

**SUPREME COURT MINUTES
WEDNESDAY, JANUARY 13, 2021
SAN FRANCISCO, CALIFORNIA**

S265309 B300430 Second Appellate District, Div. 1 **PEOPLE v. DUKE
(JONATHAN DAVEILO)**

Petition for review granted; issues limited

The petition for review is granted. The issue to be briefed and argued is limited to the following: Can the People meet their burden of establishing a petitioner's ineligibility for resentencing under Penal Code section 1170.95, subdivision (d)(3) by presenting substantial evidence of the petitioner's liability for murder under Penal Code sections 188 and 189 as amended by Senate Bill No. 1437 (Stats. 2018, ch. 1015), or must the People prove every element of liability for murder under the amended statutes beyond a reasonable doubt?

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

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

S265483 B302041 Second Appellate District, Div. 6 **PEOPLE v. MILES (HECTOR
LEEAUDRA)**

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.

S265564 E072712 Fourth Appellate District, Div. 2 **PEOPLE v. BAKER
(MICHAEL SHAWN)**

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.

S265602 B287131 Second Appellate District, Div. 5 **PEOPLE v. GLAVISH
(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. Esquivel*, S262551 (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.

S265730 C087357 Third Appellate District **PEOPLE v. LOPEZ (JASON
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. Garcia*, S250670, and *People v. Valencia*, S250218 (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.

S265815 C089584 Third Appellate District **PEOPLE v. THAO (ENG)**
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.

S265820 D076846 Fourth Appellate District, Div. 1 **PEOPLE v. LEMEURE
(STEVEN EUGENE)**

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.

S265843 B302488 Second Appellate District, Div. 1 **PEOPLE v. NIEBLAS
(REMIGIO)**

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.

S265856 D076619 Fourth Appellate District, Div. 1 **PEOPLE v. RANDALL
(DIJON)**

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.

S265857 B304135 Second Appellate District, Div. 6 **PEOPLE v. GONZALES, JR.,
(REYES)**

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.

S265880 D076957 Fourth Appellate District, Div. 1 **PEOPLE v. DONALDSON
(CHRISTOPHER)**

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.

S265885 B296634 Second Appellate District, Div. 4 **PEOPLE v. LAWSON
(WILBUR)**

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.

S265897 E072711 Fourth Appellate District, Div. 2 **PEOPLE v. OWENS
(DAMIEN)**

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.

S265913 B300328 Second Appellate District, Div. 5 **PEOPLE v. AREMU (TONY
OLIVER)**

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.

S265918 B299065 Second Appellate District, Div. 2 **PEOPLE v. NUNEZ (DANIEL
ISIDRO)**

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.

S265942 B304228 Second Appellate District, Div. 1 **PEOPLE v. BROWN III**
(LEON McDONALD)

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.

S265961 E072770 Fourth Appellate District, Div. 2 **PEOPLE v. WALTON**
(DEMETRIUS CLAYTON)

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.

S265969 B303405/B303636 Second Appellate District, Div. 1 **PEOPLE v. GALLOWAY**
(JAYVION TERRELL)

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.

S265975 G057314 Fourth Appellate District, Div. 3 **PEOPLE v. AGUILAR**
(ALBERT JAVIER)

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.

S266071 C089184 Third Appellate District

**PEOPLE v. CHILDERS
(JOSHUA 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. 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.

S265440 H048502 Sixth Appellate District

**FIRSOV (SERGEY) v. S.C.
(ROMANOVSKA)**

Petition stricken (case closed)

The petition for review filed by petitioner on November 9, 2020, is hereby ordered stricken (Cal. Rules of Court, rule 8.100(c)(3).)

S266381

**THOMAS (EDWARD) v. S.C.
(LOPEZ)**

Vexatious litigant application denied

The application of petitioner for leave to file a petition for writ of mandate is hereby denied.

