

**SUPREME COURT MINUTES
WEDNESDAY, NOVEMBER 18, 2020
SAN FRANCISCO, CALIFORNIA**

S264808 E073036 Fourth Appellate District, Div. 2 **PEOPLE v. THOMAS (JASON LATRELL)**

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.

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

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

S264954 B298635 Second Appellate District, Div. 5 **PEOPLE v. YORK (REGINALD RAY)**

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, and Groban, JJ.

S264978 B297546 Second Appellate District, Div. 1 **PEOPLE v. MURILLO (JOSE)**
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, and Groban, JJ.

S264984 B303328 Second Appellate District, Div. 5 **WATSON (LADRAE) 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, and Groban, JJ.

S264987 D077120 Fourth Appellate District, Div. 1 **PEOPLE v. HOLMES (ALVIN)**
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, and Groban, JJ.

S264992 B300278 Second Appellate District, Div. 7 **PEOPLE v. WRIGHT**
(PATRICIA)

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, and Groban, JJ.

S265020 B299702 Second Appellate District, Div. 7 **PEOPLE v. MARTINEZ**
(MARIO)

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, and Groban, JJ.

S264203 B302804 Second Appellate District, Div. 5 **IN RE S.P.**
Petition for review denied; CA opinion decertified

The petition for review is denied.

On the court's own motion, the Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed July 31, 2020, which appears at 52 Cal.App.5th 963. (Cal. Const., art. VI, section 14; Cal. Rules of Court, rule 8.1125(c)(2).)

S264300 C092239 Third Appellate District **TAYLOR (KENT) v. OTERO (STEVEN)**
Petition for review denied

S264351 B294801 Second Appellate District, Div. 8 **DOUGLAS (ALAN) v. ZIMMERMAN (NANCY)**
Petition for review & publication request(s) denied

S264384 B293205 Second Appellate District, Div. 8 **PEOPLE v. DAVIS (KAMAU)**
Petition for review denied

S264433 D076333 Fourth Appellate District, Div. 1 **IN RE B.H.**
Petition for review denied

S264488 G058576 Fourth Appellate District, Div. 3 **HOLLEY (DIANE) v. SILVERADO SENIOR LIVING MANAGEMENT, INC.**
Petition for review denied

S264491 E074079 Fourth Appellate District, Div. 2 **IN RE J.W.**
Petition for review & depublication request(s) denied

S264503 B298091 Second Appellate District, Div. 1 **ABDULKADHIM (HALAH JAWAD) v. WU (TOMMY)**
Petition for review denied

S264586 E070995/E071457 Fourth Appellate District, Div. 2 **HANNA (MICHAEL JAMES) v. LITTLE LEAGUE BASEBALL, INC.**

Petition for review denied

S264607 D075738 Fourth Appellate District, Div. 1 **BOLGER (ANGELA) v. AMAZON.COM, LLC**

Petition for review & depublication request(s) denied

S264636 A160683 First Appellate District, Div. 1 **DALEIDEN (DAVID) v. S.C. (PEOPLE)**

Petition for review denied

S264678 B307514 Second Appellate District, Div. 8 **PERRY (MICHAEL (MOSHE)) v. S.C. (NP PARC CHATEAUX, LLC)**

Petition for review denied

The requests for judicial notice are denied.

The motion requesting an order requiring the superior court to provide audio recording of the February 26, 2020, hearing is denied.

S264682 B299510 Second Appellate District, Div. 2 **PEOPLE v. SIORDIA (CARLOS)**

Petitions for review denied

S264722 B299907 Second Appellate District, Div. 6 **SKINNER (ERIKKA) v. KEN'S FOODS, INC.**

Petition for review denied

S264786 H048351 Sixth Appellate District **FIRSOV (SERGEY) v. S.C. (BERMAN)**

Petition for review denied

S264816 B301194 Second Appellate District, Div. 2

PRANG (JEFFREY) v. LOS ANGELES COUNTY ASSESSMENT APPEALS BOARD, BOARD NO. 2 (DOWNEY LANDING SPE, LLC)

Petition for review denied

S264820 C090375 Third Appellate District

PEOPLE v. LOPEZ (NOE MUNGIA)

Petition for review denied

S264835 G059389 Fourth Appellate District, Div. 3

NGUYEN (CINDY) ON H.C.

