

**SUPREME COURT MINUTES
WEDNESDAY, FEBRUARY 17, 2021
SAN FRANCISCO, CALIFORNIA**

S265910 B305225 Second Appellate District, Div. 1 **IN RE CHRISTOPHER L.**
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 it structural error, and thus reversible per se, for a juvenile court to proceed with jurisdiction and disposition hearings without an incarcerated parent's presence and without appointing the parent an attorney?

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

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

S266305 B304441 Second Appellate District, Div. 4 **PEOPLE v. DELGADILLO
(JOSE)**

Petition for review granted; issues limited

The petition for review is granted. The issue to be briefed and argued is limited to the following: What procedures must appointed counsel and the Courts of Appeal follow when counsel determines that an appeal from an order denying postconviction relief lacks arguable merit? Are defendants entitled to notice of these procedures?

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

S266262 B299638 Second Appellate District, Div. 1 **PEOPLE v. SWANSON
(DERRICK DANTE)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lewis*, S260598 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266274 D075649 Fourth Appellate District, Div. 1 **PEOPLE v. JOHNSON
(MARLON)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Tirado*, S257658 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266342 B297947 Second Appellate District, Div. 5 **PEOPLE v. LEE (MARQUIS
TREVON)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lewis*, S260598 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266398 B301152 Second Appellate District, Div. 6 **PEOPLE v. AUSTIN, JR.,
(LENARD)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lopez*, S258175 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266416 E073972 Fourth Appellate District, Div. 2 **PEOPLE v. SLY
(CHRISTOPHER JOSEPH)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lopez*, S258175 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266455 B297043 Second Appellate District, Div. 3 **PEOPLE v. MUHAMMAD
(SHAKA SENEGAL)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lewis*, S260598 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266456 B304477 Second Appellate District, Div. 5 **PEOPLE v. MEDINA
(ENRIQUE DURAN)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lopez*, S258175 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266506 E073775 Fourth Appellate District, Div. 2 **PEOPLE v. JOHNSON
(LARRY)**

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. Raybon*, S256978 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266515 E074967 Fourth Appellate District, Div. 2 **PEOPLE v. EADS, JR.,
(JEROME DEAN)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lewis*, S260598 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266521 A159104 First Appellate District, Div. 5

**PEOPLE v. GRIFFIN
(RANSOM HUNTLEY)**

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. Hernandez*, S265739 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266558 B304473 Second Appellate District, Div. 4

**PEOPLE v. CASTRO
(ANTONIO 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. Lewis*, S260598 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266609 B304660 Second Appellate District, Div. 6

PEOPLE v. PRADO (ANDRES)

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lopez*, S258175 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266612 B301487 Second Appellate District, Div. 2

**PEOPLE v. OLIVER (TONY
ODELL)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Raybon*, S256978 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266627 B301849 Second Appellate District, Div. 3 **PEOPLE v. RODRIGUEZ
(JOHNNY M.)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lewis*, S260598 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S266832 A161331 First Appellate District, Div. 1 **ANDRADE (SILVIA) v.
THAYER, JR., (STERLING)**

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

At the request of the Court of Appeal, review is ordered on this court's own motion. The cause is transferred to the Court of Appeal, First Appellate District, Division One, for further proceedings.

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

S257165 C085437 Third Appellate District **PEOPLE v. OMEGA
(NALANA NICOLE)**

Transferred to Court of Appeal, Third Appellate District, after hold

The above-captioned matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Gentile* (2020) 10 Cal.5th 830. (Cal. Rules of Court, rule 8.528(d).)

