

**SUPREME COURT MINUTES  
WEDNESDAY, SEPTEMBER 9, 2020  
SAN FRANCISCO, CALIFORNIA**

**S263588**      A159563 First Appellate District, Div. 4      **WALKER (JEFFREY) v. S.C.  
(PEOPLE)**

Petition for review granted

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

**S263129**      B300341 Second Appellate District, Div. 1      **PEOPLE v. WILLIAMS  
(ANZYLON)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Lopez*, S258175 and *People v. Lewis*, S260598 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263323**      B298698 Second Appellate District, Div. 3      **PEOPLE v. ORCASITAS (JOE  
TOMAS)**

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. Lewis*, S260598 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263518**      G057618 Fourth Appellate District, Div. 3      **PEOPLE v. JUAREZ  
(ALBERT JULIAN)**

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. Lopez*, S258175 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263544**      A157879 First Appellate District, Div. 4

**PEOPLE v. BOODE  
(SHAWNDRRA STARR)**

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. Lewis*, S260598 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263563**      C090013 Third Appellate District

**PEOPLE v. JONES (EDWARD  
DAVID)**

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. Lewis*, S260598 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263602**      D074159 Fourth Appellate District, Div. 1

**PEOPLE v. MILAZO (MARK)**

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. Esquivel*, S262551 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263606**      E072550 Fourth Appellate District, Div. 2

**PEOPLE v. SIMMONS  
(KWAME T.)**

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. Lewis*, S260598 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263661**      B300949 Second Appellate District, Div. 5      **PEOPLE v. GUTIERREZ**  
**(OSCAR)**

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. Lewis*, S260598 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263669**      B297430 Second Appellate District, Div. 2      **PEOPLE v. MEDRANO**  
**(ROLANDO)**

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. Lewis*, S260598 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263671**      G057539 Fourth Appellate District, Div. 3      **PEOPLE v. PEREZ, JR.,**  
**(EMILIANO)**

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. Lewis*, S260598 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263699**      E075406 Fourth Appellate District, Div. 2      **PEOPLE v. S.C. (D.C.)**  
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 *O.G. v. Superior Court*, S259011 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S263797**      B298820 Second Appellate District, Div. 5      **PEOPLE v. LEWIS (DEVIN LAMONT)**

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. Lopez*, S258175 (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., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

**S259045**      **COLLINS (ARTERO) 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 resentencing under Senate Bill 620 (Stats. 2017, ch. 682). The return must be served and filed on or before October 9, 2020.

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

**S261957**      **CARTER (VINCENT LEE) 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, returnable before the San Mateo County Superior Court, when the matter is ordered on calendar, why petitioner is not entitled to a hearing for clarification of the sentencing record and any appropriate correction of the abstract of judgment and September 9, 2014, minute order, as recommended by the Attorney General in his informal response filed with this court on July 13, 2020. The return must be served and filed on or before October 9, 2020.

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

**S263594**      A160553 First Appellate District, Div. 1      **ROLLINS (THOMAS) v. S.C. (PEOPLE)**

Petition for review granted; transferred to Court of Appeal, First Appellate District, Division One, 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 One, with directions to vacate its order denying the writ for habeas corpus, prohibition, or other appropriate relief and to issue an order directing the respondent superior court to show cause why the relief sought in the petition should not be granted.

The temporary stay issued by this court on July 30, 2020, shall remain in place pending further

order of the Court of Appeal.

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

**S263607**      G058628 Fourth Appellate District, Div. 3      **SHARP (GEORGE) v. CORIX BIOSCIENCE, INC.**

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

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, Fourth Appellate District, Division Three, for further proceedings.

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

**S197781**      **PEOPLE v. REED (DAVID JOHN)**

Appeal abated

As indicated in a certified copy of a certificate of death, appellant John David Reed died on July 7, 2020. Accordingly, the "Motion to Abate Proceedings," filed by counsel for appellant on August 31, 2020, is granted. The appeal in *People v. John David Reed*, case no. S197781, is permanently abated, and the Superior Court of California, County of Riverside is directed to enter an order to that effect in case no. INF051437. (*People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.).

**S258283**      D075217 Fourth Appellate District, Div. 1      **QUIDEL CORPORATION v. S.C. (BECKMAN COULTER, INC.)**

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 reconsider the cause in light of *Ixchel Pharma LLC v. Biogen, Inc.* (2020) 9 Cal.5th 1130. (Cal. Rules of Court, rule 8.528(d).)

