

**[NO MINUTES WERE GENERATED FOR
TUESDAY, APRIL 12, 2022.]**

436

**SUPREME COURT MINUTES
WEDNESDAY, APRIL 13, 2022
SAN FRANCISCO, CALIFORNIA**

S273179 B278091 Second Appellate District, Div. 4 **TRUCK INSURANCE
EXCHANGE v. KAISER
CEMENT & GYPSUM CORP.;
LONDON MARKET
INSURERS; INSURANCE
COMPANY OF THE STATE
OF PENNSYLVANIA;
GRANITE STATE
INSURANCE COMPANY**

Petition for review granted; issues limited

The petition for review is granted.

The issue to be briefed and argued is limited to the following: May a primary insurer seek equitable contribution from an excess insurance carrier after the primary policy underlying the excess policy has been exhausted (vertical exhaustion), or is equitable contribution from an excess insurance carrier available only after all primary policies have been exhausted (horizontal exhaustion)?

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

S273249 B308673 Second Appellate District, Div. 2 **PEOPLE v. RICHARDSON
(MICHAEL)**

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. Strong*, S266606 (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, Kruger, Groban, Jenkins, and Guerrero, JJ.

S273297 C092495 Third Appellate District**PEOPLE v. ABERNATHY
(CHRISTIAN MATTHEW)**

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. Strong*, S266606 (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, Kruger, Groban, Jenkins, and Guerrero, JJ.

S273398 F081607 Fifth Appellate District**PEOPLE v. ALLEN (JOHNTE
DEVON)**

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. Strong*, S266606 (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, Kruger, Groban, Jenkins, and Guerrero, JJ.

S273403 C093003 Third Appellate District**PEOPLE v. PIERCE
(JAYSHAWN VISA)**

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. Strong*, S266606 (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, Kruger, Groban, Jenkins, and Guerrero, JJ.

S273428 B308824 Second Appellate District, Div. 2**PEOPLE v. GARCIA
(FRANCISCO)**

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. Strong*, S266606 (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, Kruger, Groban, Jenkins, and Guerrero, JJ.

S273455 E076213 Fourth Appellate District, Div. 2 **PEOPLE v. CESENA (JESUS ARMANDO)**

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. Espinoza*, S269647 (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, Kruger, Groban, Jenkins, and Guerrero, JJ.

S273490 B312111 Second Appellate District, Div. 5 **PEOPLE v. De La CRUZ (JOSE)**

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. Delgadillo*, S266305 (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, Kruger, Groban, Jenkins, and Guerrero, JJ.

S273513 B310328 Second Appellate District, Div. 5 **PEOPLE v. JOHNSON, JR., (RONNIE EDWARD)**

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. Strong*, S266606 (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, Kruger, Groban, Jenkins, and Guerrero, JJ.

S273529 G059799 Fourth Appellate District, Div. 3 **PEOPLE v. REYNOLDS (CHARLES MICHAEL)**

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. Strong*, S266606 (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, Kruger, Groban, Jenkins, and Guerrero, JJ.

S273534 A162105 First Appellate District, Div. 3 **PEOPLE v. ESQUIVEL
(ANTONIO DEJESUS)**
Petition for review granted; transferred to Court of Appeal, First Appellate District, Division Three

The petition for review is granted. The matter is transferred to the Court of Appeal, First Appellate District, Division Three, with directions to vacate its decision and reconsider the cause in light of Assembly Bill No. 333 (Stats. 2021, ch. 699). (See Cal. Rules of Court, rule 8.528(d).) Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S252120 **MIRACLE (JOSHUA
MARTIN) ON H.C.**

Dismissal order filed

The above-entitled case having become moot by petitioner's death on February 27, 2022, as indicated in the certified copy of a certificate of death filed with the motion to dismiss, the "Motion to Dismiss Habeas Corpus Petition Due to Death of Petitioner," filed on March 17, 2022, is granted and the petition is dismissed as moot.

S264284 B300323 Second Appellate District, Div. 1 **PEOPLE v. GALVAN (JESSE
CALDELARI)**

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

In light of appellant's voluntary abandonment of his appeal, appellant's April 6, 2022, request for dismissal of review is granted. (Cal. Rules of Court, rules 8.316, 8.528(b)(1).) Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S272817 **WOOLEN (MICHAEL) ON
H.C.**

Petition ordered withdrawn

Petitioner's request, filed on April 8, 2022, to withdraw the petition for writ of habeas corpus is granted.