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

S257431 C085232 Third Appellate District **PEOPLE v. BARRERA
(ROBERTO ESCOBAR)**

Dismissed and remanded to Court of Appeal, Third Appellate District

Review in the above-captioned matter, which was granted and held for *People v. Gentile* (2020) 10 Cal.5th 830, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S260237 C066714/C066716 Third Appellate District

**PEOPLE v. GARCIA
(EDWARD)**

Dismissed and remanded to Court of Appeal, Third Appellate District

Review in the above-captioned matter, which was granted and held for *People v. Gentile* (2020) 10 Cal.5th 830, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

S265645 B301602 Second Appellate District, Div. 6
Petition for review denied

PEOPLE v. CASTRO (RUBEN)

S265734 G058568 Fourth Appellate District, Div. 3

**PEOPLE v. VALLIANT
(ALEXANDER IRWIN)**

The petition for review is denied.

Concurring Statement by Justice Liu

Alexander Irwin Valliant filed a petition to recall the sentence for his conviction of second degree robbery and for resentencing pursuant to Penal Code section 1170.91, subdivision (b). Since 2015, section 1170.91 has required courts to consider as a factor in mitigation at sentencing whether “a defendant convicted of a felony offense is, or was, a member of the United States military who may be suffering from sexual trauma, traumatic brain injury, post-traumatic stress disorder [(PTSD)], substance abuse, or mental health problems as a result of his or her military service.” (Pen. Code, § 1170.91, subd. (a); further statutory references are to this code.) In 2018, the Legislature gave this statute retroactive effect, allowing military veterans who suffer from such military-related conditions, and who did not have those circumstances considered when initially sentenced, to petition to recall the sentence and be resentenced. (§ 1170.91, subd. (b).)

To be eligible to file such a petition, however, the statute requires that any such military-related condition “was not considered as a factor in mitigation at the time of sentencing” and that “[t]he person was sentenced prior to January 1, 2015.” (Pen. Code, § 1170.91, subd. (b)(1)(A)-(B).) Valliant was sentenced in March 2015 and therefore does not meet the latter requirement. For this reason, the superior court denied his petition and the Court of Appeal affirmed. (See *People v. Valliant* (2020) 55 Cal.App.5th 903.)

Yet it is undisputed that Valliant’s military-related conditions - PTSD and opioid abuse disorder - were not considered during his sentencing in 2015. In fact, it was not until 2017 that the United States Department of Veterans Affairs (VA) verified that his conditions stemmed from his military service. Thus, Valliant is in the unfortunate position of not having had his military-related conditions considered at his initial sentencing while also being ineligible for resentencing pursuant to section 1170.91, subdivision (b).

I agree with the Court of Appeal that it is unlikely the Legislature specifically intended this result. (See *Valliant, supra*, 55 Cal.App.5th at p. 912 [“[W]e wonder if the Legislature foresaw this result when it passed section 1170.91. While Valliant’s position here may be unusual, we doubt it is unique. With that thought in mind, we invite the Legislature to revisit this issue and, if it believes it is appropriate to do so, to provide Valliant and any other veteran in a similar position, with statutory relief.”].) Indeed, the author of Assembly Bill No. 865 (2017-2018 Reg. Sess.), which made section 1170.91 retroactive, found it “[u]nfortunate[]” that section 1170.91 “does not apply to veterans convicted prior to January 1, 2015” and through the amendment sought to “ensure there is equal treatment of all veterans, not just those convicted after January 1, 2015.” (Sen. Com. on Veterans Affairs, Analysis of Assem. Bill No. 865 (2017-2018 Reg. Sess.) as amended Apr. 30, 2018, pp. 4-5.) Yet, by requiring that the original sentencing occur prior to January 1, 2015, for an individual to be eligible for resentencing - irrespective of when it was determined that the trauma, mental health, or substance abuse conditions were a result of military service - section 1170.91, subdivision (b) fails to ensure equal treatment of all veterans.