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

**S259382**      B292582 Second Appellate District, Div. 8      **PARRISH (KAHEAL JEVON) ON H.C.**

Transferred to Court of Appeal, Second Appellate District, Division Eight, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Eight, with directions to vacate its decision and reconsider the cause in light of *In re*

*Scoggins* (2020) 9 Cal.5th 667. (Cal. Rules of Court, rule 8.528(d).)

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

**S261450**      A157020 First Appellate District, Div. 5      **McDOWELL (DONALD WILLIAM) ON H.C.**

Transferred to Court of Appeal, First Appellate District, Division Five, after hold

The above-captioned matter is transferred to the Court of Appeal, First Appellate District, Division Five, with directions to vacate its decision and reconsider the cause in light of *In re Scoggins* (2020) 9 Cal.5th 667. (Cal. Rules of Court, rule 8.528(d).)

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

**S261881**      B298318 Second Appellate District, Div. 6      **GULF OFFSHORE LOGISTICS, LLC v. S.C. (NORRIS)**

Transferred to Court of Appeal, Second Appellate District, Division Six, after hold

Review in the above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Six, for reconsideration in light of *Ward v. United Airlines, Inc.* (2020) 9 Cal.5th 732 and *Oman v. Delta Air Lines, Inc.* (2020) 9 Cal.5th 762. (Cal. Rules of Court, rule 8.528(d).)

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

**S264253**      **DREVALEVA (TATYANA E.) v. COURT OF APPEAL, FIRST APPELLATE DISTRICT, DIVISION FOUR (ALAMEDA HEALTH SYSTEM)**

Vexatious litigant application denied

The application of petitioner for leave to file a Petition for Writ of Mandate is hereby denied

**S262090****EVERETT (DANIEL), IN RE**

Petition for review &amp; application for stay denied

Petitioner's application to file the Petition for Review and all exhibits thereto under seal is granted. (Cal. Rules of Court, rules 8.45, 8.47(c); Rules Proc. of State Bar, rule 5.10(A).) The clerk of this court is directed to file the Petition for Review and all exhibits thereto under seal. The State Bar's application to file its Answer to the Petition for Review and any exhibits thereto under seal is granted. (Cal. Rules of Court, rules 8.45, 8.47(c); Rules Proc. of State Bar, rule 5.10(A).) The clerk of this court is directed to file the Answer to the Petition for Review and any exhibits thereto under seal.

The State Bar's request for judicial notice is granted.

Petitioner's motion for an order compelling the production of evidence is denied.

Petitioner's July 28, 2020, and August 5, 2020, motions to vacate the State Bar Court's December 2, 2019, order are denied.

The petition for review and application for stay are denied.

**S262704** G056117/G056511 Fourth Appellate District, Div. 3 **NEWPORT HARBOR  
OFFICES & MARINA, LLC v.  
MORRIS CERULLO WORLD  
EVANGELISM**

Petition for review &amp; publication request(s) denied

**S262871** C087168 Third Appellate District**NILSSON (DAVID) v. BATOR  
(ANTHONY)**

Petition for review denied

**S262977** B297171 Second Appellate District, Div. 8**WICKS (MARLINE) v.  
ANTELOPE VALLEY  
HEALTHCARE DISTRICT**

Petition for review &amp; depublication request(s) denied

**S263024** G057335 Fourth Appellate District, Div. 3**HESTER (DAVID) v. PUBLIC  
STORAGE**

Petition for review &amp; depublication request(s) denied

**S263033** E071900 Fourth Appellate District, Div. 2**PEOPLE v. ABDELFATTAH  
(MARAWAN FAKRY)**

Petition for review denied

**S263035**      A156788 First Appellate District, Div. 4  
Petition for review denied

**IN RE JUAN H.**

**S263054**      A157570 First Appellate District, Div. 5

**ADAMS (MICHAEL) v.  
REGENTS OF THE  
UNIVERSITY OF  
CALIFORNIA**

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

**S263064**      F080292 Fifth Appellate District

**ANDERSON (STEPHEN V.) v.  
S.C. (PEOPLE)**

Petition for review denied  
The request for judicial notice is granted.

**S263085**      F075943 Fifth Appellate District

**PEOPLE v. GOROSTIZA  
(ELIAS)**

Petition for review denied

**S263089**      A158282 First Appellate District, Div. 4

**DREVALEVA (TATYANA E.)  
v. ALAMEDA HEALTH  
SYSTEM**

The motion to supplement the record is denied.  
The petition for review is denied.

