

**SUPREME COURT MINUTES
WEDNESDAY, MAY 26, 2021
SAN FRANCISCO, CALIFORNIA**

S267429 B301135 Second Appellate District, Div. 5 **IN RE D.P.**

Petition for review granted

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

S267735 B307031 Second Appellate District, Div. 7 **PEOPLE v. SANDERS
(FREDDIE 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 related issues in *People v. Delgadillo*, S266305 and *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.

S267736 C091618 Third Appellate District **PEOPLE v. ALEXANDER
(TERRY)**

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. Lewis*, S260598 and *People v. Strong*, S266606 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S267794 A160287 First Appellate District, Div. 1 **PEOPLE v. HUGHES
(MARRIN)**

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.

S267857 B303608 Second Appellate District, Div. 7 **PEOPLE v. HERNANDEZ
(RICARDO)**

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. Duke*, S265309 (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.

S267979 B299456 Second Appellate District, Div. 3 **PEOPLE v. LLOYD (COREY
DWIGHT)**

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. Lewis*, S260598 and *People v. Strong*, S266606 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S268095 B305372 Second Appellate District, Div. 1 **PEOPLE v. McDANIELS
(LAMARR MARQUIS)**

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.

S268144 B307231 Second Appellate District, Div. 8 **PEOPLE v. GOODWIN
(MICHAEL FRANK)**

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.

S268166 G059414 Fourth Appellate District, Div. 3 **PEOPLE v. MORTON
(BRUCE)**

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.

S268174 E075387 Fourth Appellate District, Div. 2 **PEOPLE v. CARTER (PIERRE
DEMITRIUS)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Delgadillo*, S266305 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S268189 B305714 Second Appellate District, Div. 5 **PEOPLE v. WHITSON
(DARRELL)**

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.

S268223 E074745 Fourth Appellate District, Div. 2 **PEOPLE v. ROBERTS
(DAVID 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. Strong*, S266606 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S268255 B307097 Second Appellate District, Div. 5 **KAKOWSKI (BRIAN) ON H.C.**

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 Mohammad*, S259999 (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.

S268259 C093037 Third Appellate District **PEOPLE v. IMAROGBE (AJANI-ABDEL WAHID)**

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. Delgadillo*, S266305 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S268295 E073669 Fourth Appellate District, Div. 2 **PEOPLE v. DEAN (JAMES CLEO)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Strong*, S266606 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S268361 B300888 Second Appellate District, Div. 4 **PEOPLE v. HIGGINS (CARL)**
Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Strong*, S266606 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S268364 B298401 Second Appellate District, Div. 7 **PEOPLE v. PAULINO
(DELBERT)**

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. Lewis*, S260598 and *People v. Strong*, S266606 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S268368 C090449 Third Appellate District **PEOPLE v. MENDOZA (LUIS
FELIPE)**

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. Lewis*, S260598 and *People v. Delgadillo*, S266305 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S268403 F077568 Fifth Appellate District **PEOPLE v. ESCAMILLA
(JULIAN JACOB)**

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. Williams*, S262229 (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.

S266970 **MARCUS (ZECOREY
LAMONT) ON H.C.**

Order to show cause issued; returnable in Court of Appeal, Second Appellate District, Division One

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause, returnable before the Court of Appeal, Second Appellate District, Division One, why petitioner is not entitled to relief based on his claim that there was insufficient evidence to support the robbery-murder special circumstance finding under *People v. Clark* (2016) 63 Cal.4th 522 and *People v.*

Banks (2015) 61 Cal.4th 788. The return must be served and filed on or before June 25, 2021.

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

S267033**FLOYD (ROBERT) ON H.C.**

Order to show cause issued, returnable in Superior Court

In light of the Attorney General's concession in his April 15, 2021, informal response and the Attorney General's waiver of his right to the issuance of an order to show cause, the Los Angeles County Superior Court is ordered to conduct a resentencing hearing pursuant to Senate Bill 1393 (2017-2018 Reg. Sess.). (See *People v. Romero* (1994) 8 Cal.4th 728, 740, fn.7.)

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

S267713

B310806 Second Appellate District, Div. 7

**NAZIR (REHAN) v. S.C.
(PEOPLE)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Seven, with directions to issue an order to show cause

The petition for review is granted. The matter is transferred to the Court of Appeal, Second Appellate District, Division Seven, with directions to vacate its order denying mandate and to issue an order directing the respondent superior court to show cause why the relief sought in the petition should not be granted.

