

**SUPREME COURT MINUTES
WEDNESDAY, SEPTEMBER 22, 2021
SAN FRANCISCO, CALIFORNIA**

S270385 C089499 Third Appellate District

**PEOPLE v. MARTINEZ-
COSTA (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.

S270407 E074742 Fourth Appellate District, Div. 2

**PEOPLE v. PARKER (KERRY
LUGENE)**

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.

S270414 B301436 Second Appellate District, Div. 7

**PEOPLE v. WEED (DAGAN
NOKSI)**

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Hernandez*, S265739 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

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

S270418 A160489 First Appellate District, Div. 1 **PEOPLE v. LIU (MANNY KAMA)**

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.

S270446 F080908 Fifth Appellate District **PEOPLE v. LOFTIS (DION EDWARD)**

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. Henderson*, S265172 (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.

S270448 B306999 Second Appellate District, Div. 7 **PEOPLE v. CHAVEZ (DAVID)**
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.

S270453 B307148 Second Appellate District, Div. 7 **PEOPLE v. GONZALEZ, SR., (DANIEL)**

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.

S270454 B307528 Second Appellate District, Div. 4 **PEOPLE v. DIXON (ARCHIE PERNELL)**

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.

S270466 B308954 Second Appellate District, Div. 7 **PEOPLE v. GALLARDO (CARLOS)**

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.

S270470 D076420 Fourth Appellate District, Div. 1 **PEOPLE v. PRESCOTT (DESHAUN)**

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. Renteria*, S266854 (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.

S270490 D078024 Fourth Appellate District, Div. 1 **PEOPLE v. CARTER (LAZAIR DETERRO)**

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.

S269978 C090436 Third Appellate District

WILLIAMS (BARNEY THOMAS) v. NATIONAL WESTERN LIFE INSURANCE COMPANY

Petition for review granted; transferred to Court of Appeal, Third Appellate District

The petition for review is granted. The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider its finding that Pantaleoni did not have an agency relationship with National Western Life Insurance Company in light of Insurance Code sections 32, 101, 1662, 1704 and 1704.5 and *O’Riordan v. Federal Kemper Life Assurance Company* (2005) 36 Cal.4th 281, 288. (See also Ins. Code, §§ 31 [“ ‘Insurance agent’ means a person authorized, by and on behalf of an insurer, to transact all classes of insurance *other than life*, disability, or health insurance, on behalf of an admitted insurance company” (emphasis added)], 33 [“ ‘Insurance broker’ means a person who, for compensation and on behalf of another person, transacts insurance *other than life*, disability, or health with, but not on behalf of, an insurer” (emphasis added)].) (Cal. Rules of Court, rule 8.528(d).) The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed June 11, 2021, which appears at 65 Cal.App.5th 436. (Cal. Const., art. VI, § 14; Cal. Rules of Court, rule 8.1125(c)(2).) (See *Standing Order Exercising Authority Under California Rules of Court, Rule 8.1115(e)(3), Upon Grant of Review or Transfer of a Matter with an Underlying Published Court of Appeal Opinion*, Administrative Order 2021-04-21; California Rules of Court, rule 8.1115(e)(3) and corresponding Comment, par. 3.)

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

S256394 G056530 Fourth Appellate District, Div. 3

MOLINA (RICHARD) v. S.C. (PEOPLE)

Dismissal order filed

Review in the above-captioned matter is dismissed as improvidently granted. (Cal. Rules of Court, rule 8.528(b).)

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

S256423 G056537 Fourth Appellate District, Div. 3

MARTIN (PAUL) v. S.C. (PEOPLE)

Dismissal order filed

Review in the above-captioned matter is dismissed as improvidently granted. (Cal. Rules of Court, rule 8.528(b).)

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

S256431 G056532 Fourth Appellate District, Div. 3 **SOTOMAYOR (FIDENCIO) v. S.C. (PEOPLE)**

Dismissal order filed

Review in the above-captioned matter is dismissed as improvidently granted. (Cal. Rules of Court, rule 8.528(b).)

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

S256448 G056533 Fourth Appellate District, Div. 3 **GUTIERREZ (MARCO ANTONIO) v. S.C. (PEOPLE)**

Dismissal order filed

Review in the above-captioned matter is dismissed as improvidently granted. (Cal. Rules of Court, rule 8.528(b).)