**S263094**      E071801 Fourth Appellate District, Div. 2

**PEOPLE v. SMITH  
(ALEXANDER CHARLES)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Kopp*, S257844.

**S263099**      F077020 Fifth Appellate District

**PEOPLE v. DULEY (KELLY  
MICHAEL BRIAN)**

Petition for review denied



**S263120** H046694 Sixth Appellate District

**SAMEER (MADHU) &  
KHERA (SAMEER),  
MARRIAGE OF**

Application to transfer denied

The “motion for pendente lite attorney fee award” is denied without prejudice.

**S263148**

**THOMAS (KEITH) v. HAMA  
(SANCHI)**

Petition for review denied

**S263157** A155953 First Appellate District, Div. 1

**TUCKWELL (ELIZABETH) v.  
STATE PERSONNEL BOARD  
(STATE DEPARTMENT OF  
SOCIAL SERVICES)**

The petition for review is denied.

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

**S263162** F076884 Fifth Appellate District

**PEOPLE v. DAVIS (ASIA  
TASHAY)**

Petition for review denied

**S263167** A158914 First Appellate District, Div. 1

**PEOPLE v. MOORE  
(VALLIENT CHARLES)**

Petition for review denied

**S263183** H044064 Sixth Appellate District

**SHARUFA (SEAN) v.  
FESTIVAL FUN PARKS, LLC**

Petition for review & depublication request(s) denied

**S263186** B304258 Second Appellate District, Div. 1

**VAN HOUTEN (LESLIE) ON  
H.C.**

Petition for review denied

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

**S263189** F078293 Fifth Appellate District

**KHERA (SAMEER) &  
SAMEER (MADHU),  
MARRIAGE OF**

Application to transfer denied

The “motion for pendente lite attorney fee award” is denied without prejudice.

**S263204** H047106 Sixth Appellate District

**BROWN (WILLIAM) v.  
EVANS (M.S.)**

Petition for review denied

**S263225** A156380 First Appellate District, Div. 3

**SANTIAGO (MARILYN M.) v.  
DIGNITY HEALTH, INC.**

Petition for review denied

**S263247** F077659 Fifth Appellate District

**CORTINA (CAROLYN) v.  
NORTH AMERICAN TITLE  
COMPANY**

Petition for review & publication request(s) denied

**S263263** D075381 Fourth Appellate District, Div. 1

**PEOPLE v. AGUILERA  
(MARIO IVAN)**

Petitions for review denied

**S263285** A154951 First Appellate District, Div. 4

**PEOPLE v. RIVERA (JAIME)**

Petition for review denied

**S263299** H045385 Sixth Appellate District

**OWENS (SVETLANA) v.  
BURTON (ROBERT)**

Petition for review denied

**S263308** G056707 Fourth Appellate District, Div. 3

**BROWN (CYNTHIA L.) v.  
BANK OF NEW YORK  
MELLON**

Petition for review denied

**S263317** A153161 First Appellate District, Div. 4

**PEOPLE v. CAMPBELL  
(DESMOND O'NEIL)**

Petition for review denied

**S263319** B298292 Second Appellate District, Div. 8

**PACIFICA FIRST  
NATIONAL, INC. v.  
ABEKASIS (ARIE)**

Petition for review denied

**S263327** A156359/A156455 First Appellate District, Div. 3

**PEOPLE v.  
KILLINGSWORTH  
(RICHARD)**

Petitions for review denied

**S263329** E071799 Fourth Appellate District, Div. 2

**PEOPLE v. MORRIS (JAMES  
ESKER)**

Petition for review denied

**S263352** G059184 Fourth Appellate District, Div. 3

**VAUGHT (ELBERT LEE) ON  
H.C.**

The petition for review is denied without prejudice to any relief to which petitioner might be entitled after this court decides *Palmer on Habeas Corpus*, S256149.

**S263356** C081846 Third Appellate District

**PEOPLE v. JARRELL, SR.,  
(ROBERT ALLEN)**

Petitions for review denied

**S263360** E075215 Fourth Appellate District, Div. 2

**YANEY (MICHELLE  
STOPYRA) v. S.C.  
(DEPARTMENT OF MOTOR  
VEHICLES)**

Petition for review denied

**S263369** B300195 Second Appellate District, Div. 6

**PEOPLE v. ADAMS  
(TIMOTHY SCOTT)**

Petition for review denied

**S263392** A160151 First Appellate District, Div. 4

Petition for review & depublication request(s) denied  
Cantil-Sakauye, C. J., was recused and did not participate.

