#### SUPREME COURT MINUTES WEDNESDAY, FEBRUARY 24, 2021 SAN FRANCISCO, CALIFORNIA

#### S266254 A157026 First Appellate District, Div. 1

#### B. (BRENNON) v. S.C. (WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT)

The petition for review is granted.

The requests for an order directing depublication of the opinion are denied. Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Cuéllar, Kruger, Groban, and Jenkins, JJ.

S259215 D072863 Fourth Appellate District, Div. 1

#### McHUGH (BLAKELY) v. PROTECTIVE LIFE INSURANCE

Supplemental briefing ordered

The Insurance Commissioner is invited to file an amicus curiae brief in the matter of *Blakely McHugh et al. v. Protective Life Insurance*, S259215, addressing the issues presented. The Insurance Commissioner's amicus curiae brief should be served and filed by March 24, 2021. The parties may serve and file responding briefs no later than 20 days after the Insurance Commissioner's brief is filed. No extensions of time are contemplated.

S266317 D076088 Fourth Appellate District, Div. 1

PEOPLE v. EDWARDS (CLIFF)

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.

#### S266336 A157422 First Appellate District, Div. 1

# **PEOPLE v. DANIEL** (DOMINIC)

PEOPLE v. FRANCO (MICHAEL JOHN)

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.

#### S266338 E069494 Fourth Appellate District, Div. 2

#### 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. Hendrix*, S265668 (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.

S266370 H047618 Sixth Appellate District

#### PEOPLE v. ATWELL (MICHAEL VINCENT)

**PEOPLE v. BEAVERS (GARY** 

LEE)

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.

S266408G056848 Fourth Appellate District, Div. 3

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 *In re Vaquera*, S258376 (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.

#### S266594 A152786 First Appellate District, Div. 5

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.

#### **S266638** B302256 Second Appellate District, Div. 4

#### PEOPLE v. DAILEY (SHAWN MARIE)

PEOPLE v. JOAQUIN (JEFFREY ALLAN)

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.

S266656 D077366 Fourth Appellate District, Div. 1

# **PEOPLE v. RODRIGUEZ** (ADRIAN)

**PEOPLE v. JONES (MARC** 

**ANTHONY**)

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.

#### S266668B300320 Second Appellate District, Div. 4

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.

#### S266674 B303344 Second Appellate District, Div. 7

PEOPLE v. BAEZA (GUSTAVO)

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.

#### **S266679** B299815 Second Appellate District, Div. 7

#### PEOPLE v. CARROLL (MAURICE VERNELL)

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.

#### **S266701** E074054 Fourth Appellate District, Div. 2

#### PEOPLE v. PALACIOS (ALEXANDER)

**PEOPLE v. FRANCE** 

(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. 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.

S266771A158609 First Appellate District, Div. 4

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Esquivel*, S262551 and *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.

S266375G057671 Fourth Appellate District, Div. 3HAYNES (LUTHER PETE)ON H.C.

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Three

The petition for review is granted.

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *In re Gadlin* (2020) 10 Cal.5th 915. (Cal. Rules of Court, rule 8.528(d).) Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Cuéllar, Kruger, Groban, and Jenkins, JJ.

#### S142857

PEOPLE v. DUNLAP (DEAN ERIC)

Appeal abated

As indicated in a certified copy of a certificate of death, appellant Dean Eric Dunlap died on July 29, 2020. Accordingly, the "Motion to Abate Proceedings," filed by appellant's counsel on February 2, 2021, is granted. The appeal in *People v. Dean Eric Dunlap*, case no. S142857, is permanently abated, and the Superior Court of California, County of San Bernardino is directed to enter an order to that effect in case no. FSB026345. (*People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.).

S266325 B307497 Second Appellate District, Div. 3

FIORAVANTI (TIMOTHY JOSEPH) v. S.C. (PEOPLE)

**B.** (O.), CONSERVATORSHIP

OF

Dismissal order filed

The People's request for judicial notice is granted. The petition for review is dismissed. (*People v. Redinger* (1880) 55 Cal. 290, 298; *People v. Clark* (1927) 201 Cal. 474, 477; *People v. Kubby* (2002) 97 Cal.App.4th 619, 622-623.)

S266033B290805 Second Appellate District, Div. 6

Petition for review denied; CA opinion decertified

The petition for review is denied.

The requests for an order directing depublication of the opinion are granted. The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the aboveentitled appeal filed December 2, 2020, which appears at 58 Cal.App.5th 87. (Cal. Const., art. VI, § 14.) **S266068** E072579 Fourth Appellate District, Div. 2

PEOPLE v. HUIZAR (JOSE TRINIDAD)

**EVERETT (DANIEL), IN RE** 

Petition for review denied

S266069 B303277 Second Appellate District, Div. 8 PEOPLE v. REYNOSO (OMAR)

The petition for review is denied without prejudice to any relief to which petitioner might be entitled after this court decides *People v. Lewis*, S260598.

#### S266086

The request for judicial notice is granted. The petition for review and application for stay are denied.

#### S266127 B296693/B305132 Second Appellate District, Div. 2 VAUGHN (JACK) v. DARWISH (BARBARA)

Petition for review & publication request(s) denied

#### S266187

STEPHEN (JIMMIE) v. S.C. (TILESTON)

**COMPANY** 

Petition for review denied

S266199	D076498 Fourth Appellate District, Div. 1	PEOPLE v. TAYLOR (CORYELL C.)
Petition for rev	view denied	``````````````````````````````````````

S266212	G058323 Fourth Appellate District, Div. 3	BROWN (RICHARD HALE) v.
		TGS MANAGEMENT

The requests to appear as counsel pro hac vice are granted. The petition for review is denied.