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

S267740

B310559 Second Appellate District, Div. 5

**BIXLER (CHRISIE
CARNELL) v. S.C. (CHURCH
OF SCIENTOLOGY
INTERNATIONAL)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Five, with directions to issue an order to show cause

The petition for review is granted. The matter is transferred to the Court of Appeal, Second Appellate District, Division Five, with directions to vacate its order denying the petition for writ of mandate and to issue an order directing the respondent superior court to show cause why the relief sought in the petition should not be granted.

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

S264080

**WALKER (OMAR) ON
CLEMENCY**

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

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

Re: Omar Walker
Legal Affairs File No.: GO No. 7590-18
Case Number: S264080
Executive Clemency Number: 1207

Dear Governor Newsom:

On the application of Omar Walker for commutation of sentence, your office requested a recommendation under article V, section 8 of the California Constitution in order to grant a commutation of sentence to the applicant. The request stated that: "The Governor is contemplating a commutation of sentence that would make Mr. Walker eligible for a parole suitability hearing." The court, with at least 4 judges concurring, hereby grants the request and issues the recommendation required by article V, section 8.

Cordially,

Mariano Florentino-Cuéllar, Acting Chief Justice

S264082

**GARCIA (LARRY) ON
CLEMENCY**

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

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

Re: Larry Garcia
Legal Affairs File No.: GO No. 2891-16
Case Number: S264082
Executive Clemency Number: 1209

Dear Governor Newsom:

On the application of Larry Garcia for commutation of sentence, your office requested a recommendation under article V, section 8 of the California Constitution in order to grant a commutation of sentence to the applicant. The request stated that: “The Governor is contemplating a commutation of sentence that would make Mr. Garcia eligible for a parole suitability hearing.” The court, with at least 4 judges concurring, hereby grants the request and issues the recommendation required by article V, section 8.

Cordially,

Mariano Florentino-Cuéllar, Acting Chief Justice

S266979

**SOTELO (DAVID) v.
COMMISSION ON JUDICIAL
PERFORMANCE**

Petition for writ of mandate/prohibition denied

S267600 C088530 Third Appellate District

**PEOPLE v. GOSZTYLA
(CHANTELL JEANNETTE)**

Petitions for review denied

S267618 C087505 Third Appellate District

**PEOPLE v. CETON (AARON
BROOKS)**

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.

S267679 F077737 Fifth Appellate District

**PEOPLE v. HARDIN
(MARCUS)**

Petition for review denied

S267707 C093573 Third Appellate District

**RODRIGUEZ (ANGEL M.) ON
H.C.**

Petition for review denied

S267710 G059951 Fourth Appellate District, Div. 3 **RUSSO (VINCENT) ON H.C.**

The petition for review is denied without prejudice to any relief to which petitioner might be entitled after this court decides *Walker v. Superior Court*, S263588.

S267714 H046458 Sixth Appellate District

**ORGANIZACION
COMUNIDAD DE ALVISO v.
CITY OF SAN JOSE
(MICROSOFT
CORPORATION)**

Petition for review denied
Cuéllar, J., is of the opinion the petition should be granted.

S267739 B295709 Second Appellate District, Div. 7
Petition for review denied

PEOPLE v. JIMENEZ (LUIS)

S267741 B292261 Second Appellate District, Div. 5

**HOLLY HILL
INVESTMENTS, LLC v.
FLAHERTY (VINCE)**

Petition for review denied

S267751 F080526 Fifth Appellate District

**GONZALEZ, JR., (GUSTAVO
G.) v. QUALITY LOAN
SERVICE CORPORATION**

Petition for review denied

S267774 B310248 Second Appellate District, Div. 5

**SOUTHERN CALIFORNIA
GAS CO. v. S.C. (GANDSEY)**

Petition for review denied

S267775 B309989 Second Appellate District, Div. 5

**SEMPRA ENERGY CORP. v.
S.C. (GANDSEY)**

Petition for review denied

S267784 H048777 Sixth Appellate District

**MERRITT (DAVID) v. S.C.
(SPECIALIZED LOAN
SERVICING, LLC)**

Petition for review denied

S267801 C082126/C089047 Third Appellate District

**PEOPLE v. CASTRO
(JOSEPH ANTHONY)**

Petitions for review denied

S267836 C086068/C086248 Third Appellate District

Petitions for review denied

**PEOPLE v. STROUPE
(DAYVON TERRELL)**

S267838 D076086 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. PAREDES
(GONZALO ERNESTO)**