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

S256449 G056536 Fourth Appellate District, Div. 3 **PRECIADO (JOSEPH) v. S.C. (PEOPLE)**

Dismissal order filed

Review in the above-captioned matter is dismissed as improvidently granted. (Cal. Rules of Court, rule 8.528(b).)

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

S256460 G056534 Fourth Appellate District, Div. 3 **PRECIADO (JOSEPH) v. S.C. (PEOPLE)**

Dismissal order filed

Review in the above-captioned matter is dismissed as improvidently granted. (Cal. Rules of Court, rule 8.528(b).)

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

S261128 B297588 Second Appellate District, Div. 7 **PEOPLE v. BRITT (DESHON)**
Transferred to Court of Appeal, Second Appellate District, Division Seven, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Seven, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S262884 B296181 Second Appellate District, Div. 8 **PEOPLE v. CONDIFF
(NORMAN LOUIS)**

Transferred to Court of Appeal, Second Appellate District, Division Eight, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Eight, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S264036 B298078 Second Appellate District, Div. 2 **PEOPLE v. AMA (JACOB)**
Transferred to Court of Appeal, Second Appellate District, Division Two, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Two, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S264383 C089493 Third Appellate District **PEOPLE v. BASSETT
(TAMARA)**

Transferred to Court of Appeal, Third Appellate District, after hold

The above-captioned matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S265357 B301565 Second Appellate District, Div. 1 **PEOPLE v. BITSON
(MORGAN)**

Transferred to Court of Appeal, Second Appellate District, Division One, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S266041 B296392 Second Appellate District, Div. 8 **PEOPLE v. FALCON
(CHRISTOPHER)**

Transferred to Court of Appeal, Second Appellate District, Division Eight, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Eight, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).) As explained in *Standing Order Exercising Authority Under California Rules of Court, Rule 8.1115(e)(3), Upon Grant of Review or Transfer of a Matter with an Underlying Published Court of Appeal Opinion*, Administrative Order 2021-04-21, and California Rules of Court, rule 8.1115(e)(3), corresponding comment, par. 3, the opinion is hereby rendered either “depublished” or “not citable.”

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

S266296 C089260 Third Appellate District **PEOPLE v. BROWN (CURTIS
EDWARD)**

Transferred to Court of Appeal, Third Appellate District, after hold

The above-captioned matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S266494 B301328 Second Appellate District, Div. 5 **PEOPLE v. LAUREANO
(HARVEY)**

Transferred to Court of Appeal, Second Appellate District, Division Five, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Five, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S266638 B302256 Second Appellate District, Div. 4 **PEOPLE v. DAILEY (SHAWN
MARIE)**

Transferred to Court of Appeal, Second Appellate District, Division Four, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Four, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S267164 B303207 Second Appellate District, Div. 6 **PEOPLE v. CORRALES
(JOHNNY LUIS)**

Transferred to Court of Appeal, Second Appellate District, Division Six, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Six, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S267456 B299490 Second Appellate District, Div. 5 **PEOPLE v. CUMMINGS III
(MILTON)**

Transferred to Court of Appeal, Second Appellate District, Division Five, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division Five, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S268679 G058554 Fourth Appellate District, Div. 3 **PEOPLE v. CERVANTES
(JAVEN ANTHONY)**

Transferred to Court of Appeal, Fourth Appellate District, Division Three, after hold

The above-captioned matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *People v. Lewis* (2021) 11 Cal.5th 952. (Cal. Rules of Court, rule 8.528(d).)

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

S269786 D077307 Fourth Appellate District, Div. 1 **MASS (HOWARD J.) v. CITY
OF SAN DIEGO**

Petition for review & publication request(s) denied

S269813 B294181 Second Appellate District, Div. 1 **SWANSON (ROBERT) v. THE
MARLEY-WYLAIN
COMPANY**

Petition for review denied

S269825 A161284 First Appellate District, Div. 1

Petition for review denied

**BLACK (DOMINIQUE) v.
FIREMAN'S FUND
INSURANCE COMPANY**

S269926 B313379 Second Appellate District, Div. 7

Petition for review denied

**STATE FARM MUTUAL
AUTOMOBILE INSURANCE
COMPANY v. S.C. (SIMONE)**

S269937 B311136 Second Appellate District, Div. 6

Petition for review denied

**MARTINEZ (MARK J.) ON
H.C.**

S269939 C090163/C091254 Third Appellate District

Petition for review denied

**SNOWCREEK IV OWNERS'
ASSOCIATION v. AMERIGAS
PROPANE, LP**

S269970 F080319 Fifth Appellate District

Petition for review denied

**PEOPLE v. FREE (JOHN
ARTHUR)**

S269981 E072846/E073356/E073362
Fourth Appellate District, Div. 2

The petition for review is denied.