S273253

**KIRKENDOLL (STEVE) ON
CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant clemency

April 13, 2022

The Honorable Gavin Newsom
Governor, State of California
State Capitol Building
Sacramento, CA 95814

Re: Steve Kirkendoll
Legal Affairs File No.: GO No. CR-3789-19
Case Number: S273253
Executive Clemency Number: 1229

Dear Governor Newsom:

On the application of Steve Kirkendoll for pardon, the court, with at least 4 judges concurring, hereby makes the recommendation required by Article V, section 8 of the California Constitution for the Governor to grant a pardon.

Cordially,

Tani G. Cantil-Sakauye
Chief Justice

S272912 E077054 Fourth Appellate District, Div. 2
Petition for review denied

IN RE P.H.

S272913 C093094 Third Appellate District
Petition for review denied

**PEOPLE v. BRYANT
(STANLEY EARL)**

S272914 A162420 First Appellate District, Div. 1
Petition for review denied

IN RE CADEN C.

- S272923** B312241 Second Appellate District, Div. 1 **SEE'S CANDIES, INC. v. S.C. (EK)**
Petition for review denied
- S272949** A161335 First Appellate District, Div. 5 **WELLS (JUDITH) v. 99 CENTS ONLY STORES**
Petition for review denied
- S272954** H047475 Sixth Appellate District **LAUE (DALE) v. ORTIZ (LILIANA A.)**
Petition for review & publication request(s) denied
- S272974** B317482 Second Appellate District, Div. 6 **AMEZCUA (JAIME MENDEZ) ON H.C.**
Petition for review denied
- S272985** A164120 First Appellate District, Div. 1 **CHART INC. v. S.C. (PRELUDE FERTILITY, INC)**
Petitioner's request to file the petition for review under seal and respondent's request to file its answer under seal are granted. (Cal. Rules of Court, rules 2.550, 8.46(d).) In ordering the sealing, this court makes the findings required by California Rules of Court, rules 2.550(d) and 8.46(d)(6). The clerk of this court is directed to file the unredacted petition for review and answer under seal.
The petition for review is denied.
- S272999** B304303 Second Appellate District, Div. 1 **McNENNY (KATHERINE) v. CITY OF LOS ANGELES**
Petition for review denied
- S273040** G059830 Fourth Appellate District, Div. 3 **De La PENA (CECILIA) v. S.C. (CHILDREN'S HOSPITAL OF ORANGE COUNTY)**
Petition for review denied

S273047 A162453 First Appellate District, Div. 1

Petition for review denied

**BBB BONDING
CORPORATION v.
CALDWELL (KIARA)**

S273052 B317749 Second Appellate District, Div. 8

Petition for review denied

**GAO (YANG) v. S.C.
(HERNANDEZ)**

S273054 A160332 First Appellate District, Div. 3

Petition for review denied

**THOMPSON, WELCH,
SOROKO & GILBERT LLP v.
JONES (MARK G.)**

S273055 C094611 Third Appellate District

Petition for review denied

**VAYA TELECOM, INC. v.
PUBLIC UTILITIES
COMMISSION (PACIFIC
BELL TELEPHONE
COMPANY)**

S273056 D077868 Fourth Appellate District, Div. 1

Petition for review & depublication request(s) denied

**SELLERS (TINA) v.
JUSTANSWER LLC**

S273063 H048461 Sixth Appellate District

Petition for review denied

**PEOPLE v. LOPEZ
(HUMBERTO HERNANDEZ)**

S273068 G059356 Fourth Appellate District, Div. 3

Petition for review & application for stay denied

**LOPEZ (ARTHUR &
CHERYL), MARRIAGE OF**

S273075 B307783 Second Appellate District, Div. 8

Petition for review denied

**SINGMAN (BRUCE H.) v.
IMDB.COM, INC.**

S273079 A157034 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ASTARITA
(THOMAS JAMES)**

S273105

Petition for review denied

**CONTRERAS (RAFAEL) v.
DANNECO CONSTRUCTION
& SERVICES**

S273107 D077979 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. DENEFF
(STEVEN JAMES)**