S265047 E072474 Fourth Appellate District, Div. 2

**PEOPLE v. BUFORD
(TIMOTHY)**

Petitions for review denied

S265286 A157368 First Appellate District, Div. 2

**PEOPLE v. REDUS (DORIAN
GAYLORD)**

Petition for review & depublication request(s) denied

S265288 A157097 First Appellate District, Div. 4

JOHN DOE v. GOOGLE, INC.

Petitions for review denied

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

S265289 D074371 Fourth Appellate District, Div. 1

**PEOPLE v. DEAN (TYLER
JAMES)**

Petitions for review denied

S265307 A160980 First Appellate District, Div. 1

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

**COLONE (JOSEPH) v. S.C.
(GITHUB, INC.)**

S265341 B303895 Second Appellate District, Div. 6

Petition for review denied

**I. (S.), CONSERVATORSHIP
OF**

S265347 G059546 Fourth Appellate District, Div. 3

Petition for review denied

**AVCO CORPORATION v. S.C.
(LONGOBARDO)**

S265363 B302163 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. SINGER (HENRY
ARNOLD)**

S265371 F077597 Fifth Appellate District

Petition for review denied

**PEOPLE v. GONZALEZ
(JUAN CARLOS)**

S265384 A159072 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. THOMPSON
(DONNELLY L.)**

S265388 C090656 Third Appellate District

Petition for review denied

**PEOPLE v. JOHNSON
(JACKIE EDWARD)**

S265429 C087736 Third Appellate District

Petition for review denied

**PEOPLE v. BAXTER
(ANTHONY HARRISON)**

S265432

Petition for review denied

**BROWN (DEE) v. BROWN
(NEIL)**

S265457 G059540 Fourth Appellate District, Div. 3

Petition for review denied

**McPHERSON (BARRY
ROBERT) ON H.C.**

S265458 B301799 Second Appellate District, Div. 5

Petition for review denied

**HAMILTON (EUGENE) v.
SRO CORPORATION**

S265493 C090323 Third Appellate District

Petition for review denied

**PEOPLE v. RODRIGUEZ
(CHERYL LYNN)**

S265504 G059592 Fourth Appellate District, Div. 3

Petition for review denied

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

**CARLOS (ANTHONY) v. S.C.
(PEOPLE)**

S265506 G059594 Fourth Appellate District, Div. 3

Petition for review denied

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

**CARLOS (ANTHONY) v. S.C.
(PEOPLE)**

S265510 A155388 First Appellate District, Div. 4

Petition for review denied

**BROWN (MARK A.) v.
CALIFORNIA
UNEMPLOYMENT
INSURANCE APPEALS
BOARD**

S265513 B301801 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SMITH (REMONE
LEE)**

S265514 A157826 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DAVILA, JR.,
(ALBERT)**

S265527 C083898 Third Appellate District

Petition for review denied

**PEOPLE v. MARTINEZ
(ALFREDO ALEXANDER)**

S265530 F078351 Fifth Appellate District

Petition for review denied

**PEOPLE v. ORTIZ
(ALEJANDRO RODRIGUEZ)**

S265531 B288587 Second Appellate District, Div. 3

Petition for review denied

PEOPLE v. SOLANO (JULIO)

S265540 A152462/A153606 First Appellate District, Div. 1

Petition for review & depublication request(s) denied

The objection and motion to strike amicus letter of Patricia Barbosa, received on December 28, 2020, is denied.

**SKAFF (RICHARD) v. RIO
NIDO ROADHOUSE**

S265541 B298348 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. LASTER
(MICHAEL JULIUS)**

S265552 E074417 Fourth Appellate District, Div. 2

Petition for review & depublication request(s) denied

**PEOPLE v. VILLA
(DAGOBERTO SHOREQUE)**

S265562 G057134/G057437 Fourth Appellate District, Div. 3

Petition for review denied

**HOLSTEIN (C. DAVID) v.
CHEN (JOHN W.)**

S265566 A154181 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. TOOKER
(CHARLES)**

S265581 B295783 Second Appellate District, Div. 8

Petition for review denied

CONSUMER ADVOCACY GROUP, INC. v. HARBOR FREIGHT TOOLS USA, INC.