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

**DUNLEVIE (TONI) v.
VALLETTA (STEPHEN)**

S270037

The request for judicial notice is granted.

The petition for writ of review is denied.

**THOMAS (JEFFREY GRAY)
v. REVIEW DEPARTMENT
OF THE STATE BAR OF
CALIFORNIA**

S270057	C090194 Third Appellate District	PINI (FIRENZA) v. THE COUNTY OF TRINITY
Petition for review denied		
S270074	C094294 Third Appellate District	HEJAZI (HAMID MICHAEL) v. DEPARTMENT OF FAIR EMPLOYMENT & HOUSING
Petition for review denied		
S270077	E075867 Fourth Appellate District, Div. 2	PEOPLE v. BANKS (PRENTISS ALBERT)
Petition for review & publication request(s) denied		
S270096	C092438 Third Appellate District	IN RE J.H.
Petition for review denied		
S270104	D077119 Fourth Appellate District, Div. 1	HARTER (DAVID N.) v. RANCHO RIOS HOMEOWNERS ASSOCIATION
Petition for review denied		
S270120	A159167/A160788 First Appellate District, Div. 5	LERDAHL (ANNETTE) v. MILBER (DIANE R.)
Petition for review denied		
S270167	D079188 Fourth Appellate District, Div. 1	PEOPLE v. BRIGETT (NEWMAN)
Petition for review denied		
S270186	A162815 First Appellate District, Div. 1	SIMPSON (TREVOR LAWRENCE) v. S.C. (PEOPLE)
Petition for review & application for stay denied		

S270198	D077680 Fourth Appellate District, Div. 1	MASS (HOWARD J.) v. CITY OF SAN DIEGO
Petition for review denied		
S270210	D078993 Fourth Appellate District, Div. 1	CASTANEDA (MARIA) v. WORKERS' COMPENSATION APPEALS BOARD & ARAMARK
Petition for review denied		
S270215		GLAUDE (ROYAL EDWARD) v. JENNINGS (JOHN CLIFFORD)
Petition for review denied		
S270216	G058331 Fourth Appellate District, Div. 3	LINOVITZ CAPO SHORES, LLC v. CALIFORNIA COASTAL COMMISSION
Petition for review denied		
Cuéllar, J., is of the opinion the petition should be granted.		
S270228	B299385 Second Appellate District, Div. 7	PEOPLE v. FAY (TYRE JAMES)
Petition for review denied		
S270250	C090504 Third Appellate District	McAULEY (AMEENAH & JEFFERY ALLEN), MARRIAGE OF
Petition for review denied		
S270255	F080814 Fifth Appellate District	PEOPLE v. DORADO (GABRIEL SANTIAGO)
Petition for review denied		
S270261	C077279 Third Appellate District	PEOPLE v. LADEWIG (LUKES STEVEN)
Petition for review denied		

S270263	G059190 Fourth Appellate District, Div. 3	PEOPLE v. MORRISON (SINQUE BEIAMA)
Petition for review denied		
S270288	A162898 First Appellate District, Div. 1	BANKS (JAMES D.) v. S.C. (COURTHOUSE VENTURES, INC.)
Petition for review denied		
S270295	A159968 First Appellate District, Div. 5	IN RE E.M.
Petition for review denied		
S270302	D076579 Fourth Appellate District, Div. 1	PEOPLE v. ORTIZ (RAFAEL GUTIERREZ)
Petition for review denied		
S270306		RTJ HOME SWEET HOME, INC. v. WORKERS' COMPENSATION APPEALS BOARD & MORENO (BEATRIZ)
Petition for review denied		
S270312	G057374 Fourth Appellate District, Div. 3	CHMAIT (OMAR) v. HERITAGE ASSET MANAGEMENT, INC.
Petition for review denied		
S270370	C089776 Third Appellate District	PEOPLE v. MARTINEZ (ANTHONY)
The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides <i>People v. Kopp</i> , S257844.		
S270377	E074428 Fourth Appellate District, Div. 2	PEOPLE v. RAMIREZ (OSCAR VILLARREAL)
Petition for review denied		