The January 1, 2015 requirement also makes little sense as a policy matter. With respect to PTSD, for example, the scientific literature has recognized delayed onset PTSD, particularly among veterans, where symptoms can take time to fully manifest. (See, e.g., Yehuda et al., *Post-Traumatic Stress Disorder* (Oct. 8, 2015) 1 Nature Reviews Disease Primers 1, 9-10; Creamer et al., *PTSD Among Military Personnel* (Apr. 2011) 23:2 Internat. Rev. of Psychiatry 160, 161-162.) And for PTSD related to sexual trauma, “it may take years for one to recognize an incident as sexual trauma, and in some cases, a fragmented memory of the event may delay acknowledgment even more.” (Kintzle et al., *Sexual Trauma in the Military: Exploring PTSD and Mental Health Care Utilization in Female Veterans* (2015) 12:4 Psychological Services 394, 398.) Moreover, it also takes time for conditions like PTSD to be diagnosed and to administratively establish a connection to military service. Although a veteran can file a claim with the VA to establish a service-connected condition or disability, “there is a tremendous backlog of claims at VA, and it can take many years for a claim to work its way through the system.” (Derro, *Service-Connected Disability Claims Before the U.S. Department of Veterans Affairs: A Brief Tutorial* (Feb. 2015) 94:2 Mich. B.J. 26, 28, fn. omitted.) Thus, a strict time requirement in these circumstances can lead to arbitrary and inequitable results.

There has been some recognition by the Legislature of the need to address this issue. Assembly Bill No. 581 (2019-2020 Reg. Sess.), for instance, would have provided relief to veterans like Valliant. The bill recognized that “even though Section 1170.91 was in effect starting January 1, 2015, some defendants may not have benefitted from the change in law either because some were unaware of the change or because evidence of the service-related trauma was not available or was unknown at the time of sentencing.” (Sen. Com. on Veterans Affairs, Analysis of Assem. Bill No. 581 (2019-2020 Reg. Sess.) as amended Feb. 14, 2019, p. 3.) But that bill never became law, so I echo the Court of Appeal’s call for renewed legislative attention to this issue.

LIU, J.

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| S265846 | F078899 Fifth Appellate District | FANCHER (CATHY) v. COUNTY OF TULARE |
| Petition for review & publication request(s) denied | | |
| S265993 | B296793 Second Appellate District, Div. 5 | PEOPLE v. RAMIREZ (ENEDINA) |
| Petition for review denied Liu, J., is of the opinion the petition should be granted. | | |
| S266067 | E073322 Fourth Appellate District, Div. 2 | CHANGSHA METRO GROUP CO., LTD. v. XUFENG (PENG) |
| Petition for review denied | | |
| S266131 | B292582 Second Appellate District, Div. 8 | PARRISH (KAHEAL JEVON) ON H.C. |
| Petition for review denied | | |
| S266153 | A158040 First Appellate District, Div. 5 | BONNER (ERNEST L.) v. U.S. BANK NATIONAL ASSOCIATION |
| Petition for review denied | | |
| S266177 | | HSU (JOHN) v. S.C. (SCHREIBER) |
| Petition for review denied | | |
| S266188 | B299044/B302697 Second Appellate District, Div. 6 | PEOPLE v. JOHNSON (RYAN JAMES) |
| Petitions for review denied | | |
| S266195 | D074546 Fourth Appellate District, Div. 1 | PEOPLE v. RICO III (AARON DAVID) |
| Petitions for review denied | | |

S266196 G057740 Fourth Appellate District, Div. 3

**SEMPRINI (JOSEPH) v.
WEDBUSH SECURITIES,
INC.**

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

S266204 G058063 Fourth Appellate District, Div. 3

**PEOPLE v. QUIROZ-MUNIZ
(ALFREDO)**

Petition for review denied

S266208 F082013 Fifth Appellate District

**COLBURN HILLS RANCH
LLP v. S.C. (MERCED
IRRIGATION DISTRICT)**

Petition for review denied

S266230 B303431 Second Appellate District, Div. 4

**PEOPLE v. WOOLEY (GARY
LAMAAR)**

Petition for review denied

S266242 B298265 Second Appellate District, Div. 5

**REUTER (BERND) v. MACAL
(CLAUDIA L.)**

Petition for review denied

S266261 B269864 Second Appellate District, Div. 3

**J. (K.) v. LOS ANGELES
UNIFIED SCHOOL
DISTRICT; CARRILLO (LUIS
A.)**

Petition for review denied

S266267 E071975 Fourth Appellate District, Div. 2

PEOPLE v. FLORES (JOSE)