S265585 C090868 Third Appellate District

Petition for review denied

TURNER (MICHAEL R.) ON H.C.

S265588 A154231 First Appellate District, Div. 1

Petitions for review denied

PEOPLE v. BELL (LEE OTHA)

S265591 B298130 Second Appellate District, Div. 1

Petition for review denied

YAZDI (MOHAMMADREZA) v. DENTAL BOARD OF CALIFORNIA

S265595 B302240 Second Appellate District, Div. 5

Petition for review denied

PEOPLE v. LOPEZ (JUAN ENRIQUE)

S265603 H043603 Sixth Appellate District

Petition for review denied

PEOPLE v. DELALLO (ASHLEY MYLES)

S265607 F077943 Fifth Appellate District

Petition for review denied

PEOPLE v. CERVANTES (CARLOS RAZO)

S265611 C084770 Third Appellate District

Petition for review denied

PEOPLE v. HENSON, JR., (MARCUS)

S265620 F077325 Fifth Appellate District

Petition for review denied

**ROBIN (CATHLEEN) v.
CROWELL (AL)**

S265622 D075536 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. JOHNSON
(RYEHEEM EVANS)**

S265637 E070630 Fourth Appellate District, Div. 2

Petitions for review denied

**PEOPLE v. HERNANDEZ
(NOEL)**

S265639 B296120 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. BENTLEY
(ANTHONY TERELLE)**

S265653 B300227 Second Appellate District, Div. 4

Petitions for review denied

**PEOPLE v. HERNANDEZ
(EDUARDO)**

S265664 B301302 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. DOUGLAS
(TYRONE)**

S265665 G058003 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. PEREZ
(OSVALDO RODRIGUEZ)**

S265667 B306176 Second Appellate District, Div. 8

Petition for review denied

**DOUGLAS (TYRONE) ON
H.C.**

S265675 B301580 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. VELEZ
(ALEXANDER RIVERA)**

S265680	B294435 Second Appellate District, Div. 7	PEOPLE v. DANIELS (DIONTE CLEVELAND)
Petition for review denied		
S265693	A157427 First Appellate District, Div. 2	PEOPLE v. HARRIS (ASHLEY ROSE)
Petition for review denied		
S265707	B306045 Second Appellate District, Div. 5	PEOPLE v. JONES (AARON EARL)
Petition for review denied		
S265709	B296656 Second Appellate District, Div. 5	PEOPLE v. WOOD (DINO EUGENE)
Petition for review denied		
S265735	B304669 Second Appellate District, Div. 2	PEOPLE v. JENKINS (SLEVEN LAMAR)
Petition for review denied		
S265740	B308352 Second Appellate District, Div. 5	VASQUEZ (KASSANDRA M.) v. APPELLATE DIVISION (PEOPLE)
Petition for review denied		
S265749	G058368 Fourth Appellate District, Div. 3	PEOPLE v. FIGUEROA (GARY)
Petition for review denied		
S265754	B300627 Second Appellate District, Div. 2	PEOPLE v. BELTRAN (FRANCISCO)
Petition for review denied		
S265766	B303310 Second Appellate District, Div. 2	IN RE J.W.
Petition for review denied		

S265784	E071941 Fourth Appellate District, Div. 2	PEOPLE v. RAMIREZ (JOSEPH WILLIAM)
Petition for review denied		
S265799	E073545 Fourth Appellate District, Div. 2	PEOPLE v. BASCOMB II (GERALDO CROLL)
Petition for review denied		
S265800	G058561 Fourth Appellate District, Div. 3	PEOPLE v. BOLDING (JEDADIAH RAY)
Petition for review denied		
S265803	A154512 First Appellate District, Div. 2	PEOPLE v. ROGERS (ERIC OLIVER)
Petition for review denied		
S265804	A158642 First Appellate District, Div. 5	PEOPLE v. BUCHANAN (TERRY)
Petition for review denied		
S265805	B296059 Second Appellate District, Div. 3	PEOPLE v. ALONZO (GONZALO)
Petition for review denied		
S265807	D076271 Fourth Appellate District, Div. 1	PEOPLE v. MAGANA (ALEJANDRO FLORES)
Petition for review denied		
S265808	A158432 First Appellate District, Div. 2	PEOPLE v. IBACH (ANTHONY WILLIAM)
Petition for review denied		
S265811	B299613 Second Appellate District, Div. 6	PEOPLE v. McDOWELL (DEMETRIUS)
Petition for review denied		