S270386	C088131 Third Appellate District	PEOPLE v. HINES (ADRIEN SHONTERREL)
Petition for review denied		
S270395	E074907 Fourth Appellate District, Div. 2	PEOPLE v. STEWART (THYRONE RYAN)
Petition for review denied		
S270409	E072958 Fourth Appellate District, Div. 2	PEOPLE v. COON (JAMES CURTIS)
Petition for review denied		
S270415	A160888 First Appellate District, Div. 1	IN RE IGNACIO C.
Petition for review denied		
S270416	B259896 Second Appellate District, Div. 7	PEOPLE v. CAMPOS (SAUL)
Petition for review denied		
S270417	D077521 Fourth Appellate District, Div. 1	PEOPLE v. SMITH (ROBERT)
Petition for review denied		
S270422	E075472 Fourth Appellate District, Div. 2	PEOPLE v. SNOW (OSCAR LEE)
Petition for review denied		
S270433	C091264 Third Appellate District	PEOPLE v. GRIFFIN (JENNIFER LEE)
Petition for review denied		
S270437	H045756 Sixth Appellate District	PEOPLE v. VALENZUELA, JR., (ALFRED)
Petition for review denied		

S270438	A158717 First Appellate District, Div. 5	PEOPLE v. VANEGAS (ANTONIO)
Petition for review denied		
S270447	F081778 Fifth Appellate District	VRH (AARON ANTHONY) ON H.C.
The request for judicial notice is granted. The petition for review is denied.		
S270449	A161240 First Appellate District, Div. 1	IN RE JAMES L.
Petition for review denied		
S270452	B301406 Second Appellate District, Div. 7	PEOPLE v. AGUILAR (OSCAR)
Petitions for review denied		
S270455	D077635 Fourth Appellate District, Div. 1	PEOPLE v. HERNANDEZ (CARLOS)
The request for judicial notice is granted. The petition for review is denied.		
S270459	E074419 Fourth Appellate District, Div. 2	MENDOZA (JOSE Q.) v. PENSKE AUTOMOTIVE GROUP, INC.
Petition for review denied		
S270467	D078127 Fourth Appellate District, Div. 1	PEOPLE v. ROSAS (ISABEL)
Petition for review denied		
S270471	B305462 Second Appellate District, Div. 4	PEOPLE v. ALVAREZ (BROOK MICHAEL)
Petition for review denied		
S270472	D077918 Fourth Appellate District, Div. 1	PEOPLE v. REYNA (JOHN)
Petition for review denied		

S270474	C094573 Third Appellate District	COOPER (JUSTIN M.) ON H.C.
Petition for review denied		
S270481	A163140 First Appellate District, Div. 4	LIVELY (ERIC J.) v. S.C. (PEOPLE)
Petition for review denied		
S270645	D076017 Fourth Appellate District, Div. 1	R. (N.) v. SHAPOURI (FERNANDO)
Petition for review & application for stay denied		
S270749		FULTZ (FINLEY) v. COURT OF APPEAL, THIRD APPELLATE DISTRICT (PEOPLE)
Petition for writ of mandate/prohibition denied		
S264195		LYON (MARK JAMES) ON H.C.
Petition for writ of habeas corpus denied		
S267759		HICKS (DARYL ANTHONY) ON H.C.
Petition for writ of habeas corpus denied		
S268342		GONZALEZ (DAVID) ON H.C.
Petition for writ of habeas corpus denied		
S268475		GHOLAR, SR., (JOHN RAY) ON H.C.
Petition for writ of habeas corpus denied		

S269095**GEETER (JAMAR RASHAD)
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 Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal].)

S269179**WOODS (WAYNE E.) ON H.C.**

The petition for writ of habeas corpus is denied as moot.

S269322**ATUATASI (KAMAU DAVIS)
ON H.C.**

Petition for writ of habeas corpus denied

S269323**WISE (La'NARE) 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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S269329**JONES (BENYELLE) ON H.C.**

Petition for writ of habeas corpus denied

S269330**MENCY (JASON) 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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S269332**WILLIAMS, JR., (KENNETH
LEE) ON H.C.**

Petition for writ of habeas corpus denied

S269384**RIOS (ULYSSES
ALEXANDER) 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].)