S266217	B304240 Second Appellate District, Div. 4	PEOPLE v. S.C. (CAL CARTAGE
		TRANSPORTATION
		EXPRESS, LLC)

Petition for review denied

Petition for review denied

S266218	B300254 Second Appellate District, Div. 2	DARWISH (BARBARA) v. RILEY (DENNIS P.)
Petition for rev	iew denied	
8266237	B301158 Second Appellate District, Div. 6	TRIYAR HOSPITALITY MANAGEMENT, LLC; YARI (STEVEN) v. WSI (II) – HWP,
Petition for rev	iew & depublication request(s) denied	LLC
<b>S266241</b>	C085796 Third Appellate District	PEOPLE v. SOLOMON (TIMOTHY)
Petition for rev	iew denied	
S266245	B302671 Second Appellate District, Div. 8	PEOPLE v. NUNEZ (JOSE RAMOS)
Petition for rev	iew denied	
S266248	B295673 Second Appellate District, Div. 3	MARQUEZ (EDWARD) v. LOS ANGELES COUNTY EMPLOYEES RETIREMENT
Petition for rev	iew & publication request(s) denied	ASSOCIATION
S266250	C085041 Third Appellate District	MONTEREY, COUNTY OF v. BOSLER (KEELY)/(UCP
Petition for rev	iew & depublication request(s) denied	EAST GARRISON LLC)
S266270	B290915 Second Appellate District, Div. 4	OUYANG (LIN) v. ACHEM INDUSTRY AMERICA, INC.
Petition for rev	iew & publication request(s) denied	
S266278	B297579 Second Appellate District, Div. 6	PEOPLE v. BILLIE (ROBERT LEE)

S266280	A158164 First Appellate District, Div. 1	PEOPLE v. WAKEFIELD (DARYL)	
Petition for re	eview denied		
S266301	E073478 Fourth Appellate District, Div. 2	SANGSTER (LUMBSDEN A.)	
Petition for re	eview denied	v. VALENCIA (ANTHONY)	
S266322	B308156 Second Appellate District, Div. 4	VONSCHLOBOHM (CHRISTOPHER) v. S.C.	
Petition for re	view denied	(EVANS)	
S266327	E071824 Fourth Appellate District, Div. 2	PEOPLE v. ESCOBARGODINEZ (ANGEL	
JACOBO) Petition for review denied			
S266330	B309056 Second Appellate District, Div. 1	LICHTENBERGER (GRETCHEN D.) v. S.C. (CAMERON)	
Petition for re	eview denied	(CAMERON)	
S266391	A161549 First Appellate District, Div. 1	WELLS (JOSEPH) v. S.C. (PEOPLE)	
Petition for review denied			
S266396	A161550 First Appellate District, Div. 1	DIOP (ADAMA) v. S.C. (PEOPLE)	
Petition for review denied			
<b>S266410</b> Petition for re	B293739 Second Appellate District, Div. 7	<b>PEOPLE v. ANGELES</b> (SEVERO PRUDENTE)	
Tethon for review defined			

S266422 Petition for re	B296617 Second Appellate District, Div. 5 view denied	PEOPLE v. ORTIZ (VERNON RIVERA)
S266428 Petition for re	D077208 Fourth Appellate District, Div. 1 view denied	PEOPLE v. GONZALEZ (GEORGE)
S266474 Petition for wr	rit of mandate/prohibition & application for stay	HAZARI (CYRUS) v. APPELLATE DIVISION (CALVARY SPV I, LLC) denied
S266481 Petition for re	H045676 Sixth Appellate District view denied	PEOPLE v. AZCONA (BRAD)
S266495 Petition for re	B298188 Second Appellate District, Div. 4 view denied	PEOPLE v. BLAKE (KENYATA)
<b>S266499</b> Petition for re	E072973 Fourth Appellate District, Div. 2 view denied	PEOPLE v. BOUKES (NOY ESTUL)
S266523 Petition for re	G056263 Fourth Appellate District, Div. 3 view denied	PEOPLE v. SHUMATE (BRANDEN EDWARD)
S266525 Petition for re	B296119 Second Appellate District, Div. 7 view denied	PEOPLE v. CASTELLANO (LINDA LIZETT)
<b>S266526</b> Petition for re	B299820 Second Appellate District, Div. 2 view denied	MINKOVITCH (YAN) v. MANSOURI (PEDRAM)

S266540		HAZARI (CYRUS) v. COURT OF APPEAL, SIXTH
Petition for wr	it of mandate/prohibition & application for stay	APPELLATE DISTRICT (S.C.) denied
S266545 Petitions for re	B295128 Second Appellate District, Div. 7 eview denied	PEOPLE v. BOOKER (DAMON LAMAR)
<b>S266546</b> Petition for rev	B299455 Second Appellate District, Div. 2 view denied	PEOPLE v. JIMENEZ (JESUS)
S266549		HAZARI (CYRUS) v. COURT OF APPEAL, SIXTH
Petition for wr	it of review & application for stay denied	APPELLATE DISTRICT (S.C.)
<b>S266553</b> G05	8030/G058284 Fourth Appellate District, Div. 3	EDWARD L.), MARRIAGE
OF Petition for review denied		
S266560 Petition for rev	D076556 Fourth Appellate District, Div. 1 view denied	PEOPLE v. WILLIAMS (KATHRYN)
S266595 Petition for rev	D076481 Fourth Appellate District, Div. 1 view denied	PEOPLE v. MILONIS (ANDREW DORIAN)
S266597 Petition for rev	B304018 Second Appellate District, Div. 8 view denied	PEOPLE v. SUMLER (ELAJAH)