S267871 B303980 Second Appellate District, Div. 2

Petition for review & publication request(s) denied

**BAKR (MEDHAT HELMY) v.
CALIFORNIA STATE BOARD
OF PHARMACY**

S267876 C092778 Third Appellate District

Petition for review denied

**RODRIGUEZ (FERNANDO
JOEL) v. S.C. (PEOPLE)**

S267886

Petition for writ of mandate/prohibition denied

**EZEOKOLI (BENEDICT) v.
COURT OF APPEAL, FIRST
APPELLATE DISTRICT,
DIVISION THREE (UBER
TECHNOLOGIES, INC.)**

S267894 B305183 Second Appellate District, Div. 3

Petition for review denied

**FRAUSTO (LUZ) v.
LAWYERS FOR EMPLOYEE
& CONSUMER RIGHTS, APC**

S267895 H048529 Sixth Appellate District

Petition for review denied

**ARAMARK CAMPUS, LLC v.
S.C. (BUCHANAN)**

S267901 C090900 Third Appellate District

Petition for review denied

**PEOPLE v. FRANKLIN
(GERALD TODD)**

S267905 F075878 Fifth Appellate District

Petition for review denied

**PEOPLE v. MITCHELL
(BRYSON CLAYTON)**

S267907 C090984 Third Appellate District

Petition for review denied

**PEOPLE v. RODRIGUEZ
(MANUEL SANTACRUZ)**

S267914 E073692 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SERRANO (JULIO
CESAR)**

S267915 B302242 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. McKENZIE
(RONALD MELVIN)**

S267928 B302227 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. TORRES
(LEONEL ADRIAN)**

S267932 H046417 Sixth Appellate District

Petition for review denied

**PEOPLE v. PHELPS
(BREWSTER)**

S267948 B310418 Second Appellate District, Div. 5

Petition for review denied

**BLACKSTONE (JILL) v. S.C.
(PEOPLE)**

S267950

Petitions for writ of review & application for stay denied – BENJAMIN LAURENCE PAVONE

IN RE PAVONE

S267965 C082704 Third Appellate District

Petition for review denied

**PEOPLE v. DING (GREGORY
SCOTT)**

S267974 C081374 Third Appellate District
Petition for review denied

PEOPLE v. VANG (KER)

S267977 A155533 First Appellate District, Div. 4
Petition for review denied

**PEOPLE v. RAMSEY
(ANDREW)**

S268013 G058949 Fourth Appellate District, Div. 3
Petition for review denied

**PEOPLE v. GONZALEZ
(IVAN)**

S268023 B299579 Second Appellate District, Div. 5
Petition for review denied

**PEOPLE v. MUNOZ (ELIAS
IVAN)**

S268032 D076860 Fourth Appellate District, Div. 1
Petition for review & publication request(s) denied

**UNITED STATES AVIATION
UNDERWRITERS, INC. v.
APICAL INDUSTRIES, INC.**

S268040 D076843 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. JABBAR
(KENNETH)**

S268041 H045863 Sixth Appellate District
Petition for review denied

**PEOPLE v. WEISSMAN
(STEVEN IRVING)**

S268042 C086828 Third Appellate District
Petition for review denied

**PEOPLE v.
BONILLA-RODRIGUEZ
(JOSE)**

S268044 A159199 First Appellate District, Div. 4

**HUMBOLDT WASTE
MANAGEMENT
AUTHORITY v. GRIFFIN
DEWATERING
CORPORATION**

Petition for review denied

S268047 A162147 First Appellate District, Div. 5

**GETREU (JOHN) v. S.C.
(PEOPLE)**

The petition for review is denied.
The stay previously issued by this court is dissolved.

S268050 A159956 First Appellate District, Div. 5

PEOPLE v. CURIEL (JOSE)

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.

S268052 B302847 Second Appellate District, Div. 8

**PEOPLE v. BARRIOS (JOSE
MARCOS)**

Petition for review denied

S268057 B311362 Second Appellate District, Div. 8

**PERRY (MICHAEL
(MOSHE)) v. S.C. (NP PARC
CHATEAUX, LLC)**

Petition for review denied

S268064 A157085 First Appellate District, Div. 3

**RAMOS (JONATHAN) v.
WALLAHAN (WILLIAM)**

Petition for review denied

S268066 A155975 First Appellate District, Div. 4

PEOPLE v. SEALES (TROY)

Petition for review denied

S268077 D076571 Fourth Appellate District, Div. 1

**MAGISTRALE (VIRGIL) v.
CITY OF SAN DIEGO**

Petition for review denied

S268080 E074673 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. GOWER (SEAN PAUL JOSEPH)

S268089 D078549 Fourth Appellate District, Div. 1

Petition for review denied

ROJANO-NIETO (KEVIN) ON H.C.