**STANLEY (RODRIC  
DETWON) v. S.C. (PEOPLE)**

**S263407** A157661 First Appellate District, Div. 5

Petition for review & publication request(s) denied

**LINEHAN-CLODFELTER  
(EZRA) v. VIVINT, INC.**

**S263411** F076827 Fifth Appellate District

Petition for review denied

**PEOPLE v.  
FUNEZ-CALDERON  
(CHAYLIN MARILY)**

**S263416** C092092 Third Appellate District

The petition for review is denied without prejudice to any relief to which petitioner might be entitled after this court decides *People v. Raybon*, S256978.

**MURRAY (TERRANCE E.)  
ON H.C.**

**S263444** A156226 First Appellate District, Div. 4

Petition for review denied

**WILLIAMS (SCOTT) v. U.S.  
BANCORP INVESTMENTS,  
INC.**

**S263459** E071365 Fourth Appellate District, Div. 2

Petitions for review denied

**PEOPLE v. ALBERT  
(ANTHONY)**

**S263460** H047506 Sixth Appellate District

The petition for review is denied without prejudice to any relief to which petitioner might be entitled after this court decides *Milton on Habeas Corpus*, S261454.

**HARRIS (ERWIN) ON H.C.**

**S263461** D076870 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. COTSIRILOS  
(LULA SOPHIA GONG)**

**S263464** B306370 Second Appellate District, Div. 3

Petition for review denied

**RICHMOND (ANDRE) ON H.C.**

**S263466** H045732 Sixth Appellate District

Petition for review denied

**PEOPLE v. TEJADA (JORGE ALBERTO)**

**S263472** B306380 Second Appellate District, Div. 1

Petition for review denied

**LAPONTE (JOHN) ON H.C.**

**S263481** H047868 Sixth Appellate District

The petition for review is denied without prejudice to any relief to which petitioner might be entitled after this court decides *Milton on Habeas Corpus*, S261454.

**TORRES (LOUIS GUILLERMO) ON H.C.**

**S263486** A157285 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. HOWARD (DONNIE)**

**S263489** B298863 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. SCHRICHTEN (TIMOTHY WAYNE)**

**S263490** C088483 Third Appellate District

Petition for review denied

**CALDERON (JOSE GUADALUPE) v. S.C. (PEOPLE)**

**S263504** A154604 First Appellate District, Div. 3

Petition for review denied

**GUTIERREZ (CARLOS) v. BRAND ENERGY SERVICES OF CALIFORNIA, INC.**

**S263509** A157406 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. WILLIAMS  
(JABULANI)**

**S263510** E072090 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. RANSOM (RICKY  
LOREZ)**

**S263511** H043949 Sixth Appellate District

Petition for review denied

**PEOPLE v. LOPEZ  
(FERNANDO MATEO)**

**S263519** B300228 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. TURNER (MOSES  
LEE)**

**S263521** B306440 Second Appellate District, Div. 5

Petition for review denied

**TURNER (MOSES LEE) ON  
H.C.**

**S263522** B296740 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. VILLAGRAN  
(GREATSTONE ESTUARDO)**

**S263523** B296876 Second Appellate District, Div. 2

Petition for review denied

**TAHERI (CRYSTAL) v.  
CHAVOOSHI (HOSSEIN)**

**S263529** B294360 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. DRAKE  
(ANTHONY CHARLES)**

**S263536** G055889 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. GALAN (JOSE  
MANUEL)**

**S263539**      E069872 Fourth Appellate District, Div. 2      **PEOPLE v. VIDRIO (SERGIO YGNACIO)**

Petition for review denied

**S263541**      F077515 Fifth Appellate District      **PEOPLE v. UNDERWOOD (ANDRE)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Kopp*, S257844.