S269517**GALZINSKI (HARALD
MARK) ON H.C.**

Petition for writ of habeas corpus denied

S269519**BECERRA (VICTOR) 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 Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S269521**MENCY (JASON) 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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S269524**LEAGONS III (ROBERT
PRESTON) ON H.C.**

Petition for writ of habeas corpus denied

S269526**ADAME (DAVID TRINIDAD)
ON H.C.**

Petition for writ of habeas corpus denied

S269527**WILSON (DAVID WAYNE)
ON H.C.**

Petition for writ of habeas corpus denied

S269531**ROSS (RODNEY LEWIS) 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].)

S269533**ELDER (COREY JEROME)
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.

S269597**VERA (GUILLERMO MEMO)
ON H.C.**

Petition for writ of habeas corpus denied

S269612**WHITFIELD (DEWAYNE) 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]; *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].)

S269630**HIGHTOWER III (OCIE) 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].)

S269632**AGUILAR (MIGUEL ANGEL)
ON H.C.**

Petition for writ of habeas corpus denied

S269633**DEERE, SR., (ARTHUR RAY)
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].)

S269686**CALLOWAY (RAYMOND)
ON H.C.**

Petition for writ of habeas corpus denied

S269700**BROUSSARD (LYNETTE) ON
H.C.**

Petition for writ of habeas corpus denied

S269701**GARCIA (EDWARD
VELASQUEZ) 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 Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal].)

S269702**McKINLEY, JR., (DONNIE
RAY) ON H.C.**

Petition for writ of habeas corpus denied

S270004**HARRISON (DAVID SCOTT)
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].)

S270118**WHITFIELD (DEWAYNE) 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]; *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].)

S270240**WHITFIELD (DEWAYNE) 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]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S270599**PRICE (SCOTT RICHARD)
ON H.C.**

Petition for writ of habeas corpus denied

S270751**PRICE (SCOTT RICHARD)
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].)

S269458

A158715 First Appellate District, Div. 3

**BROWN (JADA) v.
CALIFORNIA DEPARTMENT
OF CORRECTIONS &
REHABILITATION**

Publication request denied (case closed)

S269528

E076286 Fourth Appellate District, Div. 2

IN RE R.B.

Publication requests denied (case closed)

S269693

B309311 Second Appellate District, Div. 8

IN RE Y.J.

Publication request denied (case closed)

S269732**44710 N. DIVISION ST., LLC
v. WILLIAMS (MAUSHALIK)**

Publication request denied (case closed)

S270016

A159314 First Appellate District, Div. 4

**NETH (DORENE), ESTATE
OF**

Publication request denied (case closed)

S270059 B302388 Second Appellate District, Div. 3

Publication requests denied (case closed)

**SANTY (ELAINA) v.
BANAFSHEHA (RABBIE)**

S270125 A160544 First Appellate District, Div. 2

Publication request denied (case closed)

**ROSSA (DANIEL) v. BLUE
BIRD BODY COMPANY**

S237431

Extension of time granted

**PEOPLE v. WILLIAMS, JR.,
(DARNELL)**

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

S237549

Extension of time granted

**PEOPLE v. THOMAS
(MICHAEL)**

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to November 22, 2021.

S267930 B295163 Second Appellate District, Div. 4

Extension of time granted

**SOULIOTES (GEORGE) v.
CALIFORNIA VICTIM
COMPENSATION BOARD**

On application of defendant and respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 22, 2021.

S269212 B304217 Second Appellate District, Div. 8

Extension of time granted

**CALIFORNIA MEDICAL
ASSOCIATION v. AETNA
HEALTH OF CALIFORNIA,
INC.**

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 October 27, 2021.

S269456 G057831 Fourth Appellate District, Div. 3 **GARCIA-BROWER (LILIA) v.
KOLLA'S INC.**

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 November 12, 2021.

S269608 B307389 Second Appellate District, Div. 3 **LOS ANGELES UNIFIED
SCHOOL DISTRICT v. S.C.
(JANE DOE)**

Extension of time granted

On application of real party in interest and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to October 29, 2021.