S268091 A158234 First Appellate District, Div. 3

Petition for review denied

PEOPLE v. SOMMER (HEATH JACOB)

S268102 A159181 First Appellate District, Div. 4

Petition for review & depublication request(s) denied

ASHFORD HOSPITALITY ADVISORS LLC v. CITY & COUNTY OF SAN FRANCISCO

S268105 D078164 Fourth Appellate District, Div. 1

Petition for review denied

NEBORSKY (JOHN) v. S.C.

S268106 B302522 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. SOLTERO (ABRAHAM)

S268141 B301224 Second Appellate District, Div. 3

Petition for review denied

PEOPLE v. MONTGOMERY (JASON LEONARD)

S268142 D076841 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. WILSON (DEVION)

S268143 B298109/B301335 Second Appellate District, Div. 3 **IN RE L.T.**

Petition for review denied

S268146 E073048 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DANCY
(BRANDON LAMAR)**

S268149 H044970 Sixth Appellate District

Petition for review denied

**PEOPLE v. DROP (ROBERT
ANDREW)**

S268153 D076840 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. QUINONES (JUAN
McKOY)**

S268156 F077142 Fifth Appellate District

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.

**PEOPLE v. THOMAS, JR.,
(LARRY EARL)**

S268159 B311319 Second Appellate District, Div. 4

Petition for review denied

**GUNN (PHILLIP BENJAMIN)
ON H.C.**

S268161 F082211 Fifth Appellate District

Petition for review denied

**KENNISTON (KEVIN) ON
H.C.**

S268163 C084192 Third Appellate District

Petition for review denied

**PEOPLE v. TAYLOR, JR.,
(ARTHUR BEN)**

S268165 C087871 Third Appellate District

Petition for review denied

**PEOPLE v. TINSLEY
(DASHAWN KWAMA)**

S268171 D076731 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. PRICE (MARCEL
DESEAN)**

S268176

DE LA CRUZ (JOSE ALBERTO) v. COURT OF APPEAL, SECOND APPELLATE DISTRICT (DE LA CRUZ)

The petition for writ of prohibition/mandate or other writ relief is denied.

S268179

D076796 Fourth Appellate District, Div. 1

M&F FISHING, INC. v. PHILADELPHIA INDEMNITY INSURANCE COMPANY

Petition for review denied

S268182

A160193 First Appellate District, Div. 4

PEOPLE v. CLARK (KAYLA)

Petition for review denied

S268183

A153870 First Appellate District, Div. 4

PEOPLE v. LUC (BINH T.)

Petition for review denied

S268184

A158483 First Appellate District, Div. 1

PEOPLE v. CRUM (ETHAN JOHN)

Petition for review denied

S268194

F078444 Fifth Appellate District

PEOPLE v. CLARK (CHRISTOPHER MICHAEL)

Petition for review denied

S268224

SIMMONS (MELVIN JOSEPH) v. S.C. (PEOPLE)

Petition for writ of certiorari denied

S268225

C076691 Third Appellate District

PEOPLE v. KEHRER (JAMES STEVEN)

Petition for review denied

S268226 C084385 Third Appellate District

Petition for review denied

**PEOPLE v. RODRIGUEZ
(VICENTE)**

S268232 F080395 Fifth Appellate District

Petition for review denied

PEOPLE v. B. (W.)

S268234 D077130 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. RHODES (SHAWN
MICHAEL)**

S268251 B303114 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. BENTLEY II
(MELVIN GOODWIN)**

S268252 A158310 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BURTON
(ANTHONY)**

S268257 C085784/C085813 Third Appellate District

Petition for review denied

**PEOPLE v. WAY (LATRALE
DUPREE)**

S268262 E076423 Fourth Appellate District, Div. 2

Petition for review denied

CAIN (LUKE W.) ON H.C.

S268263 G060066 Fourth Appellate District, Div. 3

Petition for review denied

**HAYNES (LUTHER PETE)
ON H.C.**

S268264 E072877 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. FARROW
(CHRISTOPHER WILLIAM)**

S268270 C089946 Third Appellate District

Petition for review denied

PEOPLE v. BACA (JAMES MARTIN)

S268271 B303268 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. BARRAZA (JOSE ANGEL)

S268292 A158221 First Appellate District, Div. 5

Petition for review denied

PEOPLE v. RODRIGUEZ (DONACIANO)

S268296 B306069 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. VENABLE, JR., (ELVIS)

S268297 B304545 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. ARCINIEGA (MIGUEL)

S268301 C090574 Third Appellate District

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.