**S263542**      B296278 Second Appellate District, Div. 3      **PEOPLE v. GARCIA (ROBERTO ALEJANDRO)**

Petition for review denied

**S263543**      B297604 Second Appellate District, Div. 8      **PEOPLE v. JIMENEZ (ANTHONY DANIEL)**

Petition for review denied

**S263551**      B291246 Second Appellate District, Div. 6      **PEOPLE v. CHAVEZ (CESAR ESTUARDO)**

Petition for review denied

**S263553**      E071692 Fourth Appellate District, Div. 2      **PEOPLE v. FORTNEY (JAMES BECKHAM)**

Petition for review denied

**S263554**      H045792 Sixth Appellate District      **PEOPLE v. CASTELLANOS (FRANK JONATHAN)**

Petition for review denied

**S263555**      G057542 Fourth Appellate District, Div. 3      **NEWMAN (AUSTIN J.) v. LARIOS (JOSE)**

Petition for review denied

**S263556**      E073153 Fourth Appellate District, Div. 2      **PEOPLE v. ROBLEDO (ERIC ARMANDO)**

Petition for review denied

**S263561** B295351 Second Appellate District, Div. 7  
Petition for review denied

**PEOPLE v. SMITH (KALEAH)**

**S263562** C089607 Third Appellate District  
Petition for review denied

**PEOPLE v. EAST (JAI  
GLENN)**

**S263567** A157502 First Appellate District, Div. 4  
Petition for review denied

**PEOPLE v. BYRD (CHARLES)**

**S263570** A154474 First Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. SALE (LOUIS)**

**S263571** A157494 First Appellate District, Div. 2  
Petition for review denied

**PEOPLE v. PAIGE (FRITZ)**

**S263573** D077686 Fourth Appellate District, Div. 1  
Petition for review denied

**SNYDER (ROBERT RYAN)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

**S263581** G058724 Fourth Appellate District, Div. 3  
Petition for review denied

**PEOPLE v. MARQUEZ  
(DANIEL JOSEPH)**

**S263585** D075912 Fourth Appellate District, Div. 1  
Petition for review denied

**HUFF (KAREN L. &  
SYLVESTER R.), MARRIAGE  
OF**

**S263589** C089920 Third Appellate District  
Petition for review denied

**PEOPLE v. McLAUGHLIN  
(SCOTT)**



**S263590**      A157318 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. ALARCON  
(ANICETO LANDA)**

**S263605**      B289594 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. DELRAY (ELI  
TONY)**

**S263609**      B299501 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. LANE (DAVID)**

**S263611**      B306540 Second Appellate District, Div. 3

Petition for review denied

**BRAMSCHER (WILLIAM  
ROBERT) ON H.C.**

**S263616**      D072779 Fourth Appellate District, Div. 1

Petition for review denied; CA opinion decertified

**PANKEY (ANDREW) v.  
PETCO ANIMAL SUPPLIES,  
INC.**

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 July 30, 2020, which appears at 51 Cal.App.5th 61. (Cal. Const., art. VI, § 14; Cal. Rules of Court, rule 8.1125.)

**S263618**      A152085 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. WEST (JOHN  
LEWIS)**

**S263619**      F076882 Fifth Appellate District

Petition for review denied

**PEOPLE v. MINCH  
(ROBERT)**

**S263620**      A157191 First Appellate District, Div. 1

Petition for review denied

**GOODRICH (KAREN  
ELAINE) v. MEDICAL  
BOARD OF CALIFORNIA**

**S263621** D075816 Fourth Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. KEY (DARNEIL)**

**S263626** A160412 First Appellate District, Div. 1  
Petition for review denied

**NORSWORTHY  
(MICHELLE-LAEL) ON H.C.**

**S263628** H045433 Sixth Appellate District  
Petition for review denied

**PEOPLE v. LUNA (ERVEY  
JESUS HERNANDEZ)**

**S263631** B299093 Second Appellate District, Div. 6  
Petition for review denied

**PEOPLE v. GASTON  
(CHRISTOPHER)**

**S263640** B302846 Second Appellate District, Div. 2  
Petition for review denied

**McVEY (TROY T.) ON H.C.**

**S263642** G055946 Fourth Appellate District, Div. 3  
Petition for review denied

**FOSTER (MATTHEW) v.  
MADISON HARBOR, ALC**

**S263644** C081566/C081737 Third Appellate District  
Petition for review denied

**PEOPLE v. SMILEY (JOHN  
ALFONZO)**

**S263648** B294555 Second Appellate District, Div. 6  
Petition for review denied

**SHULER (LYNN) v. CAPITAL  
AGRICULTURAL  
PROPERTY SERVICES, INC.**

**S263650** B301351 Second Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. CHOI (ERNEST  
JIM)**

**S263656** D073554 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. DAVIS (ERIC LEWIS)**

**S263658** B306657 Second Appellate District, Div. 3

Petition for review denied

**MOON (ADRIAN) v. S.C. (PEOPLE)**

**S263663** A156895 First Appellate District, Div. 4

Petition for review denied

**BIKKINA (PREM) v. MAHADEVAN (JAGAN)**

**S263667** B296140 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CALLIHAN (KEVIN ALPINE)**

**S263673** A157551 First Appellate District, Div. 5

Petition for review & depublication request(s) denied  
Groban, J., was recused and did not participate.  
Cuéllar, J., is of the opinion the petition should be granted.

