

**SUPREME COURT MINUTES
WEDNESDAY, SEPTEMBER 24, 2014
SAN FRANCISCO, CALIFORNIA**

S080477**PEOPLE v. BANKS (KELVYN
RONDELL)**

The petition for rehearing is denied.

S204543

B235099 Second Appellate District, Div. 6

**PATTERSON (TAYLOR) v.
DOMINO'S PIZZA LLC**

Rehearing denied

Werdegar, J., is of the opinion the petition should be granted.

S220247

G048155 Fourth Appellate District, Div. 3

**PEOPLE v. ROBINSON (LEE
HOANG)**

Petition for review granted; issues limited

The petition for review is granted. The issue to be briefed and argued is limited to the following:
Is misdemeanor sexual battery (Pen. Code, § 243.4, subd. (e)(1)) a lesser included offense of
sexual battery by fraudulent representation (Pen. Code, § 243.4, subd. (c))?

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

S220280

H039825 Sixth Appellate District

IN RE A.S.

Petition for review granted; issues limited

The petition for review is granted. The issue to be briefed and argued is limited to the following:
Must the no-contact probation conditions be modified to explicitly include a knowledge
requirement?

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

S220237 B243141 Second Appellate District, Div. 8 **SABIA (FRANK) v. ORANGE COUNTY METRO REALTY, INC.**

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 *Sanchez v. Valencia Holding Co.*, S199119 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S220271 C067436/C069886 Third Appellate District **PEOPLE v. GARRETT (VICTOR TYRONE)**

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 *In re Alatraste*, S214652, and *In re Bonilla*, S214960 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court.

Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Appellants' petitions for review are denied.

Cantil-Sakauye, C. J., was recused and did not participate.

Votes: Liu, A. C. J., Baxter, Werdegar, Chin, and Corrigan, JJ.

S218699 G047429 Fourth Appellate District, Div. 3 **GRAY1 CPB v. SCC ACQUISITIONS, INC.**

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

The cause is transferred to the Court of Appeal, Fourth District, Division Three, for reconsideration in light of *In re Conservatorship of McQueen* (2014) 59 Cal.4th 602.

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

S219804 B254337 Second Appellate District, Div. 4 **MRAZ (LOUIS J.) ON H.C.**
Petition for review denied

S219922 B246938 Second Appellate District, Div. 5 **GLENDALE CITY EMPLOYEES ASSOCIATION v. PUBLIC EMPLOYMENT RELATIONS BOARD (CITY OF GLENDALE)**

Petition for review & publication request(s) denied

S220028	B253662 Second Appellate District, Div. 6	WILSON (DEBORAH KAY) v. DOUGLAS (TOBY)
Petition for review denied		
S220062	B244531 Second Appellate District, Div. 3	ORICHIAN (TAMAR) v. BMW OF NORTH AMERICA, LLC
Petition for review denied		
S220069	B248998 Second Appellate District, Div. 5	PEOPLE v. OLLOQUI (OSCAR)
Petition for review denied		
S220071	B250829 Second Appellate District, Div. 6	PEOPLE v. FLORES (MARK ANTHONY)
Petition for review denied		
S220119	C071147 Third Appellate District	PEOPLE v. CARNES (ARTHUR CHARLES)
Petition for review denied		
S220184	B249649 Second Appellate District, Div. 4	PEOPLE v. CANTU (ALEJANDRO)
Petition for review denied		
S220195	F064115 Fifth Appellate District	PEOPLE v. FLEMING (TRAVIS ALEXANDER)
Petition for review denied		
S220236	D064772 Fourth Appellate District, Div. 1	RODRIGUEZ (JOSE) ON H.C.
Petition for review denied		
S220248	E057359 Fourth Appellate District, Div. 2	PEOPLE v. DAVOLT (ELI TANNER)
Petition for review denied		

S220250 A137035 First Appellate District, Div. 3

Petition for review denied

**HARDIN (KATHLEEN) v.
PDX, INC.**

S220276 B248615 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v.
DELAROSARAUDA
(CARLOS REGINALDO)**

S220279 F069643 Fifth Appellate District

Petition for review denied

WILLIAMS (LANCE) ON H.C.