Petition for review denied

S264843 A160689 First Appellate District, Div. 1

MERRITT (SANDRA SUSAN) v. S.C. (PEOPLE)

Petition for review denied

S264849 B291935 Second Appellate District, Div. 3

MIRESKANDARI (SHAHROKH) v. MARKS & SOKOLOV, LLC

Petition for review denied

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

S264851 A155185 First Appellate District, Div. 4

MEDER (ELEN) v. COUNTY OF SAN FRANCISCO, HUMAN RESOURCES AGENCY

Petition for review denied

S264852 E075595 Fourth Appellate District, Div. 2

PARKER (LESLIE GENE) ON H.C.

Petition for review denied

S264857 A159303 First Appellate District, Div. 4

Petition for review denied

PEOPLE v. SANSONE (ADAM BRANDON)

S264859 C085620 Third Appellate District

Petition for review denied

PEOPLE v. HUBBARD (GINA ELIZABETH)

S264892 H044094 Sixth Appellate District

Petition for review denied

PEOPLE v. THOMAS (DAVID JON)

S264914 C089124 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. LEE (VIRGIL THOMAS)

S264915 B301106 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. MOORE (SHAUN DOMINIC)

S264950 A158842 First Appellate District, Div. 2

Petition for review denied

IN RE M.S.

S264957 G057685/G058127 Fourth Appellate District, Div. 3 **PEOPLE v. LE (VANN)**

Petition for review denied

S264962 C092668 Third Appellate District

Petition for review denied

F. (I.) v. S.C. (PEOPLE)

S264964 E071455 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. JOHNSON, JR., (KEVIN LOUIS)

S264966 E071218 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. HARTLAND
(MARK JASON)**

S264967 G057608 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CHAVEZ
(CARLOS ANTONIO)**

S264968 C088156 Third Appellate District

Petition for review denied

**PEOPLE v. ROBLES
(MICHAEL R.)**

S264969 C089058 Third Appellate District

Petition for review denied

**PEOPLE v. BURNS (DWAYNE
BRIAN)**

S264986 H048467 Sixth Appellate District

Petition for review denied

**ROUNDTREE (RICHARD
ALLEN) ON H.C.**

S265003 D076347 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GALES
(LAWRENCE)**

S265009 G059340 Fourth Appellate District, Div. 3

Petition for review denied

**SENATOR (BRUCE) v. S.C.
(COUNTY OF ORANGE)**

S265013 C090433 Third Appellate District

Petition for review denied

**PEOPLE v. NEWBY
(JERAMIE ALLEN)**

S265015 B298925 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. McWOODSON
(JOSEPH BYERS)**

S265016	B296533 Second Appellate District, Div. 1	PEOPLE v. BELL (LENTON DWANE)
Petition for review denied		
S265021	B297613 Second Appellate District, Div. 4	PEOPLE v. STATUM (DAYMOND)
Petition for review denied		
S265027	B302182 Second Appellate District, Div. 6	PEOPLE v. GREEN (RAQUEL LESHA)
Petition for review denied		
S265031	B307543 Second Appellate District, Div. 3	HARELL (CHAUNSIE) v. S.C. (PEOPLE)
Petition for review denied		
S265032	E072457 Fourth Appellate District, Div. 2	PEOPLE v. MOLINA (ANDREW STEVE)
Petition for review denied		
S265035	B307863 Second Appellate District, Div. 4	REGANYAN (TINA) v. S.C. (KOUYOUMJIAN)
Petition for review denied		
S265036	E071174 Fourth Appellate District, Div. 2	JEAN-LOUIS (LOUIS J.) v. DEUTSCHE BANK NATIONAL TRUST COMPANY
Petition for review denied		
S265041	B294053 Second Appellate District, Div. 3	PEOPLE v. PEREZ (FRANCISCO)
Petition for review denied		