S273151 C095458 Third Appellate District

Petition for review denied

**STOLLER (KENNETH P.) v.
S.C. (MEDICAL BOARD OF
CALIFORNIA)**

S273194 H047392 Sixth Appellate District

Petition for review denied

**JOE (EURHO) & LEE
(JUNGEUN), MARRIAGE OF**

S273196 H047803 Sixth Appellate District

Petition for review denied

**JOE (EURHO) & LEE
(JUNGEUN), MARRIAGE OF**

S273202 H047719 Sixth Appellate District

Petition for review denied

**JOE (EURHO) & LEE
(JUNGEUN), MARRIAGE OF**

S273205

Petition for review denied

**SMITH (SPENCER
FREEMAN), IN RE**

S273243 A162740 First Appellate District, Div. 2

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

**MARKEL INSURANCE
COMPANY v. WORKERS'
COMPENSATION APPEALS
BOARD & AMOS (STEPHEN)**

S273247 B311883 Second Appellate District, Div. 1

Petition for review & application for stay denied

**XU (TIFFANY YAN) v.
HUANG (HAIDI WENWU)**

S273257 B305061 Second Appellate District, Div. 8

Petition for review denied

**SHALANT (JOSEPH L.) v.
MACKSTON (ROBERT)**

S273280 A160358 First Appellate District, Div. 4

Petition for review denied

**CATLIN INSURANCE
COMPANY, INC. v. DANKO
MEREDITH LAW FIRM, INC.**

S273305 H048761 Sixth Appellate District
Petition for review & depublication request(s) denied

IN RE A.L.

S273332 B317329 Second Appellate District, Div. 4

Petition for review denied

**ZAMUDIO (SAMUEL
JIMENEZ) v. S.C.
(CALIFORNIA
DEPARTMENT OF
CORRECTIONS &
REHABILITATION)**

S273333 A156114 First Appellate District, Div. 1

Petitions for review denied

**PEOPLE v. WIMER
(MATTHEW)**

S273334 B309819 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. PEOPLES
(HOWARD)**

S273338 F079573 Fifth Appellate District

Petition for review denied

**PEOPLE v. MOROYOQUI
(VINCENT CHRISTOPHER)**

S273339 A159406 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. FONTES
(PETERSON WILLIAM)**

S273343 D079981 Fourth Appellate District, Div. 1

Petition for review denied

**TYSON (TIMMY RAY) ON
H.C.**

S273351 A161308 First Appellate District, Div. 4

Petition for review denied

PEOPLE v. MOORE (ALANA)

S273354 F081126 Fifth Appellate District

Petition for review denied

**PEOPLE v. CHAVEZ
(RAMON SALVADOR)**

S273358 F083625 Fifth Appellate District

Petition for review denied

**BASSETT (RICHARD) ON
H.C.**

S273360 B313097 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. BIBBS (BRANDON
LEON)**

S273372 A164367 First Appellate District, Div. 5

Petition for review denied

**ROBERT A. CLARK &
SHERRY L. CLARK LIVING
TRUST DATED APRIL 17,
1997 v. S.C. (JOHN MUIR
HEALTH)**

S273376 D079044 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GORDON
(CALVIN GLENN)**

S273378 H047034 Sixth Appellate District

Petition for review denied

**PEOPLE v. ROMERO
(JULIAN DANIEL)**

S273379 A164256 First Appellate District, Div. 3

Petition for review denied

PEOPLE v. WELDON (JON)

S273380 C091092 Third Appellate District

Petition for review denied

**PEOPLE v. ANDERSEN-
SCHWEGERL (KENDRA
ANN)**

S273384 D077957 Fourth Appellate District, Div. 1

Petition for review denied

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

**PEOPLE v. INZUNZA
(VERONICA)**

S273385 H048421 Sixth Appellate District

Petition for review denied

**PEOPLE v. McNEELY
(ANTONIO)**

S273386 B310363 Second Appellate District, Div. 6

Petition for review denied

IN RE E.L.

S273388 F080212 Fifth Appellate District

Petition for review denied

**PEOPLE v. PETALOS
(RONALD)**

S273389 B309455 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. JOSEPH
(JORDAN EMON)**

S273392 G059105 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. ABRAHAM
(ALEC SCOTT)**

S273397 C092263 Third Appellate District

Petition for review denied

**PEOPLE v. YOKOI
(RAPHAEL MARCELLO)**

S273399 C090058 Third Appellate District

Petition for review denied

**PEOPLE v. BLYMYER
(ANTHONY CHRISTOPHER)**

S273404 C092871 Third Appellate District

Petition for review denied

**PEOPLE v. HERNANDEZ
(ESPERANZA ANN)**

S273405 B311849 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. REYES (LEO
ANTHONY)**