S220297 G047978 Fourth Appellate District, Div. 3

Petition for review denied

**COPENBARGER (LLOYD) v.
McNAUGHTON (KENT A.)**

S220305 C066262 Third Appellate District

Petition for review denied

**PEOPLE v. BROWN
(KENNETH WESLEY)**

S220314 G047156 Fourth Appellate District, Div. 3

The request for judicial notice is granted.

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

**PEOPLE v. HART (OTIS
DANDRE)**

S220317 B256719 Second Appellate District, Div. 4

Petition for review denied

**GUENTHARD (RYAN
STERLING) ON H.C.**

S220326 B245931 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. LEIVA (GEORGE
M.)**

S220333 E056943 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. RODRIGUEZ
(ALBERT ANTONIO)**

S220336 B251754 Second Appellate District, Div. 3

Petition for review denied

**AYALA BORING INC. v.
CITY OF LOS ANGELES**

S220351 G048149 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. GHARRIRASSI
(AMIR)**

S220353 G048200 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. GONZALEZ
(SAMUEL)**

S220377 A139248 First Appellate District, Div. 2

Petition for review denied

IN RE THOMAS H.

S220378 B249271 Second Appellate District, Div. 4

Petition for review & depublication request(s) denied

**MASLO (TED) v.
AMERIPRISE AUTO &
HOME INSURANCE**

S220380 A137791 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. MITCHELL
(LAMAR V.)**

S220382 E061465 Fourth Appellate District, Div. 2

Petition for review & application for stay denied

**DIXON (RUSSELL DIXON) v.
S.C. (PEOPLE)**

S220400 B242704 Second Appellate District, Div. 4

Petition for review denied

PEOPLE v. MRAZ (LOUIS J.)

S220402 A140798 First Appellate District, Div. 2

Petition for review denied

**LI (CHARLES) v. YAN
(DEMAS)**

S220412 B251942 Second Appellate District, Div. 6

Petition for review & publication request(s) denied

IN RE MIA G.

S220420 A138556 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. WILLIAMS
(KARIBU ALATIF)**

S220432 H037966 Sixth Appellate District

Petition for review denied

**G. (A.), CONSERVATORSHIP
OF**

S220461 E059823 Fourth Appellate District, Div. 2

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *Braziel v. Superior Court*, S218503, and *People v. Machado*, S219819.

**PEOPLE v. McKINNON
(WILLIE SYLVESTER)**

S220464 E061557 Fourth Appellate District, Div. 2

Petition for review & application for stay denied

**WATCHTOWER BIBLE &
TRACT SOCIETY OF NEW
YORK, INC. v. S.C. (JW)**

S220465 F065102 Fifth Appellate District

Petition for review denied

**PEOPLE v. KWOLEK
(GILBERT ANTHONY)**

S220497 A142017 First Appellate District, Div. 3

Petition for review denied

**SEALY, INC. v. WORKERS'
COMPENSATION APPEALS
BOARD & CHAN (YUET-HO)**

S220507 C070070 Third Appellate District

Petitions for review denied

**PEOPLE v. VALDEZ
(FERNANDO)**

S220511 A136995 First Appellate District, Div. 3
Petition for review denied

PEOPLE v. VELEZ (MONICA)

S220517 A134190/A135501 First Appellate District, Div. 5

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

**REYNOLDS (GRANT) v. CITY
OF CALISTOGA**

S220525 D065488 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GALVAN (JOSE
ALBERTO)**

S220527 B247845 Second Appellate District, Div. 8
Petition for review denied

PEOPLE v. TURNER (DION)

S220530 A133463 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. STEELE
(MICHAEL)**

S220533 E061401 Fourth Appellate District, Div. 2
Petition for review denied

FRLUCKAJ (AMIL) ON H.C.