S265812 A160759 First Appellate District, Div. 1

Petition for review denied
The requests for judicial notice are granted.

**MITCHELL (JAMES R. W.)
ON H.C.**

S265814 C089480 Third Appellate District

Petition for review denied

**PEOPLE v. ROLDAN
(ALEXIS)**

S265816 F077681 Fifth Appellate District
Petition for review denied

PEOPLE v. BYRD (ERNEST)

S265817 A155885 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GOLDBERG (JON
DAVID)**

S265818 B299171 Second Appellate District, Div. 6
Petition for review denied

IN RE M.A.

S265824 C092943 Third Appellate District

Petition for review denied

**COOPER (JUSTIN M.) ON
H.C.**

S265827 D077124 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. PEPPER
(ADRIANA C.)**

S265828 F078832 Fifth Appellate District

Petition for review denied

**PEOPLE v. CABEZAS
(EUSEBIO REZA)**

S265831 B300832 Second Appellate District, Div. 6
Petition for review denied

PEOPLE v. ORONA (EDDIE)

S265833 B299861 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. GUZMAN
(LEONARDO)**

S265841 A157110 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GONZALEZ
(JOSE FRANCISCO)**

S265845 B307500 Second Appellate District, Div. 7

Petition for review denied

**LG CHEM LTD. v. S.C.
(PAREDES)**

S265853 B298991 Second Appellate District, Div. 1

Petition for review denied

**YANG (BIN) v. BOARD OF
REGISTERED NURSING**

S265860 C088750 Third Appellate District

Petition for review denied

**PEOPLE v. BYRNES
(KENNETH ALAN)**

S265862 B301890 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BRAY, JR.,
(ERNEST)**

S265864 H048313 Sixth Appellate District

Petition for review denied

PELTON (SEAN) ON H.C.

S265870 A154379 First Appellate District, Div. 3

Petition for review denied

PEOPLE v. ARTYKOV (AZIZ)

S265871 G057823 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CHAPMAN
(CHRISTOPHER SCOTT)**

S265873 E074961 Fourth Appellate District, Div. 2
Petition for review denied

PEOPLE v. GARCIA (PEDRO)

S265879 C090988 Third Appellate District
Petition for review denied

**PEOPLE v. VONGCHANH
(SOURIYA DANNY)**

S265888 C092842 Third Appellate District
Petition for review denied

**SCHWAMB (KAREN
YVONNE) v. S.C. (PEOPLE)**

S265890 E072267 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. MOSS
(NICHOLAS RICHIE
WAYNE)**

S265891 A157159 First Appellate District, Div. 2
Petition for review denied

**PEOPLE v. HAMILTON
(ANTHONY)**

S265898 E071285 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. BOJI (HOUSTON
MICHAEL)**

S265903 A156741 First Appellate District, Div. 5
Petition for review denied

**PEOPLE v. SMITH
(RAYVAUGHN LEWIS)**

S265904 D077438 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. SANCHEZ
(OSCAR RAFAEL)**

S265922 D072639 Fourth Appellate District, Div. 1
Petitions for review denied

**PEOPLE v. BARTON
(JEFFREY SCOTT)**

S265938 C088742 Third Appellate District

**PEOPLE v. SAUCEDO
(STEVEN)**

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.