S269238 E074763 Fourth Appellate District, Div. 2 **PEOPLE v. STEWART IV
(THURSTON)**

Counsel appointment order filed

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

S269243 E076125 Fourth Appellate District, Div. 2 **PEOPLE v. WORTHY
(CARMEN NICOLE)**

Counsel appointment order filed

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

S269481 E073810 Fourth Appellate District, Div. 2 **PEOPLE v. MARSHALL
(BOBBY GLENN)**

Counsel appointment order filed

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

S269642 F078866 Fifth Appellate District

PEOPLE v. ZUNIGA (RONNIE JOSEPH)

Counsel appointment order filed

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

S269662 H047467 Sixth Appellate District

PEOPLE v. THOMAS, JR., (SHANE LAMONT)

Counsel appointment order filed

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

S269676 E074933 Fourth Appellate District, Div. 2

PEOPLE v. MATHIS III (WILLIAM HENRY)

Counsel appointment order filed

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

S269680 F080629 Fifth Appellate District

PEOPLE v. BARRERA (MATTHEW JOSEPH)

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.

S269698 C092437 Third Appellate District

PEOPLE v. LOVE (DAEVON JAMELL)

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.

S269706 F080738 Fifth Appellate District

**PEOPLE v. SAMS, JR.,
(VANCE EUGENE)**

Counsel appointment order filed

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

S269722 F079367 Fifth Appellate District

PEOPLE v. XIONG (YENG)

Counsel appointment order filed

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

S269756 G059333 Fourth Appellate District, Div. 3

**PEOPLE v. VALADEZ (LOUIS
PALAMINO)**

Counsel appointment order filed

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

S269781 D077893 Fourth Appellate District, Div. 1

**PEOPLE v. ALBARRAN
(MARCOS ANTONIO)**

Counsel appointment order filed

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

S269792 G057502 Fourth Appellate District, Div. 3

**PEOPLE v. GONZALEZ
(ELOY)**

Counsel appointment order filed

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

S269809 D077860 Fourth Appellate District, Div. 1 **PEOPLE v. CONTRERAS
(ANTHONY LOPEZ)**

Counsel appointment order filed

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

S269959 B308783 Second Appellate District, Div. 1 **PEOPLE v. MALDONADO
(RENE)**

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.

S269996 B309117 Second Appellate District, Div. 2 **PEOPLE v. THOMPSON
(MATHEW ARLIN)**

Counsel appointment order filed

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

S269997 E074516 Fourth Appellate District, Div. 2 **PEOPLE v. O'BRIEN
(MICHAEL PATRICK)**

Counsel appointment order filed

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

S270014 F080697 Fifth Appellate District **PEOPLE v. EMBRY (MONTY
DUAL)**

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.

S270019 E075834 Fourth Appellate District, Div. 2 **PEOPLE v. HERNANDEZ
(RUBEN JULIO)**

Counsel appointment order filed

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

S270024 B305887 Second Appellate District, Div. 5 **PEOPLE v. SIQUEROS
(MICHAEL)**

Counsel appointment order filed

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

S270026 B305271 Second Appellate District, Div. 2 **PEOPLE v. TAITUAVE
(MIKE)**

Counsel appointment order filed

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

S270034 F079351 Fifth Appellate District **PEOPLE v. PEREZ (GUY)**
Counsel appointment order filed

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

S270039 D077746 Fourth Appellate District, Div. 1 **PEOPLE v. MARAGLINO
(DOROTHY GRACEMARIE)**