Petition for review denied

S266273 B308956 Second Appellate District, Div. 5

**RAZIEL (EYAL) v. S.C.
(EXTENDED VISION, LLC)**

Petition for review denied

S266276 F076682 Fifth Appellate District

**PEOPLE v. WHITE
(WILLIAM ALLEN)**

Petition for review denied

S266279 C090246 Third Appellate District

**PEOPLE v. WILLIAMS
(MARCUS D.)**

Petition for review denied

S266287 F077349 Fifth Appellate District

**PEOPLE v. MIRELES
(FRANK)**

Petition for review denied

S266307 B302415 Second Appellate District, Div. 6

IN RE S.S.

Petition for review denied

S266314 G059654 Fourth Appellate District, Div. 3

**TRAN (HUY TRONG) ON
H.C.**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *In re Mohammad*, S259999.

S266326 E074634 Fourth Appellate District, Div. 2

IN RE J.M.

Petition for review denied

S266335 B298753 Second Appellate District, Div. 6

**PEOPLE v. SHELP (NICOLAS
ALLAN)**

Petition for review denied; CA opinion decertified

The petition for review is denied.

On the court's own motion, the Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed November 20, 2020, which appears at 57 Cal.App.5th 644. (Cal. Const., art. VI, section 14; Cal. Rules of Court, rule 8.1125(c)(2).)

S266346 E072003 Fourth Appellate District, Div. 2

**PEOPLE v. STEVENS (JERRY
WILLIAM)**

Petition for review denied

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| S266362 | B293094 Second Appellate District, Div. 4 | DOW (TONY) v. MOUSA (MAISSAA) |
| Petition for review denied | | |
| S266373 | D075901 Fourth Appellate District, Div. 1 | K. (J.) & H. (M.), MARRIAGE OF |
| Petition for review denied | | |
| S266384 | G056882 Fourth Appellate District, Div. 3 | PEOPLE v. ALOE (ALTON CHRISTOPHER) |
| Petition for review denied | | |
| S266390 | B298712 Second Appellate District, Div. 2 | PEOPLE v. ANDRADE (TIMOTHY AGUILAR) |
| Petition for review denied | | |
| S266397 | B309469 Second Appellate District, Div. 8 | BATACHE (TANIA ELISSIA) v. S.C. (SANTI) |
| Petition for review denied | | |
| S266407 | B300857 Second Appellate District, Div. 3 | PEOPLE v. PUCKETT (DURRELL ANTHONY) |
| Petition for review denied | | |
| S266417 | G058882 Fourth Appellate District, Div. 3 | REDDI (SATYA V.) v. REDDI (SHIDHAR) |
| Petition for review denied | | |
| S266421 | F078070 Fifth Appellate District | PEOPLE v. HOWELL (RONNIE EARL) |
| Petition for review denied | | |
| S266429 | A158766 First Appellate District, Div. 2 | MAR (GREGORY) v. MALETTE (ANTOINETTE) |
| Petition for review denied | | |