S265939 D076358 Fourth Appellate District, Div. 1

**PEOPLE v. LETTIER (JACOB
DANIEL)**

Petition for review denied

S265941 B303762/B305315 Second Appellate District, Div. 3 **PEOPLE v. PINKSTON
(STEVEN TERROSS)**

Petition for review denied

S265943 G058038 Fourth Appellate District, Div. 3

**PEOPLE v. CRUZ-ANTONIO
(ORLANDO)**

Petition for review denied

S265947 B295324 Second Appellate District, Div. 1

**PEOPLE v. DELGADILLO
(FELIX)**

Petition for review denied

S265948 A155206 First Appellate District, Div. 5

**PEOPLE v. TELUCI
(RICHARD WILLIAM)**

Petition for review denied

S265950 B300371 Second Appellate District, Div. 3
Petition for review denied

IN RE I.I.

S265952 B301840 Second Appellate District, Div. 4

**PEOPLE v. MARSHALL
(PATRICK)**

Petition for review denied

S265956

**PEOPLE v. JORDAN
(ANTOINE D.)**

Petition for review denied

S265959 B302805 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CUELLAR
(LEANDRO)**

S265962 F079079 Fifth Appellate District

Petition for review denied

**PEOPLE v. HOBBS (JOSHUA
TYLER)**

S265970 B296643 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. COLLINS
(BATTISE)**

S265978 A158409 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. DUREL (ERIC
ANTHONY)**

S265983 E074174 Fourth Appellate District, Div. 2

Petition for review denied

**KWON (BYUNG H.) v.
AMERICAN MEDICAL
RESPONSE AMBULANCE
SERVICE, INC.**

S265984

Petition for writ of mandate/prohibition denied

**HAMILTON (ALBERT J.) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT (PEOPLE)**

S265985 C089139 Third Appellate District

Petition for review denied

IN RE E.R.

S265986 F076674 Fifth Appellate District

Petition for review denied

**PEOPLE v. MITCHELL
(TARON)**

S265990 F076774 Fifth Appellate District

Petition for review denied

PEOPLE v. COLLINS (CODY RINEHART)

S265992 B295556 Second Appellate District, Div. 3
Petition for review denied

PEOPLE v. BERG (LEE)

S265994 B299217 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. NOVAK (HOWARD THEODORE)

S266006 H047354 Sixth Appellate District

Petition for review denied

PEOPLE v. AVALOS PINA (MIGUEL VICENTE)

S266007 B302968 Second Appellate District, Div. 6
Petition for review denied

PEOPLE v. H. (G.)

S266010 C087029 Third Appellate District

Petition for review denied

PEOPLE v. MONTUE (ROGER NICHOLAS)

S266014 E075097 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. ANDERSON (ABDULLAH KARIM)

S266024 B309057 Second Appellate District, Div. 8

Petition for review denied

WALKER (KAALAN) v. S.C. (PEOPLE)

S266025 E071895 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. GUERRA (JUAN MIGUEL)

S266027	D076038 Fourth Appellate District, Div. 1	PEOPLE v. DOUGLAS (PATRICK C.)
Petition for review denied		
S266029	B299443 Second Appellate District, Div. 1	PEOPLE v. REED (EDWARD)
Petition for review denied		
S266032	D075628 Fourth Appellate District, Div. 1	PEOPLE v. BEVERSON (PHILIP WAYNE)
Petition for review denied		
S266037	E073947 Fourth Appellate District, Div. 2	BEYL (RICHARD) v. HUPP (PAUL)
Petition for writ of certiorari denied		
S266040	E073297 Fourth Appellate District, Div. 2	HUPP (PAUL) v. KINCAID (ROBERT)
Petition for writ of certiorari denied		
S266043	G058187 Fourth Appellate District, Div. 3	WASHINGTON (PATRICIA) v. ROSALES (ALISSON)
Petition for review denied		
S266047	B303772 Second Appellate District, Div. 7	PEOPLE v. LANGRAM (La CHARRIE DIANE)
Petition for review denied		
S266052	F079279 Fifth Appellate District	PEOPLE v. GRADY (ANDRE MARCEL)
Petition for review denied		
S266054	F077884 Fifth Appellate District	PEOPLE v. RAMIREZ (CARLOS)
Petition for review denied		