S220535 G044131 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. TRUJILLO (ALEX
DAVID)**

S220547 A142478 First Appellate District, Div. 4

Petition for review denied

**BARRETT (JOHN THOMAS)
ON H.C.**

S220548 D065616 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. MAYS (MARK ANTHONY)

S220550 B248126 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. SIMS (LAMONTE DESHAWN)

S220574 B256491 Second Appellate District, Div. 6

Petition for review denied

McGREADY (EDWARD L.) v. WORKERS' COMPENSATION APPEALS BOARD & SANTA BARBARA COUNTY FIRE DEPARTMENT

S220586 B246567 Second Appellate District, Div. 3

Petition for review denied

PEOPLE v. BENNETT (KENNETH)

S220597 B244144 Second Appellate District, Div. 3

Petition for review denied

THOMSON (MISTY) v. BACCHUS (HAROUN)

S220605 B250046 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. PEREZ (REFUGIO)

S220606 A141560 First Appellate District, Div. 4

Petition for review denied

SWENSON (FRANK L.) v. JPMORGAN CHASE BANK, N.A.

S220611	B247996 Second Appellate District, Div. 3	BANK OF AMERICA, N.A. v. COPELAND (BRUCE DWAIN)
Petition for review denied Chin, J., was recused and did not participate.		
S220613	C073126 Third Appellate District	PEOPLE v. CARTER (NATHANIEL JAMES)
Petition for review denied		
S220614	D065619 Fourth Appellate District, Div. 1	PEOPLE v. AGUIRRE (ERNESTO)
Petition for review denied		
S220647	B257813 Second Appellate District, Div. 3	CERVANTES (JOSE) v. ALCOHOLIC BEVERAGE CONTROL APPEALS BOARD
Petition for review & application for stay denied		
S220648	B257771 Second Appellate District, Div. 2	FLORES (DAVID) v. S.C. (PEOPLE)
Petition for review denied		
S220650	B249680 Second Appellate District, Div. 2	PEOPLE v. GEORGE (TOMMY S.)
Petition for review denied		
S220654	B245512 Second Appellate District, Div. 6	PEOPLE v. SORTO (ROGER)
Petition for review denied		
S220658		FLORES (ANGEL) v. COURT OF APPEAL, FIRST APPELLATE DISTRICT, DIVISION FOUR (PEOPLE)
Petition for writ of mandate/prohibition denied		

S220660

Petition for writ of mandate/prohibition denied
Baxter, J., was recused and did not participate.

**KOOYUMJIAN (COLIN J.) v.
COURT OF APPEAL, FIFTH
APPELLATE DISTRICT
(PEOPLE)**

S220662 D064366 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SALAZAR
(RICHARD ANGEL)**

S220665 B257923 Second Appellate District, Div. 7

Petition for review denied

**GRIMES (GERALD
RICHARD) ON H.C.**

S220666 H040034 Sixth Appellate District
Petition for review denied

IN RE DESTINY S.

S220668 B248786 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. POSEY (MILLER
WESTLEY)**

S220670 B249206 Second Appellate District, Div. 8

Petition for review denied

**HSU (FREDERICK) v. ODN
HOLDING CORPORATION**

S220678 B247622 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. VARNADO
(ROBERT)**

S220679 B248521 Second Appellate District, Div. 2

Petition for review denied

**CROCKER (MATTHEW) v.
DRESDEN RESTAURANT**

S220682 A137389 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. THOMAS
(RONALD DEMETRIUS)**

S220693 A139801 First Appellate District, Div. 2

Petition for review denied

IN RE K.H.

S220695 B243827 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. GREENSHIELDS
(SEAN ALEN)**

S220698 F065998/F065678 Fifth Appellate District

Petitions for review denied

**PEOPLE v. BAILEY-BANKS
(LARRY)**

S220703 B249765 Second Appellate District, Div. 2

Petition for review denied

IN RE CHRISTIAN F.

S220705 B250706 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. TATE (VIRGIL
TYRONE)**

S220718 G048611 Fourth Appellate District, Div. 3

Petition for review denied

**SERAJI (ARJANG) v.
DEMIRJIAN (SHANE)**

S220719 E058021 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. INGRAM
(HOADENA)**