S265542 G057803 Fourth Appellate District, Div. 3

Petition for review & application for stay denied

**RICHARDS (ALICIA MARIE
& RYAL W.), MARRIAGE OF**

S263905

Petition for writ of habeas corpus denied

**MARES (BERNARDO
ALEJANDRO) ON H.C.**

S263936 B281039 Second Appellate District, Div. 6

Petition for writ of habeas corpus denied

**ALLEN (CORNELL
ARTHUR) ON H.C.**

S263955

Petition for writ of habeas corpus denied

LOZANO (UBALDO) ON H.C.

S263956

Petition for writ of habeas corpus denied

CLARK (MOSES) ON H.C.

S263969

Petition for writ of habeas corpus denied

**ROBINSON (RONALD) ON
H.C.**

S263981

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].)

**LEWIS (PAUL DIXON) ON
H.C.**

S264006

Petition for writ of habeas corpus denied

**TAGLE (TYLER AUSTIN) ON
H.C.**

S264035**DAVIS (WARREN) 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]; *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].)

S264040**FORSTER (JOSHUA) ON H.C.**

Petition for writ of habeas corpus denied

S264148**SHELL (DONNELL) 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].)

S264163**SALEM (JAD) ON H.C.**

Petition for writ of habeas corpus denied

S260482**LAETTNER (JOHN T.) v.
COMMISSION ON JUDICIAL
PERFORMANCE**

Order: (dispositive)

The petition for relief from suspension pursuant to California Constitution Article VI, section 18(e) is transferred to the State Bar Court for consideration and recommendation based on petitioner's rehabilitation, present fitness to practice, and present learning and ability in the general law.

S264442

D075382 Fourth Appellate District, Div. 1

**GONZALEZ (ERICK) v. THE
VAPOR TRAIL**

Publication request denied (case closed)

S264653 F077514 Fifth Appellate District

**PEOPLE v. FIGUEROA
(AURELIO MORENO)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 24, 2020.

S264725 A157554 First Appellate District, Div. 4

**SIVA (ANA & CARL),
MARRIAGE OF**

The time for granting or denying review in the above-entitled matter is hereby extended to December 29, 2020.

S264777 F080123 Fifth Appellate District

IN RE S.S.

The time for granting or denying review in the above-entitled matter is hereby extended to December 31, 2020.

S264822 F081262 Fifth Appellate District

M. (JOANNA) ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to December 31, 2020.

S264855 B301511 Second Appellate District, Div. 6

**STATE OF CALIFORNIA v.
STABILE (JANICE)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 4, 2021.

S264907 C080915 Third Appellate District

**PEOPLE v. POLK (ERNEST
JAMAL)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 6, 2021.

S264919 B306821 Second Appellate District, Div. 6

PENA (GIL) v. S.C. (PEOPLE)

The time for granting or denying review in the above-entitled matter is hereby extended to January 7, 2021.

S198378**PEOPLE v. RICHARDSON
(JASON RUSSELL)**

Extension of time granted

Upon application of appellant's counsel Diane Nichols, an extension of time in which to serve and file the appellant's opening brief is granted to January 11, 2021. After that date no further extension will be granted.

S226760**PEOPLE v. LIGHTSEY
(CHRISTOPHER CHARLES)**

Extension of time granted

Upon application of appellant's counsel Supervising Deputy State Public Defender Nina Wilder, an extension of time in which to serve and file the appellant's opening brief is granted to January 11, 2021. After that date, only five further extensions totaling 293 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).

S229694**PEOPLE v. RODRIGUEZ
(LUIS JESUS)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to January 12, 2021.