S266057 D078284 Fourth Appellate District, Div. 1

Petition for review denied

**DUNSMORE (DARRYL) ON
H.C.**

S266058

Petition for review denied

**PEOPLE v. HAMILTON
(DAVID)**

S266059 A160144 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. CAPPELLO
(MARK WILLIAM)**

S266064 A155643 First Appellate District, Div. 5

Petition for review denied

**CARTER-GARRETT
(TERILYN) v. WANG
(CHANG)**

S266106

Respondents' request for judicial notice is granted.
The petition for writ of mandate and application for stay are denied.
Liu and Jenkins, JJ., were recused and did not participate.

**SAN BERNARDINO,
COUNTY OF v. NEWSOM
(GAVIN)**

S266258 B308844 Second Appellate District, Div. 8

Petition for review & application for stay denied

**GANDHI (ANSHUL MIHIR) v.
S.C. (PEOPLE)**

S266282 B309336 Second Appellate District, Div. 8

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

**SAVE BEVERLY HILLS v.
S.C. (CITY OF BEVERLY
HILLS)**

S262277

Petition for writ of habeas corpus denied

SCOTT (NOEL) ON H.C.

S262834

Petition for writ of habeas corpus denied

**OLIVAREZ (EUGENIA) ON
H.C.**

S263346

Petition for writ of habeas corpus denied

**JACKSON (STEPHEN) ON
H.C.**

S263530

The petition for writ of habeas corpus is denied as moot

**ACINELLI, JR., (SAMUEL
ANTHONY) ON H.C.**

S263890

Petition for writ of habeas corpus denied

**CALLOWAY (JAMISI J.) ON
H.C.**

S264497

Petition for writ of habeas corpus denied

**HERNANDEZ (ANDRES C.)
ON H.C.**

S264667

Petition for writ of habeas corpus denied

JIMENEZ (JAVIER) ON H.C.

S264685

Petition for writ of habeas corpus denied

**MALONE (WILLIAM LEON)
ON H.C.**

S264733

Petition for writ of habeas corpus denied

**COLEMAN (SAAHDI) ON
H.C.**

S264734**HEDGEPEETH (HASSON
WILLIAM) 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 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].)

S264801**HUDDLESTON (FLOYD) ON
H.C.**

Petition for writ of habeas corpus denied

S264807**SANCHEZ (NEFTALI) ON
H.C.**

Petition for writ of habeas corpus denied

S264814**SMITH (GREGORY A.) ON
H.C.**

Petition for writ of habeas corpus denied

S264874**SMITH (JEFFREY ROBERT)
ON H.C.**

Petition for writ of habeas corpus denied

S264875**DYAS (GREGORY) ON H.C.**

Petition for writ of habeas corpus denied

S264906**SAUCEDO (DANIEL) ON H.C.**

Petition for writ of habeas corpus denied

S264932**HAMPTON (DEON) ON H.C.**

Petition for writ of habeas corpus denied

S264985**WAFER (TABIRIES
DEWAYNE) ON H.C.**

Petition for writ of habeas corpus denied

S264998**COLSTON (KIM) ON H.C.**

Petition for writ of habeas corpus denied

S265000**MOSS (EDWARD M.) ON H.C.**

Petition for writ of habeas corpus denied

S265002**GONZALES (THOMAS
MARTIN) 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].) 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].)

S265004**CEASAR III (WALTER D.)
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].)

S265024**BURNS (MONROE 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].)

S265037**HERNANDEZ (LINO) ON
H.C.**

Petition for writ of habeas corpus denied

S265076**SANCHEZ (ROLANDO
ESTEBAN) ON H.C.**

Petition for writ of habeas corpus denied

S265133**FRANKLIN (LEONARD RAY)
ON H.C.**

Petition for writ of habeas corpus denied

S265139**HALE (ROBERT LEE) 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].)