PEOPLE v. SABALA (NICHOLAUS ALEXANDER)

S268303 C083602 Third Appellate District

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.

PEOPLE v. BORIHANH (PHOUVONG VONG)

S268307 C093706 Third Appellate District

Petition for review denied

PEOPLE v. KINGSLEY (RICKY RAY)

S268318 E073025 Fourth Appellate District, Div. 2

**PEOPLE v. ORTEGA
(HERNAN)**

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.

S268328 E073501 Fourth Appellate District, Div. 2

**PEOPLE v. ALVAREZ
(JOSEPH)**

Petition for review denied

S268333 B304813 Second Appellate District, Div. 5

**PEOPLE v. YOUNG
(DESTINY)**

Petition for review denied

S268338 E073082 Fourth Appellate District, Div. 2

**PEOPLE v. SYLVERAIN
(ANDY)**

Petition for review denied

S268344 A160817 First Appellate District, Div. 2

**BREAUX (PHYLLIS) v.
TRADER JOE'S COMPANY**

Petition for review denied

S268351 B302780 Second Appellate District, Div. 6

**PEOPLE v. FLETCHER
(CORY LEE)**

Petition for review denied

S268357 B302843 Second Appellate District, Div. 1

**PEOPLE v. KELLY, JR.,
(ROBERT)**

Petition for review denied

S268362 B303449 Second Appellate District, Div. 4

**WITZLING (MARIE
ANTIONETTE), ESTATE OF**

Petition for review denied

S268379 A159455 First Appellate District, Div. 5

**PEOPLE v. VALIENTE
(ALEXANDER GALVEZ)**

Petition for review denied

S268381 C091056 Third Appellate District

**PEOPLE v. PATTERSON
(ROBERT ALLEN)**

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.

S268406 C090181 Third Appellate District

**PEOPLE v. ROBERSON
(MARLON LEROY)**

Petition for review denied

S268409 G059641 Fourth Appellate District, Div. 3

**PEOPLE v. HAMEL
(BARBARA ANN)**

Petition for review denied

S268411 E076667 Fourth Appellate District, Div. 2

**PEOPLE v. ALEXANDER
(STEVE EUGENE)**

Petition for review denied

S268413 C088867 Third Appellate District

**PEOPLE v. TAYLOR
(DEZESTIA SHANE)**

Petition for review denied

S268418 E076629 Fourth Appellate District, Div. 2

**McCLARY (LORRIE SUE) v.
S.C. (PEOPLE)**

Petition for review denied

S268424 C089698 Third Appellate District

**PEOPLE v. MORGANE
(VICTOR)**

Petition for review denied

S268428 B304277 Second Appellate District, Div. 6

IN RE D.H.

Petition for review denied

S268517**HARPER (GREGORY) v.
CALIFORNIA STATE BAR
COURT (STATE BAR OF
CALIFORNIA)**

The petition for writ of mandate and request for stay are denied without prejudice to a renewed challenge if the State Bar has not provided Harper with the specified discovery by June 7, 2021. Jenkins, J., was recused and did not participate.

S268616 A162336 First Appellate District, Div. 2**LOPEZ (JUAN PABLO) v. S.C.
(PEOPLE)**

Petition for review & application for stay denied

S268653 A162478 First Appellate District, Div. 2**LOPEZ (JUAN PABLO) v. S.C.
(PEOPLE)**

Petition for review & application for stay denied

S268760 C093512 Third Appellate District**T. (C.) v. S.C. (SAN JOAQUIN
COUNTY HUMAN SERVICES
AGENCY)**

Petition for review & application for stay denied

S268889 C094055 Third Appellate District**FLETCHER (KAREN) v. S.C.
(HEATLIE)**

Petition for review & application for stay denied

S257520**TREVIZO (APRIL ROSIE
LOPEZ) ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to any relief to which petitioner might be entitled after this court decides *In re Mohammad*, S259999.

S258422**ADAMS, JR., (DAVID
ANTHONY) ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to a motion made in the Los Angeles County Superior Court pursuant to Penal Code section 1203.01. (See *In re Cook* (2019) 7 Cal.5th 439.)

