

**SUPREME COURT MINUTES
MONDAY, APRIL 12, 2021
SAN FRANCISCO, CALIFORNIA**

S087533**PEOPLE v. WILSON
(BYRON)**

Opinion filed: Judgment affirmed in full

Majority Opinion by Cuéllar, J.

-- joined by Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, and Krause*, JJ.

* Associate Justice of the Court of Appeal, Third Appellate District, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

S267523 A143974/S147800/A148454

First Appellate District, Div. 2

**ANDERSON (ROB) v. CITY &
COUNTY OF SAN
FRANCISCO**

Extension of time granted

On application of plaintiff and appellant and good cause appearing, it is ordered that the time to serve and file the reply to answer to petition for review is extended to April 23, 2021.

S267713 B310806 Second Appellate District, Div. 7**NAZIR (REHAN) v. S.C.
(PEOPLE)**

Extension of time granted

On application of real party in interest and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to May 3, 2021.

S265902 B307799 Second Appellate District, Div. 7**IN RE B.K.**

Counsel appointment order filed

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

S266192 B307799 Second Appellate District, Div. 7 **IN RE B.K.**
Counsel appointment order filed

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

S266389 B297868 Second Appellate District, Div. 1 **PEOPLE v. HALL (CHARLES)**
Counsel appointment order filed

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

S266430 B299340 Second Appellate District, Div. 4 **PEOPLE v. HARRIS
(KEVAUGHN)**
Counsel appointment order filed

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

S266447 B297558 Second Appellate District, Div. 5 **PEOPLE v. MILLER
(TYRONE)**
Counsel appointment order filed

Upon request of appellant Tyrone Miller for appointment of counsel, Leslie Conrad is hereby appointed to represent appellant on the appeal now pending in this court.

S266447 B297558 Second Appellate District, Div. 5 **PEOPLE v. MILLER
(TYRONE)**
Counsel appointment order filed

Upon request of appellant Derrick Terrel Patton for appointment of counsel, Daniel Koryn is hereby appointed to represent appellant on the appeal now pending in this court.

S266494 B301328 Second Appellate District, Div. 5 **PEOPLE v. LAUREANO
(HARVEY)**
Counsel appointment order filed

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

S266616 B300146 Second Appellate District, Div. 7 **PEOPLE v. VILLEGAS
(HECTOR RODOLFO)**

Counsel appointment order filed

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

S266678 B304384 Second Appellate District, Div. 2 **PEOPLE v. DAVALOS
(JAIME)**

Counsel appointment order filed

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

S266727 B299312 Second Appellate District, Div. 4 **PEOPLE v. PARRA
(FRANCISCO ARGENIS)**

Counsel appointment order filed

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

S266762 B296528 Second Appellate District, Div. 6 **PEOPLE v. AGUIRRE
(GILBERT ROMERO)**

Counsel appointment order filed

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

S266798 B304105 Second Appellate District, Div. 5 **PEOPLE v. CHAVEZ
(ELIZABETH)**

Counsel appointment order filed

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

S266875 D077358 Fourth Appellate District, Div. 1 **PEOPLE v. WALL (BRYAN)**
Counsel appointment order filed

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

S266943 B302318 Second Appellate District, Div. 3 **PEOPLE v. CAMPBELL (ELMER)**

Counsel appointment order filed

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

S266966 B301365 Second Appellate District, Div. 6 **PEOPLE v. SALAS (ALEJANDRO)**

Counsel appointment order filed

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

S267054 B305434 Second Appellate District, Div. 8 **PEOPLE v. DELERY (ERIC)**
Counsel appointment order filed

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

S260639 **BUCK ON DISCIPLINE**
Order filed

Due to clerical error on the part of the State Bar of California, the order filed March 8, 2021, revoking the probation of FRANK THOMAS BUCK, is hereby amended to read in its entirety: "The court orders that the probation of FRANK THOMAS BUCK, State Bar Number 68417, is revoked. The court further orders that:

1. Respondent is suspended from the practice of law for six months.
2. Respondent is given credit towards the six-month suspension for the period of involuntary inactive enrollment which commenced on October 8, 2020.

Respondent 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.

Respondent must also maintain the records of compliance as required by the conditions of

probation.

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.

This order is entered nunc pro tunc to March 8, 2021.”

S267263**ESTES ON DISCIPLINE**

Recommended discipline imposed

The court orders that JONATHAN ESTES (Respondent), State Bar Number 287878, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

1. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on December 16, 2020; and
2. At the expiration of the period of probation, if Respondent has complied with the terms of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar’s Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Decision filed on December 16, 2020. 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, and may be collected by the State Bar through any means permitted by law.

S267278**EOM ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JOHN EOM (Respondent), State Bar Number 181774, 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, and may be collected by the State Bar through any means permitted by law.

S267280**HAGEMEYER ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MICHAEL ANTHONY HAGEMEYER (Respondent), State Bar Number 143828, 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, and may be collected by the State Bar through any means permitted by law.