S265158**STAPLES (CORVELL TARIS)
ON H.C.**

Petition for writ of habeas corpus denied

S265160**ESQUIVEL (ALEX JOSE) ON
H.C.**

Petition for writ of habeas corpus denied

S265161**BIRKS, JR., (DARREN
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].)

S265162**LY (LUNG) ON H.C.**

Petition for writ of habeas corpus denied

S265163**HIGGINBOTHAN
(ANTHONY WAYNE) ON
H.C.**

Petition for writ of habeas corpus denied

S265179**ABSTON (BRENDON WADE)
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].)

S265190**BURTON (BERNARD) ON
H.C.**

Petition for writ of habeas corpus denied

S265194**GREEN (LONZELL) 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].)

S265196**MIMBS (SETH HARLAN) ON
H.C.**

Petition for writ of habeas corpus denied

S265202**LONG (EDWARD ANDREW)
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].)

S265255**BURNS (WALTER) 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].)

S265275**NGUYEN (HUNG QUOC) ON
H.C.**

Petition for writ of habeas corpus denied

S265295**MARTINEZ-GALINDO
(RAYMUNDO) ON H.C.**

Petition for writ of habeas corpus denied

S265299**SCANLAN (SEAN JOSEPH)
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 Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S265303**CORNEJO (FRANCISCO
FLORES) ON H.C.**

Petition for writ of habeas corpus denied

S265352**CAMPOS-LOPEZ (VICTOR)
ON H.C.**

Petition for writ of habeas corpus denied

S265365**WILSON (PETER) ON H.C.**

Petition for writ of habeas corpus denied

S265366**JONES (DOMINIQUE) ON
H.C.**

Petition for writ of habeas corpus denied

S265414**HAVEN (ROBERT V.) ON
H.C.**

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

S265466**HARDNEY (JOHN) ON H.C.**

Petition for writ of habeas corpus denied

S264422 E075290 Fourth Appellate District, Div. 2 **G. (K.) ON H.C.**
Stay order filed

In re K.G. on Habeas Corpus, S264422
In re D.G. et al., E075167, Super. Ct. Nos. J266439/J266440

Petitioner's unopposed motion for a writ of supersedeas, filed December 17, 2020, is granted. The previously scheduled adoption hearings in the San Bernardino County Superior Court in cases Nos. J266439 and J266440 are hereby stayed pending further order of this court.

S264323 G057279 Fourth Appellate District, Div. 3 **PRESCRIPTION CARE
PHARMACY, LLC v.
OPTUMRX, INC.**

Publication request denied (case closed)

S264501 **PEOPLE v. DAVIS (WILLIE)**
Publication request denied (case closed)

S265090 F077727 Fifth Appellate District **BANDA (MARIA S.) v. WASH
(JOHN)**

Publication request denied (case closed)

S265185 B304872 Second Appellate District, Div. 1 **IN RE IVY W.**
Publication request denied (case closed)

S265308 D075759 Fourth Appellate District, Div. 1 **COUNTY OF SAN DIEGO
DEPARTMENT OF CHILD
SUPPORT SERVICES v. H.
(A.); O. (J.)**

Publication request denied (case closed)

S265336 B294975 Second Appellate District, Div. 7 **SWAIN (MIRANDA) v.
LASERAWAY MEDICAL
GROUP, INC.**

The request for an order directing publication of the opinion in the above-entitled appeal is denied as moot.

S265337 B297258 Second Appellate District, Div. 1 **TABITA (LAURIZA) v. CITY OF LOS ANGELES**

Publication request denied (case closed)

S265412 D077068 Fourth Appellate District, Div. 1 **IN RE K.B.**
Publication request denied (case closed)

S265597 B294095 Second Appellate District, Div. 7 **PEOPLE v. MONTELONGO (GIOVANNY)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 11, 2021.

S265720 G058575 Fourth Appellate District, Div. 3 **PRICKETT (MIRA CHLOE) v. BONNIER CORPORATION**

The time for granting or denying review in the above-entitled matter is hereby extended to February 19, 2021.

S265739 F080131 Fifth Appellate District **PEOPLE v. HERNANDEZ (JOSE ANTONIO)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 19, 2021.