S265340

Petition for writ of habeas corpus denied

**ROBBEN (TODD
CHRISTIAN) ON H.C.****S265998**

Petition for writ of habeas corpus denied

**OTTINGER, JR., (MICHAEL
EDWARD) ON H.C.****S266298**

Petition for writ of habeas corpus denied

**COLBERT (BRANDON LEE)
ON H.C.****S266467**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

SANFORD (ADAM) ON H.C.**S267115**

Petition for writ of habeas corpus denied

**YANAGA (THOMAS NOLAN)
ON H.C.****S267117**

Petition for writ of habeas corpus denied

**JEFFRIES (ANDREW) ON
H.C.****S267229**

Petition for writ of habeas corpus denied

**BARRAGAN (MIGUEL
ANGEL) ON H.C.****S267408**

Petition for writ of habeas corpus denied

**HILL (KEVIN JEROME) ON
H.C.**

S267410**MORENO (JOSE) 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].) Individual claims are denied, as applicable. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected 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].)

S267422**JENKINS, JR., (ROBERT LEE) ON H.C.**

Petition for writ of habeas corpus denied

S267445**LOPEZ (ROBERT) ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to any relief to which petitioner might be entitled after this court decides *In re Mohammad*, S259999.

S267447**DUNCAN (DARRYL WENDALL) ON H.C.**

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

S267573**GIUSTI (DAVID C.) ON H.C.**

Petition for writ of habeas corpus denied

S267629**VICENTE, JR., (RAMON) ON H.C.**

Petition for writ of habeas corpus denied

S267634**GREGORY (WILL ARTHUR) ON H.C.**

Petition for writ of habeas corpus denied

S267654**FISHER (JAMES H.) ON H.C.**

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

S267656**BOUCHARD (KRISTOFER T.)
ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to any relief to which petitioner might be entitled after this court decides *In re Mohammad*, S259999.

S267757**ACEDO (DANIEL) ON H.C.**

Petition for writ of habeas corpus denied

S267767**ANDREWS (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]; *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 *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence].)

S267795**GUTIERREZ (UBALDO MIO)
ON H.C.**

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

S267805**RABIEE (HAMID) ON H.C.**

Petition for writ of habeas corpus denied

S267817**MITCHELL (KENYATTA
QUINN) ON H.C.**

Petition for writ of habeas corpus denied

S267821**MARTINEZ (CARLOS) ON
H.C.**

Petition for writ of habeas corpus denied

S267825**ARANDA (ALFONSO) 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].)

S267843**CARLSON (DENNIS
GEORGE) ON H.C.**

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

S267882**HANKS (JONATHAN) H.C.**

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

S267954**BUFORD (TERRY) ON H.C.**

Petition for writ of habeas corpus denied

S267956**CARLSON (DENNIS
GEORGE) 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 Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S268014**TORRES (ISAAC) ON H.C.**

Petition for writ of habeas corpus denied

S268017**ROACH (LARRY WADE) ON
H.C.**

Petition for writ of habeas corpus denied

S268081**NASHINEH (ROBERT
MICHAEL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S268121**GIUSTI (DAVID C.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Lessard* (1965) 62 Cal.2d 497, 503 [courts will not entertain habeas corpus claims that raise Fourth Amendment violations]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re 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].)

S268191**BRADWAY (GABRIEL J.) ON H.C.**

Petition for writ of habeas corpus denied

S268326**HAWKINS (CHRISTOPHER) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S268431**HAWKINS (CHRISTOPHER) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S268498**HANAVAN (SAMUEL JOHN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S268444**BENNETT (ERIC WAYNE)
ON H.C.**

Order: (dispositive)

This petition for a writ of habeas corpus filed on behalf of a capital inmate was filed in this court after October 25, 2017. Pursuant to Penal Code section 1509, subdivision (a), the petition is transferred to the Superior Court of California, County of Orange.

In issuing this order, the court has not considered the applicability of Penal Code section 1509, subdivision (d) to this petition.

S267613 G058644 Fourth Appellate District, Div. 3**KNIGHT (MARCUS) v.
SOUTH ORANGE
COMMUNITY COLLEGE
DISTRICT**

Depublication request denied (case closed)

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

S267711 B294328 Second Appellate District, Div. 4**BUILDING A BETTER
REDONDO v. CITY OF
REDONDO BEACH
(CENTERCAL PROPERTIES,
LLC)**

Publication requests denied (case closed)

S267727 D076917 Fourth Appellate District, Div. 1**PEOPLE v. RODRIGUEZ
(JUAN ROMERO)**

Depublication request denied (case closed)

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.