S266601	B299112 Second Appellate District, Div. 2	PAYNE (WHITFIELD DERICK) v. COUNTY OF LOS ANGELES
Petition for r	review denied	
S266611	A154955 First Appellate District, Div. 1	PEOPLE v. KITTLES (DESHUN A.)
Petition for r	eview denied	
S266629	B297130 Second Appellate District, Div. 3	PEOPLE v. DOUGLAS (RONALD MITCHELL)
Petition for r	eview denied	
S266630	F077952 Fifth Appellate District	PEOPLE v. RIDGE (JAMES DEMAUNTE)
Petition for r	eview denied	
S266633	G058262 Fourth Appellate District, Div. 3	PEOPLE v. McDOWELL, JR., (WESLEY)
Petition for r	eview denied	
S266655	C089916 Third Appellate District	PEOPLE v. ECKHARDT (CHARLES LEE)
Petition for r	eview denied	
S266657	C090507 Third Appellate District	PEOPLE v. REED (MONTE ANTONIO)
Petition for r	review denied	
S266658	F078506 Fifth Appellate District	MARTIN (AARON PATRICK) ON H.C.
Petition for r	review denied	
S266659	F077999 Fifth Appellate District	PEOPLE v. WEST (KENNETH JAMES)
Petition for r	eview denied	······

S266662	B294384 Second Appellate District, Div. 7	PEOPLE v. OLIPHANT (JACQUE)
Petition for re-	view denied	(JACQUE)
S266666	E072031 Fourth Appellate District, Div. 2	PEOPLE v. CITALAN (MANUEL JONATAN PALENCIA)
Petition for re-	view denied	FALENCIA)
<b>S266671</b> Petition for re	G058443 Fourth Appellate District, Div. 3 view denied	PEOPLE v. BENTLEY (SHANDEL LENN)
<b>S266673</b> Petition for re	B300184 Second Appellate District, Div. 6 view denied	IN RE N.D.
S266675 Petition for re-	A157530 First Appellate District, Div. 4 view denied	PEOPLE v. TE'O (MANU UIVA)
S266680	B304539 Second Appellate District, Div. 6	MALIAUKA (AGATA RATAJCZAK) v. ESSEX
Petition for re-	view denied	PROPERTY TRUST, INC.
<b>S266694</b> Petition for re	B301989 Second Appellate District, Div. 2 view denied	PEOPLE v. ESQUIVIAS (ADAN)
S266696 Petition for re-	B304863 Second Appellate District, Div. 1 view denied	PEOPLE v. DUPART (ERIC MICHAEL)
S266700	B300976 Second Appellate District, Div. 8	PEOPLE v. ALVARADO (MICHAEL PEREZ)

Petition for review denied

S266708	C090905 Third Appellate District	PEOPLE v. THURMAN (TIMAURI)
Petition for re	view denied	()
<b>S266709</b> Petition for re	B300209 Second Appellate District, Div. 3 view denied	PEOPLE v. CASAS (DENNIS)
S266717 Petition for re	B306405 Second Appellate District, Div. 1 view denied	PEOPLE v. ALLEN (MICHAEL ERIC)
S266718 Petition for re	A156450 First Appellate District, Div. 5 view denied	RIMLER (JACOB) v. POSTMATES INC.
<b>S266720</b> Petition for re	E075393 Fourth Appellate District, Div. 2 view denied	PEOPLE v. HARRELL (JOSHUA NEIL)
S266722 Petition for re	F078824 Fifth Appellate District view denied	PEOPLE v. HUDSON (THOMAS JEFFERSON)
S266732 Petition for re	B303623 Second Appellate District, Div. 6 view denied	PEOPLE v. GALLEGOS III (JUAN DE DIOS)
<b>S266745</b> Petition for re	B298724 Second Appellate District, Div. 2 view denied	PEOPLE v. BIRDINE (KENNY)
S266746 Petition for re	B304662 Second Appellate District, Div. 8 view denied	PEOPLE v. RAMIREZ (ERIC FRANCISCO)

S266747	C081903 Third Appellate District	PEOPLE v. SCOTT (DUANE RAY)	
Petition for rev	Petition for review denied <b>KAY</b>		
S266752 Petition for rev	B303492 Second Appellate District, Div. 6 view denied	IN RE A.H.	
S266753 Petition for rev	D076009 Fourth Appellate District, Div. 1 view denied	<b>PEOPLE v. WHITBY</b> (WINNIE PERRY)	
S266763	B295460 Second Appellate District, Div. 4	PEOPLE v. CHINITZ (MARC ETHAN)	
Petition for rev	view denied		
S266766	H047504 Sixth Appellate District	PEOPLE v. ROJAS- CERVANTES (JUAN	
CARLOS) Petition for review denied			
S266767	B304626 Second Appellate District, Div. 4	PEOPLE v. ESPINOZA (ROMELIO CORELIO)	
Petition for rev	view denied		
S266769	B302253 Second Appellate District, Div. 1	PEOPLE v. OLIVA (MARIO RAMOS)	
Petition for review denied			
S266775	B296696 Second Appellate District, Div. 6	PEOPLE v. ROGERS	
(DANIEL STEVEN) Petition for review denied			
<b>S266776</b> Petition for rev	B303176 Second Appellate District, Div. 8 view denied	PEOPLE v. SUMLER (ELAJAH)	

Petition for review denied

#### S266927 F082217 Fifth Appellate District

The petition for review is denied.