S220726 B246524 Second Appellate District, Div. 7

Petition for review denied

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

S220727	B248718 Second Appellate District, Div. 8	PEOPLE v. DUCKETT (HARVIE E.)
Petition for review denied		
S220728	B251277 Second Appellate District, Div. 5	PEOPLE v. JACKSON (ROBERT)
Petition for review denied		
S220809		STONE (AARON PARNELL) v. S.C. (PEOPLE)
Petition for writ of certiorari denied		
S220952	B243847 Second Appellate District, Div. 8	SHEEN (CHARLES) v. SHEEN, JR., (ANTHONY)/ (GIELEGHEM)
Request for review on court's own motion denied The court declines to review this matter on its own motion. The matter is now final.		
S218158		KOVACICH (PAUL RALPH) ON H.C.
Petition for writ of habeas corpus denied		
S219209		TRAN (QUOCHUY) ON H.C.
Petition for writ of habeas corpus denied		
S219612		DILBERT (CLIFFORD) ON H.C.
The petition for writ of habeas corpus is denied. (See <i>In re Robbins</i> (1998) 18 Cal.4th 770, 780; <i>In re Clark</i> (1993) 5 Cal.4th 750, 767-769.)		
S219660		McGLORY (EDWARD) ON H.C.
The petition for writ of habeas corpus is denied. (See <i>In re Robbins</i> (1998) 18 Cal.4th 770, 780; <i>In re Clark</i> (1993) 5 Cal.4th 750, 767-769.)		

S219733

Petition for writ of habeas corpus denied

YBARRA (JOSE) ON H.C.**S219758**

Petition for writ of habeas corpus denied

**FURNESS (TERRANCE) ON
H.C.****S219761**

Petition for writ of habeas corpus denied

RODRIGUEZ (JUAN) ON H.C.**S219765**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**MILO (JESSIE DELACRUZ)
ON H.C.****S219829**The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925.)**HADEN (STEVEN) ON H.C.****S219832**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**BLACKWELL (RODNEY
KARL) ON H.C.****S219833**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)**SEANIOR, JR., (EARL
RASHAUN) ON H.C.****S219852**

Petition for writ of habeas corpus denied

**MENDOZA (ROBERTO
ANTONIO) ON H.C.****S219867**

Petition for writ of habeas corpus denied

**BOOKER (ANDRE LEDON)
ON H.C.**

S219869**CLARKE (ANTHONY) ON
H.C.**

Petition for writ of habeas corpus denied

S219871**ANDRADE (DANIEL
ARNOLDO) ON H.C.**

Petition for writ of habeas corpus denied

S219884**LEDESMA (JOSE) ON H.C.**

Petition for writ of habeas corpus denied

S219893**JOHN-CHARLES (CURTIS
M.) ON H.C.**

Petition for writ of habeas corpus denied

S219910**ANDERSON (RICKY
D'ANGELO) ON H.C.**

Petition for writ of habeas corpus denied

S219921**LATIMORE (WILLIE) ON
H.C.**

Petition for writ of habeas corpus denied

S219928**BROWNLEE (TERRENCE)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S219939**ROARK (ALAN) ON H.C.**

Petition for writ of habeas corpus denied

S219940**SULLIVAN (COREY) ON H.C.**

Petition for writ of habeas corpus denied

S219957**CHAVEZ (RAMON) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S219959**SHARP (TYRONE B.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S219960**ROBINS (DAVID VICTOR)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S219962**GOODALL, JR., (HARRY C.)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S219964**USHER (NATHANIEL) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S219966**PATTERSON (JAMES
PABLO) ON H.C.**

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

S219974**FONTAINE (JOSEPH H.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S219979**BEARD (ROBERT) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S219988**SERNA (JIMMY DAVE) ON H.C.**

Petition for writ of habeas corpus denied

S220002**JONES (EDWARD) ON H.C.**

Petition for writ of habeas corpus denied

S220006**LOPEZ (ENRIQUE
MADRIGAL) ON H.C.**

Petition for writ of habeas corpus denied

S220007**TEMPLE (SOLOMON) ON H.C.**

Petition for writ of habeas corpus denied

S220015**JACKSON (JORDAN EWELL)
ON H.C.**

Petition for writ of habeas corpus denied

S220022**REYES (PEDRO) ON H.C.**

Petition for writ of habeas corpus denied

S220023**WHITE (WILLIAM) ON H.C.**

Petition for writ of habeas corpus denied

S220055**CLARK (RAYMOND) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S220056**ST. PIERRE (JASON
EDWARD) ON H.C.**