S273406 B308671 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. LIPSEY
(CHRISTOPHER)**

S273410 A164524 First Appellate District, Div. 5

Petition for review denied

**MARTIN (O. Z.) v. S.C.
(PEOPLE)**

S273411	B306801 Second Appellate District, Div. 8	PEOPLE v. TALAMANTES (ROBERTO)
Petition for review denied		
S273412	D079142 Fourth Appellate District, Div. 1	PEOPLE v. MORENO (MARIO)
Petition for review denied		
Guerrero, J., was recused and did not participate.		
S273425	F079535 Fifth Appellate District	PEOPLE v. WILLIAMSON (HARVEY LEE)
Petition for review denied		
S273426	B317871 Second Appellate District, Div. 3	BRAMSCHER (WILLIAM ROBERT) ON H.C.
Petition for review denied		
S273430	C085771 Third Appellate District	PEOPLE v. INGRAM (MICHAEL L.)
Petition for review denied		
S273431	E073565 Fourth Appellate District, Div. 2	PEOPLE v. PELL (TRENT WILLIAM)
Petition for review denied		
S273432	C088716 Third Appellate District	PEOPLE v. MANI (ASHNEEL)
Petition for review denied		
S273433	A164418 First Appellate District, Div. 2	CAMPOS (SAUNDRA ROGERS) v. S.C. (PEOPLE)
Petition for review denied		
S273434	B306169 Second Appellate District, Div. 8	PEOPLE v. MENDOZA, JR., (RICHARD BERT)
Petition for review denied		

S273440 A160815 First Appellate District, Div. 3

**BROADBAND ITV, INC. v.
OPENTV, INC.**

The application to appear as counsel pro hac vice is granted. (Cal. Rules of Court, rule 9.40(a).)
The petition for review is denied.

S273448

**YOUNG (REGINALD
RAYDELL) v. COURT OF
APPEAL, SECOND
APPELLATE DISTRICT,
DIVISION A (PEOPLE)**

Petition for writ of mandate/prohibition denied

S273449 G059527 Fourth Appellate District, Div. 3

**PEOPLE v. CALLENDER
(ARTHUR WILLIAM
ROBERT)**

Petition for review denied

S273452 C090482 Third Appellate District

**PEOPLE v. RORABAUGH
(DONALD)**

Petition for review denied; CA opinion decertified

The petition for review is denied.

The request for an order directing depublication of the opinion is granted. The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed January 25, 2022, which appears at 74 Cal.App 5th 296 (as modified on January 28, 2022). (Cal. Const., art., VI section 14; Cal. Rules of Court, rule 8.1125.).

S273456 C091329 Third Appellate District

**PEOPLE v. CASTILLO, JR.,
(LUIS ALFONSO)**

Petition for review denied

S273457 A160495 First Appellate District, Div. 1

**D-ROCK TECHNOLOGY,
INC. v. SWEENEY (CHARLES
P.)**

Petition for review denied

S273458 F079127 Fifth Appellate District

Petition for review denied

**PEOPLE v. BAILEY, JR.,
(DEMETRIUS FRANK)**

S273459 A158060 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. NELSON, JR.,
(LaRAY)**

S273461 C089940 Third Appellate District

Petition for review denied

**PEOPLE v. DEANDA
(ROBERT)**

S273466 E075606 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BALLARD, JR.,
(DANIEL LANCE)**

S273482 B309944 Second Appellate District, Div. 3
Petition for review denied

PEOPLE v. CLARK (MOSES)

S273484 A159498 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. LEATHERWOOD
(JASON)**

S273485 H046401 Sixth Appellate District

Petition for review denied

**PEOPLE v. OROZCO
(JEFFERY MICHAEL)**

S273487 F081553 Fifth Appellate District

Petition for review denied

**PEOPLE v. SHEPPARD
(MELISSA ANN)**

S273489 G060704 Fourth Appellate District, Div. 3

Petition for review denied

**RAGLAND (PAM) v. ALLEN
(ALEXANDER)**

S273502 A164062 First Appellate District, Div. 3
Petition for review denied

COMBS (ANDRE) ON H.C.