S268321 B297393 Second Appellate District, Div. 1**MORGAN (NORRIS) v. J-M
MANUFACTURING
COMPANY, INC.**

Depublication request denied (case closed)

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

S267308**PEOPLE v. PRATT
(ANTHONY)**

Counsel appointment order filed

Upon request of appellant Anthony Pratt for appointment of counsel, Dirck Newbury is hereby appointed to represent appellant on the appeal now pending in this court.

S252271**WONG (ELAINE) ON
CLEMENCY**

Order filed

The Motion of Governor Gavin Newsom to File Clemency Materials Under Seal is denied. The clerk shall return the record to the Governor, who is hereby ordered to resubmit the record to the court no later than June 23, 2021, in the manner prescribed by California Rules of Court, rules 8.45 and 8.46(d)(2)-(5) and Administrative Order 2021-05-26. The court will review the proposed redactions and then make the findings required by California Rules of Court, rules 2.550(d) and (e) and 8.46(d)(6), if and as appropriate. Insofar as judicial direction may be required prior to the disclosure of probation reports, records containing summary criminal history information, and material drawn from the applicant's prison case records file, this order hereby provides such direction. (See Pen. Code, §§ 1203.05, subd. (c), 11105, subd. (h); Cal. Code Regs., tit. 15, § 3370, subd. (e).) The Governor may seek leave to file portions of these reports and records under seal to the extent they qualify for such filing under the standards set forth in Administrative Order 2021-05-26 and the Rules of Court.

The Governor shall provide a copy of this order to the clemency applicant in this matter not less than ten days prior to resubmitting the record to the court.

The First Amendment Coalition's request for sanctions is denied.

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

S252277**HARRIS (JAMES) ON
CLEMENCY**

Order filed

The Motion of Governor Gavin Newsom to File Clemency Materials Under Seal is denied. The clerk shall return the record to the Governor, who is hereby ordered to resubmit the record to the court no later than June 23, 2021, in the manner prescribed by California Rules of Court, rules 8.45 and 8.46(d)(2)-(5) and Administrative Order 2021-05-26. The court will review the proposed redactions and then make the findings required by California Rules of Court, rules 2.550(d) and (e) and 8.46(d)(6), if and as appropriate. Insofar as judicial direction may be required prior to the disclosure of probation reports, records containing summary criminal history information, and material drawn from the applicant's prison case records file, this order hereby provides such direction. (See Pen. Code, §§ 1203.05, subd. (c), 11105, subd. (h); Cal. Code

Regs., tit. 15, § 3370, subd. (e).) The Governor may seek leave to file portions of these reports and records under seal to the extent they qualify for such filing under the standards set forth in Administrative Order 2021-05-26 and the Rules of Court.

The Governor shall provide a copy of this order to the clemency applicant in this matter not less than ten days prior to resubmitting the record to the court.

The First Amendment Coalition's request for sanctions is denied.

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

S252279

**RODRIGUEZ (RAMON) ON
CLEMENCY**

Order filed

The Motion of Governor Gavin Newsom to File Clemency Materials Under Seal is denied. The clerk shall return the record to the Governor, who is hereby ordered to resubmit the record to the court no later than June 23, 2021, in the manner prescribed by California Rules of Court, rules 8.45 and 8.46(d)(2)-(5) and Administrative Order 2021-05-26. The court will review the proposed redactions and then make the findings required by California Rules of Court, rules 2.550(d) and (e) and 8.46(d)(6), if and as appropriate. Insofar as judicial direction may be required prior to the disclosure of probation reports, records containing summary criminal history information, and material drawn from the applicant's prison case records file, this order hereby provides such direction. (See Pen. Code, §§ 1203.05, subd. (c), 11105, subd. (h); Cal. Code Regs., tit. 15, § 3370, subd. (e).) The Governor may seek leave to file portions of these reports and records under seal to the extent they qualify for such filing under the standards set forth in Administrative Order 2021-05-26 and the Rules of Court.

The Governor shall provide a copy of this order to the clemency applicant in this matter not less than ten days prior to resubmitting the record to the court.

The First Amendment Coalition's request for sanctions is denied.