This denial is without prejudice to petitioner filing in the Kings County Superior Court a renewed petition for writ of habeas corpus challenging his current conditions of confinement. If such a petition is filed, the superior court is hereby reminded that, as set forth in prior orders of this court, it is to engage all available procedural tools to ensure the timely and fair resolution of the issues that may be presented. (See *Marshall v. Superior Court*, S263043, Supreme Ct. Mins., July 15, 2020, p. 908; *National Association of Criminal Defense Lawyers v. Newsom*, S261827, Supreme Ct. Mins., May 4, 2020, pp. 592-593.)

#### S266988

The petition for writ of mandate is denied. The stay request is denied as moot.

**S260458** Petition for writ of habeas corpus denied

#### S261057

Petition for writ of habeas corpus denied

#### S261152

Petition for writ of habeas corpus denied

#### S261889

Petition for writ of habeas corpus denied

CHATMAN, JR., (RICKEY LEE) v. COURT OF APPEAL, FIFTH APPELLATE DISTRICT (PEOPLE)

#### JONES (JOHNNY) ON H.C.

KERSHAW (MICHAEL UPTON) ON H.C.

PATTERSON (NORMAN E.) ON H.C.

MITCHELL (GREGORY DEAN) ON H.C.

#### SONG (DEBORAH) v. STATE BAR OF CALIFORNIA

VERA (WILLIAM) ON H.C.

Petition for writ of habeas corpus denied

#### S263453

Petition for writ of habeas corpus denied

**S263702** Petition for writ of habeas corpus denied

#### S263957

Petition for writ of habeas corpus denied

#### S264304

Petition for writ of habeas corpus denied

#### S265301

Petition for writ of habeas corpus denied

S265331

Petition for writ of habeas corpus denied

#### S265706

Petition for writ of habeas corpus denied

**S265792** Petition for writ of habeas corpus denied EARL (JEROME AVERY) ON H.C.

VEGA, JR., (FRANCISCO) ON H.C.

ALLEN (BRUCE) ON H.C.

De La CRUZ (FREDERICO) ON H.C.

BROWN (KENNETH ANTHONY) ON H.C.

**SOPER (STEPHEN PAUL) ON H.C.** 

NUNEZ-SHARP (DIEGO) ON H.C.

GRAY (MARLON DAVON) ON H.C.

JOHNSON (WILLIAM JAMES) ON H.C.

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#### S265852

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].) Individual claims are denied, as applicable. (See *In re Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal]; *In re Lindley* (1947) 29 Cal.2d 709, 723 [courts will not entertain habeas corpus claims that attack the sufficiency of the evidence]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

#### S265874

#### HALL (NATHANIEL VERNON) ON H.C.

McPHERSON (BARRY ROBERT) ON H.C.

Petition for writ of habeas corpus denied

#### S266124

#### **BROOKS (LAMAR) ON H.C.**

The petition for writ of habeas corpus is denied.

This denial is without prejudice to petitioner filing in the Kern County Superior Court a petition for writ of habeas corpus challenging his current conditions of confinement. This court recognizes that the reported number of active COVID-19 cases at the Kern Valley State Prison has increased substantially since December 14, 2020, when the instant petition for writ of habeas corpus was filed with this court, including over 870 cases in November, December, and January, and 6 deaths in December and January. (Evid. Code, § 452, subds. (c), (h); Cal. Dept. of Corrections and Rehabilitation, Population COVID-19 Tracking (Feb. 24, 2021) <https://www.cdcr.ca.gov/covid19/population-status-tracking/> [as of Feb. 24, 2021].) If such a petition is filed, the superior court is hereby reminded that, as set forth in prior orders of this court, it is to engage all available procedural tools to ensure the timely and fair resolution of the issues that may be presented. (See *Marshall v. Superior Court*, S263043, Supreme Ct. Mins., July 15, 2020, p. 908; *National Association of Criminal Defense Lawyers v. Newsom*, S261827, Supreme Ct. Mins., May 4, 2020, pp. 592-593.)

#### S266167

# EWING, JR., (DAVID) 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].)

#### S266178

# HERNANDEZ (MANUEL) 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].)

Petition for writ of habeas corpus denied

#### S266184

#### The petition for writ of habeas corpus is denied. (See In re Waltreus (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal].)

#### S266186

Petition for writ of habeas corpus denied

#### S266201

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].)

#### S266228

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].)

#### S266235

#### **STEVENS (ANDRE L.) ON** H.C.

YOUNG (HOWARD) 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].)

#### S266251

Petition for writ of habeas corpus denied

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].)

#### **ULEP (ALEX BERNARD) ON** H.C.

KITCHEN (RAJI M.) ON H.C.

#### McCOY (BRIAN K.) ON H.C.

### LAWS (BRIAN KEITH) ON H.C.

PULETASI (KALII E.) ON

H.C.