S273510 D076297 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. GERSON
(HAYDEN ABRAHAM)**

S273515
Petition for writ of mandate/prohibition & application for stay denied

**LOPEZ (ARTHUR) v. S.C.
(LOPE)**

S273517 H046908 Sixth Appellate District
Petition for review denied

**PEOPLE v. RUSSELL (DAVID
LEE)**

S273518 G059948 Fourth Appellate District, Div. 3
Petition for review denied

**PEOPLE v. PISANO
(WILLIAM A.)**

S273519 E078555 Fourth Appellate District, Div. 2
Petition for review & application for stay denied

**NECOCHEA (JOSEPH D.) v.
S.C. (PEOPLE)**

S273523
Petition for review denied

PEOPLE v. SNELL (EDWIN)

S273528 B309292 Second Appellate District, Div. 6
Petition for review denied

**PEOPLE v. WALLRAVIN
(MICHAEL ISODOR)**

S273530 E078553 Fourth Appellate District, Div. 2
Petition for review denied

**PEDREGON, JR., (ROBERT)
v. S.C. (PEOPLE)**

S273531 C076713 Third Appellate District

Petition for review denied

**PEOPLE v. CLARK (DONALD
GEORGE)**

S273537 C091774 Third Appellate District

Petition for review denied

**CABALLERO (CESAR) v.
CUELLER (REGINA)**

S273539 B314434 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. ARELLANO
(EDGAR)**

S273545 C091914 Third Appellate District

Petition for review denied

**PEOPLE v. JONES (JACOB
CALVIN)**

S273564 B312149 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. DAVIS (COLLIN
ROBERT)**

S273701

Petition for writ of mandate/prohibition & application for stay denied

**SERRANO (ONOFRE T.) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT, DIVISION FOUR
(PEOPLE)**

S273823

Petition for writ of mandate/prohibition & application for stay denied

**NAFTALOVICH (DANIEL) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT, DIVISION FOUR
(WEXLER)**

S257552**BARRERA-IZABA (GLENN)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063, 1066 [habeas corpus relief is unavailable where the petitioner is not in the custody of California authorities as a result of the challenged conviction].)

S259794**DUSTIN (DALE OWEN) ON
H.C.**

Petition for writ of habeas corpus denied

S261403**DUSTIN (DALE OWEN) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re 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 Lessard* (1965) 62 Cal.2d 497, 503 [courts will not entertain habeas corpus claims that raise Fourth Amendment violations]; *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].)

S271068**HAYNIE (DONELL) ON H.C.**

Petition for writ of habeas corpus denied

S271349**HAMILTON (ALBERT J.) 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].)

S271650**TOPACHIKYAN (AVAG) ON
H.C.**

Petition for writ of habeas corpus denied

S271940

**KUNKEL (PATRICK CLAY)
ON H.C.**

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

S271946

MAESTAS (LENNY) ON H.C.

The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063, 1066 [habeas corpus relief is unavailable where the petitioner is not in the custody of California authorities as a result of the challenged conviction].)

S271947

SANCHEZ (JOEL) ON H.C.

Petition for writ of habeas corpus denied

S271948

**AUSTIN (EXZAVAR DENNIS)
ON H.C.**

Petition for writ of habeas corpus denied

S271961

**SIMON (MARCUS KALIA)
ON H.C.**

Petition for writ of habeas corpus denied

S271962

**SOTO (FELIPE DE JESUS)
ON H.C.**

Petition for writ of habeas corpus denied

S271964

**NELLUM (DASHAUN) ON
H.C.**

Petition for writ of habeas corpus denied

S271965

**JACOME (ALEXANDER
ROBERT) ON H.C.**

Petition for writ of habeas corpus denied

S271969

AGUILAR (GARTH) ON H.C.

Petition for writ of habeas corpus denied

S271977**LOPEZ (ROBERTO CARLOS)
ON H.C.**

Petition for writ of habeas corpus denied

S272052**JONES (STEPFON) 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 Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal].)

S272055**MARTIN (RONNIE STEVEN)
ON H.C.**

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

S272076**ROBINSON (EDWARD) ON
H.C.**

Petition for writ of habeas corpus denied

S272085**GONZALEZ (ERIC L.) 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].)

S272096**BRAY (LAURACK D.) ON
H.C.**

Petition for writ of habeas corpus denied

S272112**COLLIER (TRACY) 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].)