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

S252284

**FLOWERS (RICHARD) ON
CLEMENCY**

Order filed

The Motion of Governor Gavin Newsom to File Clemency Materials Under Seal is denied. The clerk shall return the record to the Governor, who is hereby ordered to resubmit the record to the court no later than June 23, 2021, in the manner prescribed by California Rules of Court, rules 8.45 and 8.46(d)(2)-(5) and Administrative Order 2021-05-26. The court will review the proposed redactions and then make the findings required by California Rules of Court, rules 2.550(d) and (e) and 8.46(d)(6), if and as appropriate. Insofar as judicial direction may be required prior to the disclosure of probation reports, records containing summary criminal history information, and material drawn from the applicant's prison case records file, this order hereby provides such direction. (See Pen. Code, §§ 1203.05, subd. (c), 11105, subd. (h); Cal. Code

Regs., tit. 15, § 3370, subd. (e).) The Governor may seek leave to file portions of these reports and records under seal to the extent they qualify for such filing under the standards set forth in Administrative Order 2021-05-26 and the Rules of Court.

The Governor shall provide a copy of this order to the clemency applicant in this matter not less than ten days prior to resubmitting the record to the court.

The First Amendment Coalitions request for sanctions is denied.

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

S252285

**GUZMAN (ANTHONY) ON
CLEMENCY**

Order filed

The Motion of Governor Gavin Newsom to File Clemency Materials Under Seal is denied. The clerk shall return the record to the Governor, who is hereby ordered to resubmit the record to the court no later than June 23, 2021, in the manner prescribed by California Rules of Court, rules 8.45 and 8.46(d)(2)-(5) and Administrative Order 2021-05-26. The court will review the proposed redactions and then make the findings required by California Rules of Court, rules 2.550(d) and (e) and 8.46(d)(6), if and as appropriate. Insofar as judicial direction may be required prior to the disclosure of probation reports, records containing summary criminal history information, and material drawn from the applicant's prison case records file, this order hereby provides such direction. (See Pen. Code, §§ 1203.05, subd. (c), 11105, subd. (h); Cal. Code Regs., tit. 15, § 3370, subd. (e).) The Governor may seek leave to file portions of these reports and records under seal to the extent they qualify for such filing under the standards set forth in Administrative Order 2021-05-26 and the Rules of Court.

The Governor shall provide a copy of this order to the clemency applicant in this matter not less than ten days prior to resubmitting the record to the court.

The First Amendment Coalition's request for sanctions is denied.

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

S255392

**BURTON (SUSAN H.) ON
CLEMENCY**

Order filed

The Motion of Governor Gavin Newsom to File Clemency Materials Under Seal is denied. The clerk shall return the record to the Governor, who is hereby ordered to resubmit the record to the court no later than June 23, 2021, in the manner prescribed by California Rules of Court, rules 8.45 and 8.46(d)(2)-(5) and Administrative Order 2021-05-26. The court will review the proposed redactions and then make the findings required by California Rules of Court, rules 2.550(d) and (e) and 8.46(d)(6), if and as appropriate. Insofar as judicial direction may be required prior to the disclosure of probation reports, records containing summary criminal history information, and material drawn from the applicant's prison case records file, this order hereby provides such direction. (See Pen. Code, §§ 1203.05, subd. (c), 11105, subd. (h); Cal. Code

Regs., tit. 15, § 3370, subd. (e).) The Governor may seek leave to file portions of these reports and records under seal to the extent they qualify for such filing under the standards set forth in Administrative Order 2021-05-26 and the Rules of Court.

The Governor shall provide a copy of this order to the clemency applicant in this matter not less than ten days prior to resubmitting the record to the court.

The First Amendment Coalition's request for sanctions is denied.

S268697

**McKINEY (ALONSO) 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.

S268807

**HAM (ROBERT C.) 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.

S268824

**GADBURY (HERB L.) 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.

S266963

**STATE BAR CALIFORNIA
RULES OF COURT**

Rule adopted as modified

On February 3, 2021, pursuant to Business and Professions Code section 6155, subdivision (f), the Board of Trustees of the State Bar of California filed a request for approval of Rules of Procedure of the State Bar of California, rules 4201 through 4208. The request is granted. The approved version of the rules is set forth in Attachment 1 and these rules are effective June 1, 2021.

It is so ordered.

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

S267842

**YAGMAN ON
REINSTATEMENT**

Petitioner reinstated

Upon recommendation of the State Bar Court, the court orders that STEPHEN YAGMAN be reinstated as an attorney of the State Bar of California upon payment of fees and taking the oath required by law.

S268188

ACCUSATION OF CHITTIM

Petition denied

(accusation)

S266623

DeAGUERO ON DISCIPLINE

Request for rehearing of State Bar discipline denied – RICHARD JOSEPH DeAGUERO

The petition for rehearing, filed March 18, 2021, is denied.