**SAVE BERKELEY'S NEIGHBORHOODS v. THE REGENTS OF THE UNIVERSITY OF CALIFORNIA**

**S263683** C092213 Third Appellate District

Petition for review denied

**ROUSER (WILLIAM) ON H.C.**

**S263684** D077706 Fourth Appellate District, Div. 1

Petition for review denied

**WAGNER (ALLAN) v. S.C. (DELISI)**

**S263691** B295965 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. POWELL (MARIO OWEN)**

<b>S263695</b>	G057281 Fourth Appellate District, Div. 3	<b>PEOPLE v. TABARES (JESUS ALBERTO)</b>
Petition for review denied		
<b>S263700</b>	A156415 First Appellate District, Div. 4	<b>PEOPLE v. MOORE (DEROY TERRELL)</b>
Petition for review denied		
<b>S263707</b>	C085637 Third Appellate District	<b>PEOPLE v. TORRES (SEBASTIAN)</b>
Petition for review denied		
<b>S263710</b>	H044333 Sixth Appellate District	<b>PEOPLE v. RESENDIZ (JESUS)</b>
Petition for review denied		
<b>S263720</b>	B306720 Second Appellate District, Div. 6	<b>HOWARD (JOSHUA T.) ON H.C.</b>
Petition for review denied		
<b>S263721</b>	F077482 Fifth Appellate District	<b>PEOPLE v. FLOWERS (MICHAEL DEANDRE)</b>
Petition for review denied		
<b>S263724</b>	H046520 Sixth Appellate District	<b>PEOPLE v. DAVIS (BENJAMIN ALEXANDER)</b>
Petition for review denied		
<b>S263732</b>	D077650 Fourth Appellate District, Div. 1	<b>PEOPLE v. RIGGINS (RODNEY LEE)</b>
Petition for review denied		
<b>S263733</b>	A157164 First Appellate District, Div. 3	<b>PEOPLE v. CARDOZA-DUNCAN (TARA)</b>
Petition for review denied		

**S263740** C088233 Third Appellate District

**PEOPLE v. HAWKINS (KET  
THEODORE)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Kopp*, S257844.

**S263742** B296116 Second Appellate District, Div. 5

**PEOPLE v. FLORES-CASTRO  
(HORACIO)**

Petition for review denied

**S263748** A157477 First Appellate District, Div. 2

**HIGGINBOTHAM  
(MICHAEL) v. S.C. (PEOPLE)**

Petition for review denied

**S263753** A158645 First Appellate District, Div. 4

**SAN FRANCISCO, CITY &  
COUNTY OF v. ALL  
PERSONS INTERESTED IN  
THE MATTER OF  
PROPOSITION C**

Petition for review denied

**S263763** A155712 First Appellate District, Div. 5

**IN RE D.M.**

Petition for review denied

**S263765** D074452 Fourth Appellate District, Div. 1

**PEOPLE v. BEASON  
(MARLON)**

Petition for review denied

**S263766** A158075 First Appellate District, Div. 5

**PEOPLE v. COOPER  
(COURTNEY LAMONT)**

Petition for review denied

**S263776** B296812 Second Appellate District, Div. 4

**PEOPLE v. JACKSON  
(ALLWYNE LAMONT)**

Petition for review denied

**S263846** E075368 Fourth Appellate District, Div. 2

Petition for review & application for stay denied

**LINTHECOME (MARCUS) v.  
S.C. (PEOPLE)**

**S263871** F076842 Fifth Appellate District

Petition for review denied

**PEOPLE v. SALDANA, JR.,  
(ROBERTO)**

**S263927** B296353 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. HENDERSON  
(JOHN A.)**

**S264063**

The request for judicial notice is granted.

The petition for immediate stay and peremptory writ of mandate in the first instance is denied.

**IMMANUEL SCHOOLS v.  
NEWSOM (GAVIN)/  
(SHEWRY)**

**S264065**

The request for judicial notice is granted.

The petition for immediate stay and peremptory writ of mandate in the first instance is denied.

**ORANGE COUNTY BOARD  
OF EDUCATION v. NEWSOM  
(GAVIN)/(SHEWRY)**

**S261913**

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.