S272125**PRINGLE (DAVID) ON H.C.**

Petition for writ of habeas corpus denied

S272131**SALAS (JUAN LOYA) ON
H.C.**

Petition for writ of habeas corpus denied

S272132**HUCKABEE (RICKY) ON
H.C.**

Petition for writ of habeas corpus denied

S272148**BAINES (CHARLES E.) ON
H.C.**

Petition for writ of habeas corpus denied

S272158**GRAY (SAM DONTE) 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].)

S272212**WALKER (MAURICE) ON
H.C.**

Petition for writ of habeas corpus denied

S272258**ENRIQUEZ (DAVID
KENNETH) ON H.C.**

Petition for writ of habeas corpus denied

S272274**WADE (GERALD CURTIS)
ON H.C.**

Petition for writ of habeas corpus denied

S272290**PEREZ (RAFAEL
ALEJANDRO) 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].)

S272643

Petition for writ of habeas corpus denied

REISER (HANS) ON H.C.**S273002**

Petition for writ of habeas corpus denied

BELYEW (LISA) ON H.C.**S273165**

Petition for writ of habeas corpus denied

**HARRISON-HUNTER, JR.,
(GRANVAL GAIL) ON H.C.****S273208**

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

**MAINE (JOSEPH HASKELL)
ON H.C.****S273210**

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].)

**MORALES (PABLO JOSE)
ON H.C.****S273212**

Petition for writ of habeas corpus denied

SCOTT (RAMON A.) ON H.C.**S273444**

Petition for writ of habeas corpus denied

**SHOULDERS, JR., (ALONZO)
ON H.C.****S273464**

Petition for writ of habeas corpus denied

**STEVENSON (REVELL) ON
H.C.**

S273508**JONES (WAYNE ELIJAH) ON
H.C.**

The petition for writ of habeas corpus is denied. Individual claims are denied, as applicable. (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 Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies]; *In re Lessard* (1965) 62 Cal.2d 497, 503 [courts will not entertain habeas corpus claims that raise Fourth Amendment violations]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S273533**JONES (WAYNE ELIJAH) ON
H.C.**

The petition for writ of habeas corpus is denied. Individual claims are denied, as applicable. (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 Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies]; *In re Lessard* (1965) 62 Cal.2d 497, 503 [courts will not entertain habeas corpus claims that raise Fourth Amendment violations]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S273581**JAMES (RONALD EUGENE)
ON H.C.**

The petition for writ of habeas corpus is denied. Individual claims are denied, as applicable. (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 Lessard* (1965) 62 Cal.2d 497, 503 [courts will not entertain habeas corpus claims that raise Fourth Amendment violations]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S273613**JAMES (RONALD EUGENE)
ON H.C.**

The petition for writ of habeas corpus is denied. Individual claims are denied, as applicable. (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 Lessard* (1965) 62 Cal.2d 497, 503 [courts will not entertain habeas corpus claims that raise Fourth Amendment violations]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S273619**MAGANA (ISABEL) 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].)

S273242**WOOTEN (ROSEMARY) v.
STATE BAR OF
CALIFORNIA**

Order: (dispositive)

The State Bar is directed to determine if applicant Rosemary Wooten (the applicant) was provided with, and able to access, the correct remote exam information for the June 2020 First-Year Law Students' Examination on the exam date and, if the exam information was not provided to and accessible by the applicant, or if that determination cannot be made with certainty, to permit the applicant to take the next regularly scheduled exam in satisfaction of a fourth examination as permitted pursuant to Business and Professions Code section 6060, subdivision (h)(3) and Rules of the State Bar, rule 4.31(B). Alternatively, the State Bar may elect to forgo further investigation and to permit the applicant to take the next regularly scheduled exam in satisfaction of a fourth examination as permitted pursuant to Business and Professions Code section 6060, subdivision (h)(3) and Rules of the State Bar, rule 4.31(B). If the applicant takes the next regularly scheduled First-Year Law Students' Examination pursuant to this order, she is not required to pay the fee for that First-Year Law Students' Examination.

S273563**MARTINEZ (OMAR
FUENTES) ON H.C.**

Order: (dispositive)

This petition for a writ of habeas corpus filed on behalf of a capital inmate was filed in this court after October 25, 2017. Pursuant to Penal Code section 1509, subdivision (a), the petition is transferred to the Superior Court of California, County of Riverside. In issuing this order, the court has not considered the applicability of Penal Code section 1509, subdivision (d) to this petition.