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| S266438 | C093231 Third Appellate District | HERNANDEZ (RAFAEL PIMENTEL) ON H.C. |
| The petition for review is denied without prejudice to filing a motion for a bail-setting hearing in the superior court. (See Pen. Code, § 1270.1 et seq.) | | |
| S266441 | B302241 Second Appellate District, Div. 3 | PRESCRIPTION OPIOID CASES |
| Petition for review denied Corrigan and Kruger, JJ., were recused and did not participate. | | |
| S266468 | G058593 Fourth Appellate District, Div. 3 | PEOPLE v. FALBE III (ROBERT REED) |
| Petition for review denied | | |
| S266479 | E073432 Fourth Appellate District, Div. 2 | PEOPLE v. JORDAN (JOE ANTHONY) |
| Petition for review denied | | |
| S266498 | C088967 Third Appellate District | PEOPLE v. KOSANKE (GREGORY JOHN) |
| Petition for review denied | | |
| S266500 | B294737 Second Appellate District, Div. 5 | PEOPLE v. SANDOVAL (EMILIO) |
| Petition for review denied | | |
| S266504 | D076125 Fourth Appellate District, Div. 1 | PEOPLE v. VAILES III (MURREL WAYNE) |
| Petition for review denied | | |
| S266505 | F077275 Fifth Appellate District | PEOPLE v. GARCIA (VICTOR SANTOS) |
| Petition for review denied | | |

S266510**CARTER (RODNEY LEE) v.
COURT OF APPEAL,
FOURTH APPELLATE
DISTRICT, DIVISION TREE
(PEOPLE)**

Petition for writ of mandate/prohibition denied

S266511 C089406 Third Appellate District**PEOPLE v. HENDRICKS
(DENNIS LEE)**

Petition for review denied

S266518 H047290 Sixth Appellate District
Petition for review denied**IN RE J.L.****S266520** C088693 Third Appellate District**PEOPLE v. OSKUIE
(KAYVAN MOHAMMAD)**

Petition for review denied

S266528 C093158 Third Appellate District**WADE (CHANCELLOR) v.
S.C. (PEOPLE)**

Petition for review denied

S266530 B303788 Second Appellate District, Div. 7
Petition for review denied**PEOPLE v. PAGE (RICHARD)****S266531** G057923 Fourth Appellate District, Div. 3**PEOPLE v. ONWUKA (ANDY
KEJADI)**

Petition for review denied

S266533 C089289 Third Appellate District**PEOPLE v. SPEER (ROBERT
ALLEN)**

Petition for review denied

S266536 G057632 Fourth Appellate District, Div. 3 **PEOPLE v. SOSA (ANTONIO)**
The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Kopp*, S257844.

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| S266538 | C086729 Third Appellate District | PEOPLE v. LOPEZ (DANIEL) |
| Petition for review denied | | |
| S266543 | E072928 Fourth Appellate District, Div. 2 | PEOPLE v. CONROY (SHANE J.) |
| Petition for review denied | | |
| S266561 | B299373 Second Appellate District, Div. 3 | PEOPLE v. SHOAF (KYLE LASHAWN) |
| Petition for review denied | | |
| S266565 | C087742 Third Appellate District | PEOPLE v. VALCARENGHI (MARC ANDRE) |
| Petition for review denied | | |
| S266576 | B309657 Second Appellate District, Div. 8 | BRAVO (SAJHED) ON H.C. |
| Petition for review denied | | |
| S266578 | A156689 First Appellate District, Div. 4 | PEOPLE v. CASTANEDA (MARIO GARCIA) |
| Petition for review denied | | |
| S266587 | A156779 First Appellate District, Div. 2 | PEOPLE v. SORIANO (TREVAUGHN THOMAS) |
| Petition for review denied | | |
| S266599 | B299918 Second Appellate District, Div. 3 | PEOPLE v. DIAZ (DONIVAN) |
| Petition for review denied | | |
| S266602 | C093076 Third Appellate District | PEOPLE v. VALENCIA (JON MATTHEW) |
| Petition for review denied | | |
| S266619 | B295182 Second Appellate District, Div. 4 | PEOPLE v. GOMEZ (JORGE) |
| Petition for review denied | | |

S266631 B303559 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. MACIAS
(EDWARD)**

S266643 E071700 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. HINES
(BRANDON LEONARD)**

S266644 B299445 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. EDEM, JR.,
(ENEFIOK JOSEPH)**

S266649 B297241 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. MARCUS
(DANIEL JOHN)**

S266654

**STREETER, JR., (HOWARD
L.) v. S.C. (CALIFORNIA
DEPARTMENT OF
CORRECTIONS &
REHABILITATION)**

The "Petition for Writ of Mandate," filed on January 15, 2021, is denied.

