

**SUPREME COURT MINUTES
THURSDAY, JANUARY 27, 2022
SAN FRANCISCO, CALIFORNIA**

S266001

**LAWSON (WALLEN) v. PPG
ARCHITECTURAL
FINISHES, INC.**

Opinion filed

We answer the Ninth Circuit’s question as follows: Section 1102.6 provides the governing framework for the presentation and evaluation of whistleblower retaliation claims brought under section 1102.5. First, it places the burden on the plaintiff to establish, by a preponderance of the evidence, that retaliation for an employee’s protected activities was a contributing factor in a contested employment action. The plaintiff need not satisfy McDonnell Douglas in order to discharge this burden. Once the plaintiff has made the required showing, the burden shifts to the employer to demonstrate, by clear and convincing evidence, that it would have taken the action in question for legitimate, independent reasons even had the plaintiff not engaged in protected activity.

Majority Opinion by Kruger, J.

-- joined Cantil-Sakauye C. J., Corrigan, Liu, Groban, Jenkins, and Miller*, JJ.

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

S272905 C095375 Third Appellate District

**MITCHELL (KRISTA) v. S.C.
(RUTAGANIRA)**

Time for ordering review extended on the court’s own motion

Having received the petition for review within the Court’s original jurisdiction, the time for ordering review on the court’s own motion is hereby extended to February 25, 2022. (Cal. Rules of Court, rule 8.512(c).)

S271049 D076916 Fourth Appellate District, Div. 1

PEOPLE v. MUMIN (AHMED)

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to February 28, 2022. No further extensions of time will be contemplated.

S271292 B309401 Second Appellate District, Div. 1 **PEOPLE v. SEDILLO (LISA)**
Counsel appointment order filed

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

S271432 F081570 Fifth Appellate District **PEOPLE v. JACKSON, JR.,
(ALONZO)**

Counsel appointment order filed

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

S271612 B309174 Second Appellate District, Div. 1 **PEOPLE v. PERUCCI
(ANTHONY ROBERT)**

Counsel appointment order filed

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

S271719 F080792 Fifth Appellate District **PEOPLE v. COFFEY (TOBY
LEE)**

Counsel appointment order filed

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

S271799 B303420 Second Appellate District, Div. 2 **PEOPLE v. BERRY (TRAVIS
WAYNE)**

Counsel appointment order filed

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

S271828 D078832 Fourth Appellate District, Div. 1 **PEOPLE v. CATARINO
(EDGAR SANDOVAL)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Ronald Boyer is hereby appointed to represent appellant on the appeal now pending in this court.
Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

S271871 B305575 Second Appellate District, Div. 3 **PEOPLE v. YURIAR (JOSE)**
Counsel appointment order filed

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

S271879 B307453 Second Appellate District, Div. 5 **PEOPLE v. ESPINOZA
(CANDE CALDERON)**

Counsel appointment order filed

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

S271887 B308620 Second Appellate District, Div. 3 **PEOPLE v. MARIN (CORINA)**
Counsel appointment order filed

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

S271888 F081153 Fifth Appellate District **PEOPLE v. MITCHELL
(RICKY MARSDEN)**

Counsel appointment order filed

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

S271920 B301783 Second Appellate District, Div. 6 **PEOPLE v. CALLA (JESUS)**
Counsel appointment order filed

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

S271922 B308894 Second Appellate District, Div. 3 **PEOPLE v. BRIDGES
(THOMAS)**

Counsel appointment order filed

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

S271949 A158999 First Appellate District, Div. 5 **PEOPLE v. BRADT (ARENT)**
Counsel appointment order filed

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

S272044 C092719 Third Appellate District **PEOPLE v. MARTINEZ
(BONIFACIO)**

Counsel appointment order filed

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

S272079 C089455 Third Appellate District **PEOPLE v. MENDOZA
(EMMANUEL MATHEW)**

Counsel appointment order filed

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

S272114 C093085 Third Appellate District **PEOPLE v. REYNOSO
(DAVID)**

Counsel appointment order filed

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

S272231 F081193 Fifth Appellate District

**PEOPLE v. MENDEZ (SCOTT
ALLEN MITCHELL)**

Counsel appointment order filed

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