S273181

C092519 Third Appellate District

**CIRRINCIONE (JASON) v.
AMERICAN SCISSOR LIFT,
INC.**

Depublication ordered (case closed)

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

The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed December 21, 2021, which appears at 73 Cal.App.5th 619. (Cal. Const., art. VI, section 14; Cal. Rules of Court, rule 8.1125.) The court declines to review this matter on its own motion. The matter is now final.

S272614 D077548/D077972 Fourth Appellate District, Div. 1 **SIERRA CLUB v. COUNTY OF SAN DIEGO (INTEGRAL COMMUNITIES, LLC)**

Publication request denied (case closed)
Guerrero, J., was recused and did not participate.

S272728 H048723 Sixth Appellate District **IN RE A.R.**
Publication request denied (case closed)

S272816 D078843 Fourth Appellate District, Div. 1 **KIM (EILLEN) v. VIVAS (JOSEPH)**

The request for an order directing publication of the opinion in the above-entitled appeal is denied.
Guerrero, J., was recused and did not participate.

S272843 B299272 Second Appellate District, Div. 8 **THOMAS (DENISE) v. CROSKREY (CARLY RAE)**

Publication request denied (case closed)

S273286 B307443 Second Appellate District, Div. 4 **CARRADINE (RONEISHA) v. IDRIP VAPE, LLC.**

Publication request denied (case closed)

S065877 **PEOPLE v. LOPEZ (BOBBY) & TRUJEQUE (JAMES)**

Extension of time granted

Based upon counsel Joseph G. Baxter's representation that appellant Bobby Lopez's opening brief is anticipated to be filed by August 8, 2022, an extension of time in which to serve and file that brief is granted to June 3, 2022. After that date, only one further extension totaling about 65 additional days is contemplated.

S103358**PEOPLE v. BARRERA
(MARCO ESQUIVEL)**

Extension of time granted

Based upon Deputy Attorney General Stacy S. Schwartz's representation that the third supplemental respondent's brief is anticipated to be filed by June 24, 2022, counsel's request for an extension of time in which to file that brief is granted to June 24, 2022. After that date, no further extension is contemplated.

S127119**PEOPLE v. GIVENS (TODD)**

Extension of time granted

Based upon counsel Ronald F. Turner's representation that the supplemental appellant's reply brief is anticipated to be filed by May 31, 2022, an extension of time in which to serve and file that brief is granted to May 31, 2022. After that date, no further extension is contemplated.

S137307**PEOPLE v. MORALES
(JOHNNY)**

Extension of time granted

Based upon Supervising Deputy State Public Defender C. Delaine Renard's representation that the appellant's reply brief is anticipated to be filed by August 12, 2022, an extension of time in which to serve and file that brief is granted to June 14, 2022. After that date, only one further extension totaling about 58 additional days will be granted. Counsel for appellant is ordered to inform her supervising attorney of this schedule and to take all steps necessary to meet it. 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).)

S180711**PEOPLE v. KLING
(RANDOLPH CLIFTON)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's supplemental opening brief is extended to June 14, 2022.

S214649**PEOPLE v. WADE
(ANTHONY DARNELL)**

Extension of time granted

Based upon counsel Glen Niemy's representation that the appellant's reply brief is anticipated to be filed by July 15, 2022, an extension of time in which to serve and file that brief is granted to June 13, 2022. After that date, only one further extension totaling about 31 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).)

S239380**PEOPLE v. SANCHEZ
(GILBERT BERNARD)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to June 13, 2022.

S239963**PEOPLE v. MEZA
(HERACLIO)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to June 14, 2022.

S241359**PEOPLE v. RHOADES
(CHERIE LOUISE)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to June 17, 2022.

S242076**PEOPLE v. CONTRERAS
(DAVID REY)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to June 7, 2022.

S258012

Extension of time granted

TIBBS (TODD J.) ON H.C.

On application of respondent and good cause appearing, it is ordered that the time to serve and file the supplemental informal response is extended to May 16, 2022.

S271049 D076916 Fourth Appellate District, Div. 1

Extension of time granted

PEOPLE v. MUMIN (AHMED)

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to May 13, 2022.

S271809 G060407 Fourth Appellate District, Div. 3

Extension of time granted

**G. (MICHAEL) v. S.C.
(ORANGE COUNTY SOCIAL
SERVICES AGENCY)**

On application of real party in interest Orange County Social Services Agency and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to April 21, 2022.

S271828 D078832 Fourth Appellate District, Div. 1

Extension of time granted

**PEOPLE v. CATARINO
(EDGAR SANDOVAL)**

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to May 20, 2022.