Petition for writ of habeas corpus denied

#### S266271

# **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].)

S266488		McIRVIN (LEON LEWIS) ON H.C.
The petition fo	r writ of habeas corpus is denied as moot.	
S266974 Petition for wr	it of habeas corpus denied	GARCIA (ANDREW) ON H.C.
S266976		TATE (CHRISTOPHER) ON H.C.
Petition for writ of habeas corpus denied		п.с.
S267042		ZABALZA (ARMANDO) ON
Petition for writ of habeas corpus denied		H.C.
S265499 Publication rec	B304719 Second Appellate District, Div. 2 Juest denied (case closed)	IN RE HAFSA L.
S266128	B294103 Second Appellate District, Div. 7	RAZON (REINIER) v. SOUTHERN CALIFORNIA PERMANENTE MEDICAL GROUP
Publication rec	uest denied (case closed)	

# BLAND (JOSHUA DAVIS) ON H.C.

WILLIAMS (JOHN WESLEY)

S266484 G058887 Fourth Appellate District, Div. 3

Publication request denied (case closed)

**S266795** F078825 Fifth Appellate District

#### CALIFORNIA DEPARTMENT OF HUMAN RESOURCES v. INTERNATIONAL UNION OF OPERATING ENGINEERS

**PEOPLE v. HERGOTT** 

(ALFRED O.)

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

S146528

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

Extension of time granted

Based upon counsel Tracy J. Dressner's representation that appellant Janeen Marie Snyder's opening brief is anticipated to be filed by June 24, 2021, an extension of time in which to serve and file that brief is granted to April 23, 2021. After that date, only one further extensions totaling about 63 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).)

#### 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 April 15, 2021.

S199551

# SCOTT (DAVID LYNN) ON H.C.

Extension of time granted

Based upon counsel Gary B. Wells's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by December 12, 2021, an extension of time in which to serve and file that document is granted to May 3, 2021. After that date, only four further extensions totaling about 224 additional days are contemplated.

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 April 30, 2021.

#### S213242

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 April 27, 2021.

#### S214433

Extension of time granted

Based upon counsel E. Anne Hawkins's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by June 1, 2021, an extension of time in which to serve and file that document is granted to April 23, 2021. After that date, only one further extension totaling about 38 additional days is contemplated.

#### S222615

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 April 20, 2021.

#### S231558

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 April 20, 2021.

#### PEOPLE v. BELTRAN (FRANCISCO)

**PEOPLE v. NEALY (EDDIE** 

#### PEOPLE v. SMITH (CHARLES RAY)

# ROUNTREE (CHARLES F.)

ON H.C.

**RICKY**)

# **PEOPLE v. MOORE (RYAN** T.)

S266003 B292539 Second Appellate District, Div. 6

Extension of time granted

On application of defendants and respondents and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to April 12, 2021.

#### S239552

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Stephen Lathrop is hereby appointed to represent appellant Darnell Keith Washington for the direct appeal in the above automatic appeal now pending in this court.

**S265483** B302041 Second Appellate District, Div. 6

Counsel appointment order filed

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

**S265771** A156857 First Appellate District, Div. 1

Counsel appointment order filed

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

S265843B302488 Second Appellate District, Div. 1

Counsel appointment order filed

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

#### PEOPLE v. WASHINGTON (DARNELL KEITH)

YOUNG (CHRISTINA M.)

## PEOPLE v. MILES (HECTOR LEEADURA)

#### PEOPLE v. NIEBLAS (REMIGIO)

**PEOPLE v. ANDERSON** 

(SAMUEL KELLY)

# HOFFMANN (MIKAYLA) v.

S265913 B300328 Second Appellate District, Div. 5 PEOPLE v. AREM OLIVER)

Counsel appointment order filed

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

#### **S265961** E072770 Fourth Appellate District, Div. 2

Counsel appointment order filed

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

#### S266016 H046618 Sixth Appellate District

Counsel appointment order filed

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

**S266170** A158367 First Appellate District, Div. 2 Counsel appointment order filed

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

#### S062259

#### Order filed

The request of counsel for appellant in the above-referenced cause to be allotted 45 minutes of oral argument time is hereby granted.

#### PEOPLE v. LOPEZ (GUSTAVO)

**PEOPLE v. WALTON** 

(DEMETRIUS CLAYTON)

#### PEOPLE v. SCULLY (ROBERT WALTER)

**PEOPLE v. JONES (RICKY)** 

# PEOPLE v. AREMU (TONY

#### Order filed

The request of counsel for respondent in the above-referenced cause to be allotted 45 minutes of oral argument time is hereby granted.

#### **S250108** G054241 Fourth Appellate District, Div. 3

#### PEOPLE v. LEMCKE (DESIRAE LEE)

PEOPLE v. SCULLY (ROBERT WALTER)

Order filed

The request of appellant Charles Henry Rudd to allocate to amici curiae The Innocence Project, Inc., The California Innocence Project, The Project for the Innocent at Loyola Law School, and The Northern California Innocence Project 15 minutes of the appellant's 30-minute allotted time for oral argument is granted.

S262699B294872 Second Appellate District, Div. 8

#### DUCKSWORTH (BONNIE) v. TRI-MODAL DISTRIBUTION SERVICES

Order filed

The above entitled matter is retitled as follows:

PAMELA POLLOCK, Plaintiff and Appellant,

v.

TRI-MODAL DISTRIBUTION SERVICES, INC., et al., Defendants and Respondents.

#### S264827

Order filed – MARK ALAN BRIFMAN

#### **BRIFMAN ON DISCIPLINE**

The recommendation in the above-entitled matter is rejected. On the court's own motion, this matter is returned to the State Bar for further consideration of the recommended discipline in light of the findings of fact, and the aggravating and mitigating factors.

