restitution to Julie Vang in the amount of \$2,000 plus 10 percent interest per year from January 16, 2015. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

JUSTIN THOMAS ALLEN must also 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.

S242616**CAMACHO ON DISCIPLINE**

Recommended discipline imposed

The court orders that LUIS WALTERS CAMACHO, State Bar Number 163331, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. LUIS WALTERS CAMACHO is suspended from the practice of law for the first 90 days of probation;
2. LUIS WALTERS CAMACHO must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on March 17, 2017; and
3. At the expiration of the period of probation, if LUIS WALTERS CAMACHO has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

LUIS WALTERS CAMACHO must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

LUIS WALTERS CAMACHO must also 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. Failure to do so may result in disbarment or suspension.

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. One third of the costs must be paid with his membership fees for each of the years 2018, 2019, and 2020. If LUIS WALTERS CAMACHO fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S242618**CUMMINGS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that STEVEN RANDALL CUMMINGS, State Bar Number 150518, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. STEVEN RANDALL CUMMINGS must also 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.

S242631**DEETMAN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that BERNARD RICHARD DEETMAN, State Bar Number 120511, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. BERNARD RICHARD DEETMAN must also 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.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,327)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

A147499

First Appellate District, Div. 4

**FRIENDS OF OUTLET
CREEK v. COUNTY OF
MENDOCINO**

The above-entitled matter, now pending in the Court of Appeal, First Appellate District, is transferred from Division Four to Division One.