S266858 B309466 Second Appellate District, Div. 1

Petition for review & application for stay denied

**JAHANSHAH (SHAHROUZ)
v. S.C. (PARKER)**

S262595

Petition for writ of habeas corpus denied

LUFT (BRIAN LEE) ON H.C.

S263488

Petition for writ of habeas corpus denied

**HARRIS (GERALD BRENT)
ON H.C.**

S263502**KINDRED (RICHARD
SCOTT) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies].)

S264432**LUPERCIO (RAMON
NAVARRO) ON H.C.**

Petition for writ of habeas corpus denied

S264575**HARRIS (GERALD BRENT)
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].)

S264729**AROZ (ALEX) ON H.C.**

Petition for writ of habeas corpus denied

S265296**WITZIG (LARRY) ON H.C.**

Petition for writ of habeas corpus denied

S265847**TORRES (JUAN MATIAS) ON
H.C.**

Petition for writ of habeas corpus denied

S265849**MORRISON (RYAN
MICHAEL) 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].)

S265855**SALCIDO (MARTIN SEANZ)
ON H.C.**

Petition for writ of habeas corpus denied

S265901**RANTEESI (SIMON F.) ON
H.C.**

Petition for writ of habeas corpus denied

S265965**TRUJILLO (ADAM
ALEXANDER) 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].)

S265971**RODRIGUEZ (DANIEL) ON
H.C.**

Petition for writ of habeas corpus denied

S265972**STEPHEN (JIMMIE EARL)
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].)

S265980**JONES (CLEON NEAL) 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].)

S266008**DUNN (MICHAEL) 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]; *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].)

S266013**HERNANDEZ (SETH) 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].)

S266022**MORALES (JOSE RAMON)
ON H.C.**

Petition for writ of habeas corpus denied

S266026**REED (PETER J.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies].)

S266042**KING (JONATHAN) 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].)

S266044**MURPHY (MONRELL D.) ON H.C.**

Petition for writ of habeas corpus denied

S266051**CIGGS (BILLY WAYNE) ON H.C.**

Petition for writ of habeas corpus denied

S266061**DAVIS (WILLIS) ON H.C.**

Petition for writ of habeas corpus denied

S266079**BRUMFIELD (PAUL RANDOLF) ON H.C.**

Petition for writ of habeas corpus denied

S266116**HIGGS (MAURICE) ON H.C.**

Petition for writ of habeas corpus denied

S266129**BARKER (ANTHONY) 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]; *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S266132**MENEFIELD (JAMES W.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S266139**ORTEGA (GILBERT) ON H.C.**

Petition for writ of habeas corpus denied

S266140**FERNANDES (JERRY) 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].)

S266142**PIERCE (SEAN) ON H.C.**

Petition for writ of habeas corpus denied

S266149**ESCAMILLA (CARLOS) 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].)

S266162**VASQUEZ II (NICOLAS) ON H.C.**

Petition for writ of habeas corpus denied

S266165**VIERA (LARRY H.) ON H.C.**

Petition for writ of habeas corpus denied

S266166**ASKIA (ABDUL MAJEED) 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].)

S266226**INCHAUSTEQUII
(EDUARDO) 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].)

S266294**INCHAUSTEQUII
(EDUARDO) 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].)

S266402**GONZALEZ III (MANUEL
ANTONIO) ON H.C.**

Petition for writ of habeas corpus denied

S266404**INCHAUSTEQUII
(EDUARDO) 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].)

S266567**LUPERCIO (RAMON
NAVARRO) 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 Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal]; *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 Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *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].)