S250218 F072943 Fifth Appellate District**PEOPLE v. GARCIA (EDGAR
ISIDRO)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to December 15, 2020.
No further extensions are contemplated.

S258498 B286105 Second Appellate District, Div. 8 **JANE DOE v. OLSON
(CURTIS)**

Extension of time granted

On application of plaintiff, cross-defendant and respondent and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to November 24, 2020.

S260063 C077558 Third Appellate District **PEOPLE v. CARNEY (JAMES
LEO)**

Extension of time granted

On application of appellants Lonnie Orlando Mitchell and Louis James Mitchell and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to December 2, 2020.

S262229 D074098 Fourth Appellate District, Div. 1 **PEOPLE v. WILLIAMS
(JEREMIAH IRA)**

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 December 14, 2020.

S259011 B295555 Second Appellate District, Div. 6 **G. (O.) v. S.C. (PEOPLE)**
Order filed

The request of petitioner to allocate to amicus curiae Xavier Becerra 15 minutes of petitioner's 30-minute allotted time for oral argument is granted.

S264885 A159751 First Appellate District, Div. 4 **PEOPLE v. BEAUDREAUX
(NICHOLAS)**

Order filed

The order filed November 10, 2020, in this matter is vacated.

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.

S265495 ADMIN. 2020-11-18**STATE BAR RULE 4.31**

Order filed

On October 30, 2020, the Board of Trustees of the State Bar of California filed a “Proposed Amendment to Admissions Rule 4.31.” The court grants the request for approval of amended Rule 4.31 of the Rules of the State Bar (Title 4, Division I, Chapter 3), effective January I, 2021. Votes: Cantil-Sakauye, C.J., Corrigan, Liu, Cuéllar, Kruger, and Groban, JJ.

S264015**ACCUSATION OF
SAMUELSON**

Petition denied (accusation)

S264132**ACCUSATION OF PEREZ**

Petition denied (accusation)

S264349**ACCUSATION OF HU**

Petition denied (accusation)

S264427**ACCUSATION OF
SCHWARTZ**

Petition denied (accusation)

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,494)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

1066570-20

THE HONORABLE BRIAN M. HOFFSTADT, Associate Justice of the Court of Appeal, Second Appellate District, Division Two, is hereby assigned to assist the California Supreme Court, as a justice thereof, on November 17, 2020, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

Dated: November 18, 2020

1066571-20

THE HONORABLE J. ANTHONY KLINE, Presiding Justice of the Court of Appeal, First Appellate District, Division Two, is hereby assigned to assist the California Supreme Court, as a justice thereof, on November 17, 2020, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

Dated: November 18, 2020

1066572-20

THE HONORABLE PETER A. KRAUSE, Associate Justice of the Court of Appeal, Third Appellate District, is hereby assigned to assist the California Supreme Court, as a justice thereof, on November 17, 2020, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

Dated: November 18, 2020

1066573-20

THE HONORABLE DOROTHY C. KIM, Associate Justice of the Court of Appeal, Second Appellate District, Division Five, is hereby assigned to assist the California Supreme Court, as a justice thereof, on November 17, 2020, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

Dated: November 18, 2020



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
DECEMBER 1, 2020
FIRST AMENDED**

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 December 1, 2020.

TUESDAY, DECEMBER 1, 2020 — 9:00 A.M.

- (1) Donohue (Kennedy) v. AMN Services, LLC, S253677
(*Hoffstadt, J., assigned justice pro tempore*)
- (2) G. (O.) v. Superior Court of Ventura County (People, Real Party in Interest), S259011
(*Kline, P. J., assigned justice pro tempore*)
- (3) People v. Wilson (Byron), [Automatic Appeal], S087533
(*Krause, J., assigned justice pro tempore*)

1:30 P.M.

- (4) People v. Chhoun (Run Peter), [Automatic Appeal], S084996
(*Kim, J., assigned justice pro tempore*)

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).)