**SHABAZZ (JOSHUA) ON H.C.**

**S262617**

Petition for writ of habeas corpus denied

**COOPER (JUSTIN  
MICHAEL) ON H.C.**

**S262620**

Petition for writ of habeas corpus denied

**KENDALL (ADAM) ON H.C.**

**S262645**

Petition for writ of habeas corpus denied

**RAYA (LUCAS DENNIS) ON  
H.C.****S262648**

Petition for writ of habeas corpus denied

**COLES (JAMEEL ROHMAN)  
ON H.C.****S262710**

Petition for writ of habeas corpus denied

**LOPEZ (ANDREW RICK) ON  
H.C.****S262721**

Petition for writ of habeas corpus denied

**DAVIS (DONALD LEE) ON  
H.C.****S262724**

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.

**THOMAS (PAUL FRANCIS)  
ON H.C.****S262789**

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.

**BETTENCOURT (ROGER)  
ON H.C.****S262795**

Petition for writ of habeas corpus denied

**GRAY (GREGORY LEE) ON  
H.C.****S262799**

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.

**PAYNE (MYRON A.) ON H.C.**

**S262802****MOORE, JR., (DONALD  
LEWIS) ON H.C.**

Petition for writ of habeas corpus denied

**S262804****GODOY, SR., (MAURICE) 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].)

**S262807****WARD (TREVILLION) ON  
H.C.**

Petition for writ of habeas corpus denied

**S262812****PAGE (LARRY ROBERT) ON  
H.C.**

Petition for writ of habeas corpus denied

**S262814****HAM (BILL KEVIN) ON H.C.**

Petition for writ of habeas corpus denied

**S262821****TALBOTT, SR., (KENNETH)  
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].)

**S262822****CONTRERAS (MANUEL) ON  
H.C.**

Petition for writ of habeas corpus denied

**S262823****GONZALEZ (EVERETT  
GALINDO) ON H.C.**

Petition for writ of habeas corpus denied



**S262829**

Petition for writ of habeas corpus denied

**McDONALD (ANTOINE  
De'ANGELO) ON H.C.****S262837**

Petition for writ of habeas corpus denied

**HUMES (JON EMERSON) ON  
H.C.****S262838**

Petition for writ of habeas corpus denied

**GUILLORY (JON) ON H.C.****S262841**

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].)

**SOLANO (CARLOS) ON H.C.****S262842**

Petition for writ of habeas corpus denied

**GARLAND (GEORGE  
EDWARD) ON H.C.****S262889**

Petition for writ of habeas corpus denied

**TAPIA (RAMON LOPEZ) ON  
H.C.****S262894**

Petition for writ of habeas corpus denied

**YERON (JEREMY CLAUDIO)  
ON H.C.****S262961**

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.

**HARTMAN (WOODY ALAN)  
ON H.C.****S262963**

Petition for writ of habeas corpus denied

**HOPPER (DOUGLAS LEE)  
ON H.C.**

**S262970**

Petition for writ of habeas corpus denied

**PATTON (DARRYL) ON H.C.****S262978**

Petition for writ of habeas corpus denied

**ALCANTAR (JORGE  
ARMANDO) ON H.C.****S262979**

Petition for writ of habeas corpus denied

**THOMPSON (ANTHONY) ON  
H.C.****S262980**

Petition for writ of habeas corpus denied

**JOHNSON (JASON J.) ON  
H.C.****S262994**

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 Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal].)

**BAKER (PAUL DENNIS) ON  
H.C.****S262995**

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].) Individual claims are denied, as applicable. (See *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 Lindley* (1947) 29 Cal.2d 709, 723 [courts will not entertain habeas corpus claims that attack the sufficiency of the evidence]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**INGRAM (CURTIS  
CLIFFORD) ON H.C.****S262996**

Petition for writ of habeas corpus denied

**LOVE (DONTÉ DEON) ON  
H.C.**

**S263000****PAIGE (LEONDRE) 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].)

**S263002****BROWN, JR., (ERIC SEAN)  
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].) 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].)