#### Order filed – JUSTIN TERRENCE MIXON

The recommendation in the above-entitled matter is rejected. On the court's own motion, this matter is returned to the State Bar for consideration of whether restitution should be included as a condition of JUSTIN MIXON's probation. If the State Bar Court concludes that restitution should be included as a recommended condition of probation, it must specify the amount of restitution that should be required and the rationale justifying that amount. If the State Bar Court concludes that restitution should not be a condition of probation, then it shall provide the court with a statement of its reasons for that determination. In light of the court's order, JUSTIN MIXON shall be relieved of the binding effect of the conclusions of law and disposition in the stipulation. The factual findings shall remain binding upon the parties.

#### S266740 ACCUSATION OF MARSHALL III Petition denied (accusation) S266987 **ACCUSATION OF** RICHARDSON Petition denied (accusation) The petition and application for stay are denied. S267228 ACCUSATION OF RICHARDSON Petition denied (accusation) The petition and application for stay are denied.

#### S264539

Recommended discipline imposed

The court orders that LEE ALLAN HESS (Respondent), State Bar Number 76764, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first six months of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 23, 2020; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions

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#### MIXON ON DISCIPLINE

#### HESS ON DISCIPLINE

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 July 23, 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.

#### S264542

#### HORGAN ON DISCIPLINE

Recommended discipline imposed

The court orders that MATTHEW IAN HORGAN (Respondent), State Bar Number 267963, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for a minimum of the first 90 days of probation, and Respondent will remain suspended until the following requirements are satisfied:
  - i. Respondent makes restitution to the following payees or such other recipient as may be designated by the Office of Probation or the State Bar Court (or reimburses the Client Security Fund, to the extent of any payment from the Fund to such payee, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles:
    - (1) Philip Cass in the amount of \$1,000 plus 10 percent interest per year from January 17, 2017; and
    - (2) Linda Hollet in the amount of \$2,500 plus 10 percent interest per year from April 16, 2019.
  - ii. If Respondent remains suspended for two years or longer as a result of not satisfying the preceding requirement, Respondent must also provide proof to the State Bar Court of rehabilitation, fitness to practice and present learning and ability in the general law before the suspension will be terminated. (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 July 24, 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 July 24, 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. One-half of the costs must be paid with Respondent's annual fees for each of the years 2022 and 2023. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

#### S264545

#### JUE ON DISCIPLINE

Recommended discipline imposed

The court orders that CRAIG ALLYN JUE (Respondent), State Bar Number 118093, 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 is suspended from the practice of law for the first 30 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 30, 2020; and
- 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 July 30, 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.

#### LEE ON DISCIPLINE

Recommended discipline imposed

The court orders that JULIENNE MARIBAO LEE (Respondent), State Bar Number 231752, 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 is suspended from the practice of law for the first 30 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 24, 2020; and
- 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 July 24, 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. One-half of the costs must be paid with Respondent's annual fees for each of the years 2022 and 2023. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

#### S264553

#### **REYES ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MARCELO REYES (Respondent), State Bar Number 202731, 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.

#### PEARSON ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that MATTHEW DAVID PEARSON (Respondent), State Bar Number 227390, 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.

#### S264557

#### **BUTTERS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that AMY LOUISE BUTTERS (Respondent), State Bar Number 212072, 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.

#### S264564

#### AHN ON DISCIPLINE

Recommended discipline imposed

The court orders that HYUNSOO KENNETH AHN (Respondent), State Bar Number 197144, 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 conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 27, 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 Order Approving Stipulation filed on July 27, 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.

#### S264774

#### OGANESYAN ON DISCIPLINE

Recommended discipline imposed

The court orders that GEVORK OGANESYAN (Respondent), State Bar Number 293466, 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 is suspended from the practice of law for the first 90 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 11, 2020; and
- 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 August 11, 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.

#### S264776

#### YADEGARI ON DISCIPLINE

Recommended discipline imposed

The court orders that ANNA YADEGARI (Respondent), State Bar Number 315032, 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 is suspended from the practice of law for the first 30 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on

August 11, 2020; and

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 August 11, 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.

#### S264779

#### SCHWARTZ ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that IVAN BARRY SCHWARTZ (Respondent), State Bar Number 153264, 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.

#### S264781

#### MALVEAUX ON DISCIPLINE

Recommended discipline imposed

The court orders that DAVID GILLESPIE MALVEAUX (Respondent), State Bar Number 224220, is suspended from the practice of law in California for four years, execution of that period of suspension is stayed, and David Gillespie Malveaux 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 three years of probation (with credit given for the period of interim suspension which commenced on July 8, 2019), and Respondent will remain suspended until Respondent provides 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 August 13, 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 August 13, 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.

#### S264815

#### ALI ON DISCIPLINE

Recommended discipline imposed

The court orders that ZULU ABDULLAH ALI (Respondent), State Bar Number 252998, 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 conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on August 24, 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 Review Department in its Opinion filed on August 24, 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.

#### S264817

#### CANNON ON DISCIPLINE

Recommended discipline imposed

The court orders that VICTOR RENE CANNON (Respondent), State Bar Number 159841, 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 conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 5, 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.

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.

#### S264819

#### LAI ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that BENSON C. LAI (Respondent), State Bar Number 201296, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must make restitution to Susan Tsang, or such other recipient as may be designated by the Office of Probation or the State Bar Court, in the amount of \$2,400 plus 10 percent interest per year from October 20, 2017. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

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.

#### S264826

#### NIKOLAEV ON DISCIPLINE

Recommended discipline imposed

The court orders that JULIA Z. NIKOLAEV (Respondent), State Bar Number 282155, is suspended from the practice of law in California for six months, 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 Order Approving Stipulation filed on August 6, 2020; and
- 2. 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 August 6, 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.