S266589**BIBBS (BRANDON LEON) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies].)

S265663

A156632 First Appellate District, Div. 3

**BARR (BARRY) v.
PARKER-HANNIFIN
CORPORATION**

Publication request denied (case closed)

S266169

C090059 Third Appellate District

**YASSA (NADINE) v.
MEDICAL BOARD OF
CALIFORNIA**

Publication request denied (case closed)

S155160**PEOPLE v. RAMIREZ
(IRVING ALEXANDER)**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to April 28, 2021, or the date upon which rehearing is either granted or denied, whichever occurs first.

S097668**PEOPLE v. SHERMANTINE,
JR., (WESLEY HOWARD)**

Extension of time granted

Based upon Deputy Attorney General Dorian Jung's representation that the respondent's brief is anticipated to be filed by April 30, 2021, an extension of time in which to serve and file that brief is granted to April 16, 2021. After that date, only one further extension totaling about 14 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).)

S266624**SCHWARCZ ON DISCIPLINE**

Extension of time granted – DAVID RICHARD SCHWARCZ

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer to the petition for review is extended to March 11, 2021.

S267011**MACKEY (DAVID ERNESTO)
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 to the petition for writ of habeas corpus is extended to February 22, 2021. Petitioner will have up to and including March 1, 2021, to serve and file a reply to the informal response.

No further extensions will be granted.

S248590**PEOPLE v. BRACAMONTES
(LUIS ENRIQUEZ MONROY)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, David P. Lampkin is hereby appointed to represent appellant Luis Enriquez Monroy Bracamontes for the direct appeal in the above automatic appeal now pending in this court.

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

Record correction granted

Appellant Janeen Marie Snyder's "Supplemental Motion to Correct the Record," filed on December 4, 2020, is granted as follows. The parties to this appeal and the other entities who received an electronic version of the reporter's transcript in the record of this appeal under rules 8.619(f) and 8.622(e) of the California Rules of Court - the Habeas Corpus Resource Center, the California Appellate Project in San Francisco, and the Office of the Governor - must within 21 days from the date of this order return to the Clerk of the superior court all electronic media containing volumes 18 and 27 of the reporter's transcript. Within 45 days from the date of this order, the Clerk of the superior court must: (1) prepare a new version of these volumes of the reporter's transcript in which all personal identifying information of any seated or alternate juror has been removed and appropriately replaced, as required by section 237, subdivision (a), of the Code of Civil Procedure and rules 8.610(c) and 8.611 of the California Rules of Court, including such information appearing on any page between pages 3553 and 3559 of volume 18 and on page 5093 of volume 27; and (2) send the corrected version of the electronic reporter's transcript to the parties and others as required in rules 8.619(f) and 8.622(e). (See also Code of Civ. Proc., § 237, subd. (f) [prohibiting disclosure of unlawfully secured personal juror identifying information].) The Clerk of this court is directed to file under seal the media containing the electronic versions of volumes 18 and 27 of the reporter's transcript.

S266566**THOMAS (JEFFREY G.) v.
REVIEW DEPARTMENT OF
THE STATE BAR OF
CALIFORNIA**

Order filed

The order filed February 10, 2021, denying the petition for writ of review, application for stay, and request for judicial notice is hereby amended to reflect the correct above State Bar Court case number.

S266210**ACCUSATION OF
DELGADILLO**

Petition denied

(accusation)

S265119**ROSHAN ON DISCIPLINE**

Petition for review denied; recommended discipline imposed

The petition for review is denied.

The court orders that PEYMAN ROSHAN (Respondent), State Bar Number 303460, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and Respondent is placed on probation for three years subject to the following conditions:

1. Respondent is suspended from the practice of law for the first two years 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 Review Department of the State Bar Court in its Opinion filed on August 27, 2020, and as modified on September 25, 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 Review Department in its Opinion filed on August 27, 2020, and as modified on September 25, 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.

**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. 1506)**

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.)