S265744 F076258 Fifth Appellate District **PEOPLE v. POSLOF, JR., (LONNIE LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 19, 2021.

S265746 F079414 Fifth Appellate District **PEOPLE v. POSLOF, JR., (LONNIE LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 19, 2021.

S265783 A155219 First Appellate District, Div. 1 **EPSTEIN (GORDON) v. VISION SERVICE PLAN**

The time for granting or denying review in the above-entitled matter is hereby extended to February 23, 2021.

S265786 B300072/B302209 Second Appellate District, Div. 6 **LOWRY (JOHN) v. PORT
SAN LUIS HARBOR
DISTRICT**

The time for granting or denying review in the above-entitled matter is hereby extended to February 23, 2021.

S265789 D075307 Fourth Appellate District, Div. 1 **JAIME (CHRISTOPHER) v.
CARMAX AUTO
SUPERSTORES
CALIFORNIA, LLC**

The time for granting or denying review in the above-entitled matter is hereby extended to February 23, 2021.

S265797 B301477 Second Appellate District, Div. 4 **PEOPLE v. RUIZ (ANTHONY)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 23, 2021.

S264219 C087681 Third Appellate District **PEOPLE v. TACARDON
(LEON WILLIAM)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to February 10, 2021.
No further extensions of time are contemplated.

S044739 **PEOPLE v. BANKSTON
(ANTHONY GEORGE)**

Record augmentation granted

Appellant Anthony George Bankston's "Motion to Augment and Correct the Certified Record on Appeal," filed December 17, 2020, is granted. (See Cal. Rules of Court, rules 8.155(a)(1)(A), 8.634(c).) The Clerk is directed to include II CT 312a, which is Attachment A to the "Motion to Augment and Correct the Certified Record on Appeal," in the record on appeal, and to send copies of this page to counsel for all parties.

S122611**PEOPLE v. STESKAL
(MAURICE GERALD)**

Motion denied

Appellant's "Motion for an Order Transmitting Exhibits or in the Alternative for an Order Permitting Early Designation of Exhibits" (Cal. Rules of Court, rules 8.634, 8.224(d)), filed on January 5, 2017, is denied. The superior court is directed not to transmit exhibits 51, 60, and 74 absent a further order of this court.

S266496**WERTHEIMER (M. DAVID)
v. S.C. (PEOPLE)**

Order filed

The application of petitioner filed January 12, 2021, to file an oversize petition for writ of mandate, is hereby granted.

S266382**DAWSON (ISAAC DA'BOUR)
v. S.C. (PEOPLE)**

Transferred to Court of Appeal, Third Appellate District

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S266496**WERTHEIMER (M. DAVID)
v. S.C. (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S265615**ACCUSATION OF
VALENCIA**

Petition denied

(accusation)

S265920

ACCUSATION OF ERDE

Petition denied (accusation)

The motion to consolidate the petition for review proceedings is denied.

S265997

ACCUSATION OF ERDE

Petition denied (accusation)

The motion to consolidate the petition for review proceedings is denied.

S266000

ACCUSATION OF ERDE

Petition denied (accusation)

The motion to consolidate the petition for review proceedings is denied.

S266009

ACCUSATION OF ERDE

Petition denied (accusation)

The motion to consolidate the petition for review proceedings is denied.



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
FEBRUARY 2, 2021**

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

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald M. George State Office Complex, Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on February 2, 2021.

TUESDAY, FEBRUARY 2, 2021 — 9:00 A.M.

- (1) In re E.F., S260839
- (2) Stancil (Edward) v. Superior Court of San Mateo County (City of Redwood City, Real Party in Interest), S253783
- (3) People v. Nieves (Sandi Dawn), [Automatic Appeal], S092410

1:30 P.M.

- (4) People v. Vivar (Robert Landeros), S260270
- (5) People v. Steskal (Maurice Gerald), [Automatic Appeal], S122611

CANTIL-SAKAUYE

Chief Justice

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