#### S264829

#### CHASE ON DISCIPLINE

Recommended discipline imposed

The court orders that DANIEL JOHN CHASE (Respondent), State Bar Number 238735, 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 conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 20, 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 Order Approving Stipulation filed on August 20, 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.

#### S264830

#### **ENGLISH ON DISCIPLINE**

Recommended discipline imposed

The court orders that ROBERT CONOVER ENGLISH (Respondent), State Bar Number 183939, 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 Order Approving Stipulation filed on August 19, 2020; and
- 2. 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 August 19, 2020. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

One-third of the costs must be paid with Respondent's annual fees for each of the years 2022, 2023, and 2024. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

#### S264832

#### HARROLD ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that RICHARD EUGENE HARROLD (Respondent), State Bar Number 255163, 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.

#### S264834

#### HASAN ON DISCIPLINE

Recommended discipline imposed

The court orders that SHAHED HASAN (Respondent), State Bar Number 228990, 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 is suspended from the practice of law for the first 60 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 20, 2020; and
- 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 August 20, 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.

Recommended discipline imposed

The court orders that MARK STEVEN SHAPIRO (Respondent), State Bar Number 194741, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for a minimum of the first six months of probation, and Respondent will remain suspended until the following requirements are satisfied:
  - i. Respondent makes restitution to the following payees or such other recipient as may be designated by the Office of Probation or the State Bar Court (or reimburses the Client Security Fund, to the extent of any payment from the Fund to such payee, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles:
    - (1) Archie Braggs in the amount of \$8,500 plus 10 percent interest per year from March 5, 2012; and
    - (2) Fabian Felix and Alfredo Felix in the amount of \$9,775 plus 10 percent interest per year from March 11, 2016.
  - ii. If Respondent remains suspended for two years or longer as a result of not satisfying the preceding requirement, Respondent must also provide proof to the State Bar Court of rehabilitation, fitness to practice and present learning and ability in the general law before the suspension will be terminated. (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 August 20, 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 August 20, 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.

#### SHAPIRO ON DISCIPLINE

#### Recommended discipline imposed: disbarred

The court orders that BRIAN JOSEPH BAKER (Respondent), State Bar Number 257228, 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.

#### S265117

#### WANG ON DISCIPLINE

**BAKER ON DISCIPLINE** 

Recommended discipline imposed: disbarred

The court orders that ADAM Q. WANG (Respondent), State Bar Number 201233, 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.

#### S265121

#### **CAMACHO ON DISCIPLINE**

Recommended discipline imposed

The court orders that LUIS WALTERS CAMACHO (Respondent), State Bar Number 163331, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first six months of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 17, 2020; and
- 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 August 17, 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. One-third of the costs must be paid with Respondent's annual fees for each of the years 2022, 2023, and 2024. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

#### S265238

#### **BERNARDO ON DISCIPLINE**

Recommended discipline imposed

The court orders that JUAN MIQUEL BERNARDO (Respondent), State Bar Number 276675, 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 90 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 10, 2020; and
- 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 September 10, 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.

Recommended discipline imposed

The court orders that WILLEM GALEN GENTRY (Respondent), State Bar Number 149413, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first six months of probation (with credit given for the period of interim suspension which commenced on June 15, 2020);
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 2, 2020; and
- 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 September 2, 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. One-half of the costs must be paid with Respondent's annual fees for each of the years 2022 and 2023. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

#### S265256

#### WRIGHT ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that JOSEPH LAMON WRIGHT (Respondent), State Bar Number 239838, 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.

#### GENTRY ON DISCIPLINE

MACKLIN ON DISCIPLINE

Recommended discipline imposed

The court orders that DAPHNE LORI MACKLIN (Respondent), State Bar Number 117189, is suspended from the practice of law in California for five years, execution of that period of suspension is stayed, and Respondent is placed on probation for five years subject to the following conditions:

- Respondent is suspended from the practice of law for a minimum of the first three 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 Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 4, 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 September 4, 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. One-third of the costs must be paid with Respondent's annual fees for each of the years 2022, 2023, and 2024. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

#### S265378

#### **BENEFIELD ON DISCIPLINE**

Recommended discipline imposed

The court orders that TAMARA SHARI BENEFIELD (Respondent), State Bar Number 225276, 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 conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 15,

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 Order Approving Stipulation filed on September 15, 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. One-half of the costs must be paid with Respondent's annual fees for each of the years 2022 and 2023. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

#### S265381

#### **GOUDY ON DISCIPLINE**

Recommended discipline imposed

The court orders that ANNETTE L. GOUDY (Respondent), State Bar Number 152608, 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 is suspended from the practice of law for the first 30 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 26, 2020; and
- 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 August 26, 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.

Recommended discipline imposed

The court orders that CAROLINE CHRISTINA MULLANEY (Respondent), State Bar Number 165964, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first 90 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 30, 2020; and
- 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 September 30, 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.

#### S265500

#### SMITH ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that HAYDEN GIFFORD SMITH (Respondent), State Bar Number 241606, 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.

#### **MULLANEY ON DISCIPLINE**

#### 284

#### S265501

#### WHITWORTH ON DISCIPLINE

Recommended discipline imposed

The court orders that STEVEN ALLAN WHITWORTH (Respondent), State Bar Number 249111, 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 is suspended from the practice of law for the first 60 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 8, 2020; and
- 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 September 8, 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.