Petition for writ of habeas corpus denied

S220061**BALLARD (CHRISTOPHER)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S220066**TAYLOR (JEFFREY
LAMONT) ON H.C.**

Petition for writ of habeas corpus denied

S220183**RICE (JOSEPH RAY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S220186**MAGEE (RUCHELL
CINQUE) ON H.C.**

Petition for writ of habeas corpus denied

S220498**TAYLOR (JEFFREY
LAMONT) ON H.C.**

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

S220501**TAYLOR (JEFFREY
LAMONT) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S220776**CLARKE (ANTHONY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925.)

S220810**RICE (JOSEPH RAY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S220816**DAVIS (KAMAU A.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S220893**JACKSON (CHRISTOPHER
GEORGE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S220900**CISNEROS (HUBER) ON H.C.**

Petition for writ of habeas corpus denied

S220928**HOPKINS (DONALD
ANDREW) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S220566

B253891 Second Appellate District, Div. 3

**MALONE (KEEYA) v. S.C.
(CALIFORNIA BANK &
TRUST)**

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.

S220722

A139652 First Appellate District, Div. 2

**AMERICAN INDIAN MODEL
SCHOOLS v. OAKLAND
UNIFIED SCHOOL DISTRICT**

Depublication request denied (case closed)

The request for an order directing partial depublication of the opinion in the above-entitled appeal is denied.

S221095 E057957 Fourth Appellate District, Div. 2**PEOPLE v. WASHINGTON
(MARCUS EUGENE)**

Publication request denied (case closed)

S099844**PEOPLE v. RAMIREZ (JUAN
VILLA)**

Extension of time granted

Good cause appearing, and based upon counsel Lisa R. Short's representation that the appellant's reply brief is anticipated to be filed by April 15, 2015, counsel's request for an extension of time in which to file that brief is granted to November 25, 2014. After that date, only three further extensions totaling about 140 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).)

S138474**PEOPLE v. ANDERSON
(ERIC STEVE)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Michael T. Murphy's representation that the respondent's brief is anticipated to be filed by February 27, 2015, counsel's request for an extension of time in which to file that brief is granted to December 2, 2014. After that date, only two further extensions totaling about 88 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).)

S146939**PEOPLE v. CAPERS (LEE
SAMUEL)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Peter R. Silten's representation that the appellant's opening brief is anticipated to be filed by November 6, 2014, counsel's request for an extension of time in which to file that brief is granted to November 6, 2014. After that date, no further extension is contemplated.

S151493**PEOPLE v. CARDENAS
(REFUGIO RUBEN)**

Extension of time granted

Good cause appearing, counsel Deputy State Public Defender Karen Hamilton's request for an extension of time in which to file the appellant's opening brief is granted to November 21, 2014. After that date, only two further extensions totaling about 116 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).)

S156877**PEOPLE v. BROTHERS
(VINCENT EDWARD)**

Extension of time granted

Good cause appearing, and based upon counsel Phillip H. Cherney's representation that the appellant's opening brief is anticipated to be filed by December 31, 2014, counsel's request for an extension of time in which to file that brief is granted to November 18, 2014. After that date, only one further extension totaling about 40 additional days is contemplated. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S175660**PEOPLE v. AGUIRRE (JASON
ALEJANDRO)**

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 December 1, 2014.

S200323**BRYANT (STANLEY) ON
H.C.**

Extension of time granted

Good cause appearing, counsel Michael Laurence's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to November 21, 2014. After that date, only one further extension totaling 38 additional days will be granted.

S204545**LINDBERG (GUNNER JAY)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Federal Public Defender Ajay V. Kusnoor's representation that the reply to the informal response is anticipated to be filed by January 9, 2015, counsel's request for an extension of time in which to file that document is granted to November 24, 2014. After that date, only one further extension totaling about 45 additional days is contemplated.

S206963**CRUZ (GERALD DEAN) ON
H.C.**

Extension of time granted

Good cause appearing, Assistant State Public Defender Kathleen M. Scheidel's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to November 18, 2014. After that date, only three further extensions totaling about 133 additional days will be granted.