S267282**HIDALGO ON DISCIPLINE**

Recommended discipline imposed

The court orders that JONATHAN HIDALGO (Respondent), State Bar Number 296073, is suspended from the practice of law in California for four years, execution of that period of suspension is stayed, and Respondent is placed on probation for four years subject to the following conditions:

1. Respondent is suspended from the practice of law for a minimum of the first 30 months of probation, and Respondent will remain suspended until providing proof to the State Bar Court of rehabilitation, fitness to practice and present learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. Respondent must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 16, 2020.
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on December 16, 2020. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent 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.

Respondent must also maintain the records of compliance as required by the conditions of probation.

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, and may be collected by the State Bar through any means permitted by law.

S267283**LOTHROP ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that KATHERINE ELAINE LOTHROP (Respondent), State Bar Number 210090, is disbarred from the practice of law and that Respondent's name is stricken from the roll of attorneys.

Respondent must make restitution to the following payees or such other recipient as may be designated by the Office of Probation or the State Bar Court (or reimburse the Client Security Fund, to the extent of any payment from the Fund to such payees, in accordance with Business and Professions Code section 6140.5). Reimbursement to the Fund is enforceable as a money judgment and may be collected by the State Bar through any means permitted by law:

- (1) Armando Sanchez in the amount of \$30,000 plus 10 percent interest per year from May 25, 2016; and
- (2) Stan Mundy in the amount of \$3,500 plus 10 percent interest per year from January 14, 2017.

Respondent 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, and may be collected by the State Bar through any means permitted by law.

S267285**EIDSON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DERIAN D. EIDSON (Respondent), State Bar Number 138192, 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, and may be collected by the State Bar through any means permitted by law.

S267262**PENGILLY ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation with charges pending of JAMES WHEELOCK PENGILLY (Attorney), State Bar Number 171928, as an attorney of the State Bar of California is accepted. If Attorney subsequently seeks reinstatement, the State Bar may consider all disciplinary charges that are currently pending against Attorney.

Attorney must 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. Failure to do so may be considered in any future reinstatement proceeding.

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, and may be collected by the State Bar through any means permitted by law.

S268108**INGLESE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES ROBERT INGLESE, State Bar Number 136517, as an attorney of the State Bar of California is accepted.

S268109**LITZ ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RONALD ALAN LITZ, State Bar Number 38618, as an attorney of the State Bar of California is accepted.

S268110**McKELVEY ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES ALAN McKELVEY, State Bar Number 37597, as an attorney of the State Bar of California is accepted.

S268111**NESSET ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DEBORAH MARIE NESSET, State Bar Number 86529, as an attorney of the State Bar of California is accepted.

S268112**AU ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of THOMAS Y. AU, State Bar Number 65088, as an attorney of the State Bar of California is accepted.

S268114**DAVEY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ELIZABETH CHRISTINA DAVEY, State Bar Number 211345, as an attorney of the State Bar of California is accepted.

S268115**EICHHORN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CHARLES LAWRENCE EICHHORN, State Bar Number 99626, as an attorney of the State Bar of California is accepted.

S268117**JUENGERT ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LAURIE SUSAN JUENGERT, State Bar Number 152390, as an attorney of the State Bar of California is accepted.

S268118**LEE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RICK KEHO LEE, State Bar Number 171035, as an attorney of the State Bar of California is accepted.

S268119**LEGARE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of TIMOTHY ASHER LEGARE, State Bar Number 135198, as an attorney of the State Bar of California is accepted.

S268120**MOULD ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SUSANNA LEA MOULD, State Bar Number 154270, as an attorney of the State Bar of California is accepted.

S268123**SCEARCE ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KENNETH RUSSELL SCEARCE, State Bar Number 282858, as an attorney of the State Bar of California is accepted.

S268125**SILCOX ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CLARK REID SILCOX, State Bar Number 84718, as an attorney of the State Bar of California is accepted.

S268126**TEMKIN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WENDI SUE TEMKIN, State Bar Number 154318, as an attorney of the State Bar of California is accepted.

**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. 1513)**

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.)

Sixth Appellate District_

TRANSFER ORDERS

The following matters, now pending in the Court of Appeal, Sixth Appellate District, are transferred to the Court of Appeal, Fourth Appellate District, Division Three:

1. H046792 People v. Carrera
2. H046639 People v. Tran
3. H046507 People v. Nguyen
4. H046508 People v. Medina
5. H047711 People v. Aguirre
6. H046842 People v. Cortez
7. H047600 People v. Ackerman
8. H046359 People v. Lapenias
9. H046733 People v. Zuniga
10. H047457 People v. Irving
11. H047813 People v. Diaz
12. H047375 People v. Larios
13. H047544 People v. Robinson
14. H046208 Harmon et al. v. Dirubio
15. H046526 Jeronimo et al. v. Alliance Credit Union
16. H045854 Beltran v. Golden
17. H046293 San Felipe Farms, L.P. et al. v. LLY Ranch et al.
18. H046524 Hall v. Bullock et al.
19. H047369 Tieu v. Tieu
20. H047216 McAbee et al. v. Bueno
21. H046949 Barrett v. Hershey et al.
22. H045558 Nguyen v. Tang et al.
23. H046589 Carter v. Clausen
24. H047421 Gong et al. v. NRT West Inc., d/b/a Coldwell Banker et al.