#### S265502

#### VANDERMEY ON DISCIPLINE

Recommended discipline imposed

The court orders that ERIC WILLIAM VANDERMEY (Respondent), State Bar Number 230657, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first nine months of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 16, 2020; and
- 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 September 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.

#### S265377

#### Resignation declined

This court, having considered the request, declines to accept the voluntary resignation with charges pending of CHRISTOPHER GLENN BECKOM (Attorney), State Bar Number 306557, as an attorney of the State Bar of California. (Cal. Rules of Court, rule 9.21(d).) Attorney remains on inactive status. (Cal. Rules of Court, rule 9.21(a).) Attorney may move the State Bar Court to be restored to active status, at which time the Office of Chief Trial Counsel may demonstrate any basis for Attorney's continued ineligibility to practice law. The State Bar Court will expedite the resolution of any request by Attorney to be restored to active status. Any return to active status will be conditioned on Attorney's payment of any fees, penalty payments, and restitution owed by Attorney. The underlying disciplinary matter should proceed promptly.

#### S265496

#### SCHAERTEL ON RESIGNATION

**BECKOM ON RESIGNATION** 

#### Resignation declined

This court, having considered the request, declines to accept the voluntary resignation with charges pending of ARTHUR TERRY SCHAERTEL (Attorney), State Bar Number 63434, as an attorney of the State Bar of California. (Cal. Rules of Court, rule 9.21(d).) Attorney remains on inactive status. (Cal. Rules of Court, rule 9.21(a).) Attorney may move the State Bar Court to be restored to active status, at which time the Office of Chief Trial Counsel may demonstrate any basis for Attorney's continued ineligibility to practice law. The State Bar Court will expedite the resolution of any request by Attorney to be restored to active status. Any return to active status will be conditioned on Attorney's payment of any fees, penalty payments, and restitution owed by Attorney. The underlying disciplinary matter should proceed promptly.

#### S267190

**BROWN ON RESIGNATION** 

Voluntary resignation accepted

The court orders that the voluntary resignation of JACK DAVID BROWN, State Bar Number 65319, as an attorney of the State Bar of California is accepted.

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN DAVID COLLINS, State Bar Number 45055, as an attorney of the State Bar of California is accepted.

#### S267194

Voluntary resignation accepted

The court orders that the voluntary resignation of BENNI HANS FREUND, State Bar Number 34979, as an attorney of the State Bar of California is accepted.

#### S267195

Voluntary resignation accepted

The court orders that the voluntary resignation of AREZOU KOHAN, State Bar Number 187779, as an attorney of the State Bar of California is accepted.

#### S267196

LOMAX ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of RANDEL CHARLES LOMAX, State Bar Number 200150, as an attorney of the State Bar of California is accepted.

#### S267198

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBERTO SALVADOR MIRANDA, State Bar Number 102462, as an attorney of the State Bar of California is accepted.

#### S267199

NICHOLSON ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of BRADLEY JAMES NICHOLSON, State Bar Number 148442, as an attorney of the State Bar of California is accepted.

### COLLINS ON RESIGNATION

KOHAN ON RESIGNATION

#### MIRANDA ON RESIGNATION

#### FREUND ON RESIGNATION

#### Voluntary resignation accepted

The court orders that the voluntary resignation of LEONARD RICHARD SVENSSON, State Bar Number 200861, as an attorney of the State Bar of California is accepted.

#### S267210

#### BOTHWELL II ON RESIGNATION

SVENSSON ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN HENRY BOTHWELL II, State Bar Number 211171, as an attorney of the State Bar of California is accepted.

#### S267212

Voluntary resignation accepted

The court orders that the voluntary resignation of JILL COLETTE DARSOW, State Bar Number 168067, as an attorney of the State Bar of California is accepted.

#### S267214

Voluntary resignation accepted

The court orders that the voluntary resignation of RICHARD CHARLES GREEN, State Bar Number 158359, as an attorney of the State Bar of California is accepted.

#### S267216

#### GREENHALGH ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of WILLIAM FRANCIS GREENHALGH, State Bar Number 85981, as an attorney of the State Bar of California is accepted.

#### S267218

Voluntary resignation accepted

The court orders that the voluntary resignation of MAUREEN TERESA KILLIAN, State Bar Number 148809, as an attorney of the State Bar of California is accepted.

**DARSOW ON RESIGNATION** 

## CREENHALCH ON

#### **KILLIAN ON RESIGNATION**

GREEN ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of BERNARD G. LANZ, State Bar Number 105185, as an attorney of the State Bar of California is accepted.

#### S267220

Voluntary resignation accepted

The court orders that the voluntary resignation of PAWEL ROBERT LUTOMSKI, State Bar Number 195388, as an attorney of the State Bar of California is accepted.

#### S267221

Voluntary resignation accepted

The court orders that the voluntary resignation of KEVIN JOHN MIRECKI, State Bar Number 143753, as an attorney of the State Bar of California is accepted.

#### S267223

Voluntary resignation accepted

The court orders that the voluntary resignation of EDWARD MILTON OPTON, JR., State Bar Number 77651, as an attorney of the State Bar of California is accepted.

#### S267225

#### SWARTZ ON RESIGNATION

**MIRECKI ON RESIGNATION** 

Voluntary resignation accepted

The court orders that the voluntary resignation of DONNA FAYE SWARTZ, State Bar Number 140227, as an attorney of the State Bar of California is accepted.

## **LUTOMSKI ON** RESIGNATION

# **OPTON, JR., ON**

## RESIGNATION

## LANZ ON RESIGNATION