**S263021****MILES (LEON) ON H.C.**

Petition for writ of habeas corpus denied

**S263027****HENSON (KENNETH  
PATRICK) ON H.C.**

Petition for writ of habeas corpus denied

**S263069****LOPEZ (ANDREW RICK) ON  
H.C.**

Petition for writ of habeas corpus denied

**S263072****PINA, JR., (PAUL FELIX) ON  
H.C.**

Petition for writ of habeas corpus denied

**S263074****WILLIAMS (EARL DUANE)  
ON H.C.**

Petition for writ of habeas corpus denied

**S263075****CLINTON (MARKEITH  
ANTOINE) 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].)

**S263077****FLUG (ALLEN PATRICK) ON  
H.C.**

Petition for writ of habeas corpus denied

**S263088****PARKER (GARY BERNARD)  
ON H.C.**

Petition for writ of habeas corpus denied

**S263093****ALCARAZ (STEVEN  
HECTOR) ON H.C.**

Petition for writ of habeas corpus denied

**S263131****BOYD (BOMANI LAWAN)  
ON H.C.**

Petition for writ of habeas corpus denied

**S263151****ACOSTA (JAIME) ON H.C.**

Petition for writ of habeas corpus denied

**S263171****JUAREZ (GILBERT) ON H.C.**

Petition for writ of habeas corpus denied

**S263173****VOYT (MIREK PAUL) 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].)

**S263202**

Petition for writ of habeas corpus denied

**ZYSZKIEWICZ (STEPHEN CAMERON) ON H.C.****S263232**

The petition for writ of habeas corpus is denied as moot.

**CHOI (ERNEST JIM) ON H.C.****S263349**

The petition for writ of habeas corpus is denied. (See *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].)

**RAHHIMAN (KASHIF) ON H.C.****S263438**

Petition for writ of habeas corpus denied

**BIBBS (BRANDON LEON) ON H.C.****S263473**

The petition for writ of habeas corpus is denied. Individual claims relating to conditions of confinement due to COVID-19 are denied, as applicable. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

**DAIRA (SOPHIA LORRAINE) ON H.C.****S262830**

A157200 First Appellate District, Div. 1

Publication request denied (case closed)

**FATU (RICHARD) v. ROLAND CURTAINS, INC.****S262870**

B293688 Second Appellate District, Div. 3

Publication requests denied (case closed)

**MADADIAN (GUITA) v. MASERATI NORTH AMERICA, INC.****S262955**

B299911 Second Appellate District, Div. 1

Publication request denied (case closed)

**IN RE R.D.**

**S263009**      D075582 Fourth Appellate District, Div. 1      **MASOUD (NORA) v.**  
**JPMORGAN CHASE BANK,**  
**N.A.**

Publication requests denied (case closed)

**S263078**      G056079/G056318 Fourth Appellate District, Div. 3      **WERGECHIK (ANGELA) v.**  
**ANAHEIM ARENA**  
**MANAGEMENT, LLC**

Publication request denied (case closed)

**S263357**      G057970 Fourth Appellate District, Div. 3      **PEOPLE v. MAYFIELD**  
**(TYSON THEODORE)**

Depublication request denied (case closed)

The requests for an order directing depublication of the opinion in the above-entitled appeal are denied. The court declines to review this matter on its own motion. The matter is now final.

**S263394**      A160153 First Appellate District, Div. 5      **BULLOCK (DYJUAN) v. S.C.**  
**(PEOPLE)**

Depublication request denied (case closed)

The requests for an order directing depublication of the opinion in the above-entitled appeal are denied. The court declines to review this matter on its own motion. The matter is now final.

**S263850**      **PEOPLE v. SMITH (BRYAN**  
**DWAYNE)**

Publication request denied (case closed)

**S264251**      C088817 Third Appellate District      **SMITH (SHAUN) v. S.C.**  
**(PEOPLE)**

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

The time for ordering review on the court's own motion is hereby extended to November 11, 2020. (Cal. Rules of Court, rule 8.512(c).)

**S263309**      B299605 Second Appellate District, Div. 8      **HORNE (SHERRY) v. AHERN RENTALS, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to October 9, 2020.

**S262365**      **BANKS (ANTHONY) ON CLEMENCY**

Extension of time granted

On application of Governor Gavin Newsom and good cause appearing, it is ordered that the time to serve and file the response to the motion to unseal the clemency record is extended to September 15, 2020.

**S263990**      **McKINNEY(ALONSO) 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.

**S264174**      **McKINNEY(GREGORY) 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.

**S263265**      **ACCUSATION OF VALADEZ**  
Petition denied      (accusation)

**S263311**      **ACCUSATION OF BEDIZEL**  
Petition denied      (accusation)

**S263499**

Petition denied

(accusation)

**ACCUSATION OF  
ANTONYSHYN****S263608**

Petition denied

(accusation)

**ACCUSATION OF BUCKLEY****S262850**

Petition for review denied; disbarred

**SMART ON DISCIPLINE**

The petition for review is denied.

The court orders that DEAN EDWARD SMART (Respondent), State Bar Number 130410, 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.