S208180**MAI (HUNG THANH) ON
H.C.**

Extension of time granted

Good cause appearing, Supervising Deputy State Public Defender Jeannie R. Sternberg's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to December 1, 2014. After that date, only four further extensions totaling about 206 additional days will be granted.

S218962**YORK (KENNETH) 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 October 27, 2014.

S220749 C076413 Third Appellate District**L. (C.) v. S.C. (PEOPLE)**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to October 2, 2014.

S035368**PEOPLE v. ZAMBRANO
(ENRIQUE)**

Application to appear as counsel pro hac vice granted

Good cause appearing, the application to appear as nonappointed counsel pro hac vice on behalf of condemned inmate Enrique Zambrano (see *People v. Zambrano* (2007) 41 Cal.4th 1082 [S035368]), filed September 16, 2014, is hereby granted.

Pursuant to rule 9.40 of the California Rules of Court, it is ordered that Assistant Federal Defender Deborah Anne Czuba, of the Federal Defender Services of Idaho, may appear in this court as nonappointed lead counsel pro hac vice for postaffirmance capital-related habeas corpus writ proceedings on behalf of condemned inmate Enrique Zambrano, conditioned upon her appearance with California State Bar member Robert Schwarz as nonappointed associate counsel.

S182232**PEOPLE v. EVANS
(CHRISTOPHER)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Wesley A. Van Winkle is hereby appointed to represent appellant Christopher Evans for the direct appeal in the above automatic appeal now pending in this court.

S188525**THOMPSON (JAMES ALVIN)
ON H.C.**

Record ordered unsealed

Respondent's "Application for Copy of Sealed Transcript and Order to Unseal Proceedings," filed on July 22, 2014, is granted. The Clerk is directed to unseal the following portions of the sealed record on appeal in *People v. Thompson*, S056891, make them part of the public record, and provide copies to Respondent:

- 1) Sealed Reporter's Transcript Volume 24-A, pages 3084-3157; and
- 2) Sealed Reporter's Transcript Volume 24-B, pages 3179-3185.

S220615**ACCUSATION OF WHEELER**

Petition denied

(accusation)

S218715**HARLEY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JAMIE LEIGH HARLEY, State Bar Number 112320, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

JAMIE LEIGH HARLEY must make restitution as recommended by the Hearing Department of the State Bar Court in its Decision filed on March 4, 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).

JAMIE LEIGH HARLEY must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

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.

S216801**HARLEY ON RESIGNATION**

Resignation declined

This court, having considered the request, declines to accept the voluntary resignation with disciplinary charges pending of JAMIE LEIGH HARLEY, State Bar Number 112320, as a member of the State Bar of California. (Cal. Rules of Court, rule 9.21(d).)

Fourth Appellate District, Div. 2**TRANSFER ORDERS**

The following matters, now pending in the Court of Appeal, Fourth Appellate District, are transferred from Division Two to Division One:

- | | | |
|-----|---------|--|
| 1. | E059154 | People v. Alfredo Felix |
| 2. | E058405 | People v. Benito Villesca |
| 3. | E059121 | People v. David Winston |
| 4. | E057854 | People v. Domingo Sanchez |
| 5. | E058661 | People v. Ruthetta Hopson |
| 6. | E059080 | People v. Kenley Davis |
| 7. | E058881 | Tabatha O'Kelly v. In-N-Out Burgers, Inc. |
| 8. | E057874 | Wayne Vos et al. v. Sandwood Enterprises, Inc. |
| 9. | E059234 | Blaine Carian v. California Department of Fish & Wildlife, et al. |
| 10. | E057798 | Ashlynn Aguilera, a Minor, etc. v. Loma Linda University Medical Center et al.; Department of Health Care Services |

1036402-14

The HONORABLE KATHLEEN E. O'LEARY, Presiding Justice of the Court of Appeal, Fourth Appellate District, Division Three, is hereby assigned to assist the Supreme Court, as a justice thereof, on September 24, 2014, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

1036403-14

The HONORABLE PAUL TURNER, Presiding Justice of the Court of Appeal, Second Appellate District, Division Five, is hereby assigned to assist the Supreme Court, as a justice thereof, on September 24, 2014, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.