S271869 H045791 Sixth Appellate District

Extension of time granted

**CHEVRON U.S.A., INC. v.
COUNTY OF MONTEREY
(PROTECT MONTEREY
COUNTY)**

On application of respondents Chevron U.S.A., Inc., Aera Energy LLC, California Resources Corporation, Trio Petroleum, LLC, Sunset Exploration Incorporated, Monroe Swell Prospect, J.V., Bradley Minerals, Inc., National Association of Royalty Owners-California, Inc, and Eagle Petroleum, LLC and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to May 27, 2022.

S273138 B310532 Second Appellate District, Div. 4 **PEOPLE v. RIOS (JUAN PABLO)**

Counsel appointment order filed

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

S273159 B308926 Second Appellate District, Div. 8 **PEOPLE v. MEJORADO (ERNESTO)**

Counsel appointment order filed

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

S273175 E074670 Fourth Appellate District, Div. 2 **PEOPLE v. HARPER (JASON SCOTT)**

Counsel appointment order filed

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

S273176 D079448 Fourth Appellate District, Div. 1 **PEOPLE v. ESQUIVEL (JOSE ANTONIO)**

Counsel appointment order filed

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

S273283 D078931 Fourth Appellate District, Div. 1 **PEOPLE v. FELIX (ALFREDO)**

Counsel appointment order filed

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

S273287 C093641 Third Appellate District

**PEOPLE v. HAVEN
(ROBERT)**

Counsel appointment order filed

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

S273293 C093813 Third Appellate District

**PEOPLE v. EMERY (GREG
DANIEL)**

Counsel appointment order filed

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

S273316 E075152 Fourth Appellate District, Div. 2

**PEOPLE v. YATES
(DOUGLAS JOHN)**

Counsel appointment order filed

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

S165195

**PEOPLE v. NAVARRO
(ANTHONY)**

Motion denied

Condemned prisoner Anthony Navarro's "Application for Expansion of Appointment to Include Appeal, if Needed, In Court of Appeal," filed on January 20, 2022, is denied without prejudice to the filing of renewed applications for the requested funding if and when it is established such funding is required.

S266854 F076973 Fifth Appellate District

**PEOPLE v. RENTERIA
(CRISTIAN)**

Order filed

The application filed April 8, 2022, for an extension of time to file a response to an amicus curiae brief is hereby dismissed as moot.

S271869 H045791 Sixth Appellate District

**CHEVRON U.S.A., INC. v.
COUNTY OF MONTEREY
(PROTECT MONTEREY
COUNTY)**

Order filed

On application of respondents Chevron U.S.A., Inc., Aera Energy LLC, California Resources Corporation, Trio Petroleum, LLC, Sunset Exploration Incorporated, Monroe Swell Prospect, J.V., Bradley Minerals, Inc., National Association of Royalty Owners-California, Inc, and Eagle Petroleum, LLC and good cause appearing, it is ordered that the time to serve and file the response to interveners' request for judicial notice is extended to May 27, 2022.

S272951
Petition denied

(accusation)

ACCUSATION OF TITUS



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
MAY 3, 2022**

Due to the COVID-19 coronavirus pandemic and related public health directives from state and local authorities, the procedures specified by Administrative Orders Nos. 2020-3-13 (Mar. 16, 2020), 2020-03-27 (March 27, 2020), and 2020-08-19 (August 19, 2020) apply. Counsel will appear remotely and courtroom seating for the press will be strictly limited to achieve appropriate distancing. The public will continue to have access to argument via live-streaming on the judicial branch website: <http://www.courts.ca.gov/>.

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald M. George State Office Complex, Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on May 3, 2022.

TUESDAY, MAY 3, 2022 — 9:00 A.M.

- (1) County of Butte v. Department of Water Resources (State Water Contractors, Inc., et al., Real Party in Interest), S258574
- (2) Siry Investment, L.P. v. Farkhondehpour (Saeed) et al., S262081
- (3) People v. Henson (Cody Wade), S252702

1:30 P.M.

- (4) People v. Mataele (Tupoutoe), [Automatic Appeal], S138052
- (5) People v. Ng (Charles Chitat), [Automatic Appeal], S080276
(*Cantil-Sakauye, C. J., not participating; Pollak, P. J., assigned justice pro tempore*)

CANTIL-SAKAUYE
Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)