Counsel appointment order filed

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

S270048 F079610 Fifth Appellate District

**PEOPLE v. SIMMONS
(LAWRENCE)**

Counsel appointment order filed

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

S270107 F081044 Fifth Appellate District

**PEOPLE v. EPPERSON
(TAVARIE)**

Counsel appointment order filed

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

S270136 E074846 Fourth Appellate District, Div. 2

**PEOPLE v. JONES (DAVID
PIERRE)**

Counsel appointment order filed

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

S262530

**LEGISLATURE OF THE
STATE OF CALIFORNIA v.
WEBER (SHIRLEY N.)**

Order filed

The Citizens Redistricting Commission has filed an emergency motion to clarify and/or modify the peremptory writ of mandate that we issued in this matter on July 17, 2020. In that writ, we directed the Commission to release first preliminary statewide maps for the congressional, State Senatorial, Assembly, and State Board of Equalization districts for public display and comment no later than November 1, 2021, and approve and certify final statewide maps to the Secretary of State by no later than December 15, 2021. (See *Legislature of the State of California v. Padilla* (2020) 9 Cal.5th 867, 881-882 (*Padilla*)). We also held, “[i]f the federal government transmits the census data to the state later than July 31, 2021, the number of days of additional delay shall be considered to be the ‘additional federal delay.’ In the event additional federal delay occurs, the Commission is directed to release the first preliminary statewide maps by no later than the date following November 1, 2021, that extends the November 1 deadline by the additional federal delay, and to approve and certify the final maps by no later than the date following December 15, 2021, that extends the December 15 deadline by the additional federal delay.” (*Id.* at p. 882.) The Commission requests that we extend the foregoing deadlines to release preliminary statewide maps and approve and certify final statewide maps to November 19, 2021, and January 14, 2022,

respectively, because the federal government released census data in legacy format on August 12, 2021, the state was not able to process the data into a usable format until August 18, 2021, and an additional 11-day extension to approve and certify final maps will ensure full public participation by avoiding holding public meetings during the holiday season. The Commission also requests that we permit it to hold meetings in the fifteen days before approving and certifying final maps for the purpose of receiving public input testimony on three days' notice, notwithstanding Government Code section 8253, subdivision (a)(1).

We consider it appropriate to resolve this matter via motion. Our decision in *Padilla* anticipated that even after issuance of a peremptory writ of mandate, interested parties could return to this court for further relief as circumstances might warrant, and we expressly authorized them to do so. (*Padilla, supra*, 9 Cal.5th at p. 881.) We have jurisdiction under the state Constitution "to consider and grant appropriate relief when necessary to the orderly functioning of our electoral system." (*Id.* at p. 874; see Cal. Const., art. VI, § 10; *Vandermost v. Bowen* (2012) 53 Cal.4th 421, 451-453, 460.) Accordingly, and good cause appearing, the Commission's motion is granted in part. The peremptory writ of mandate is clarified and modified as follows:

- (i) The Commission is directed to release the first preliminary statewide maps for the congressional, State Senatorial, Assembly, and State Board of Equalization districts for public display and comment no later than November 13, 2021 (because this date falls on a Saturday, it is extended to November 15, 2021 by operation of law pursuant to Elec. Code, § 8251, subd. (b)(2)), notwithstanding Government Code section 8253, subdivision (a)(7).
- (ii) The Commission is directed to approve and certify the final statewide maps to the Secretary of State by no later than December 27, 2021. If the maps are approved and certified by this date, the Secretary of State shall consider the maps approved and certified consistent with the requirements of article XXI, section 2, subdivision (g) of the California Constitution.
- (iii) The Commission shall provide three days' public notice for each meeting held in the fifteen days before final statewide maps are approved and certified, notwithstanding Government Code section 8253, subdivision (a)(1).

S269874

Recommended discipline imposed

BLOOM ON DISCIPLINE

The court orders that DONALD EDWARD BLOOM (Respondent), State Bar Number 75859, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

1. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on June 10, 2021; and
2. At the expiration of the period of probation, if Respondent has complied with the terms of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the

Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on June 10, 2021. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment, and may be collected by the State Bar through any means permitted by law.

S269875**BONIS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that PETER HENRY BONIS (Respondent), State Bar Number 122016, is disbarred from the practice of law and that Respondent's name is stricken from the roll of attorneys.

Respondent must pay the following court-ordered sanctions:

- (1) In the amount of \$2,025, to the payee(s) specified by the Superior Court of California, County of Contra Costa, in the sanctions order issued on or about August 31, 2016, in *Portier et al. v. Ramsay et al.*, case No. MSC15-02157; and
- (2) In the amount of \$2,140, to Librada Yamat, as directed by the Superior Court of California, County of Contra Costa, in the sanctions order issued on or about August 29, 2017, in *Agyekum v. Canonizado et al.*, case No. C-16-01927.

Respondent must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment, and may be collected by the State Bar through any means permitted by law.

S269876**FUESS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that WILLIAM CRAIG FUESS (Respondent), State Bar Number 125453, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Respondent must pay monetary sanctions to the State Bar of California Client Security Fund in the amount of \$5,000 in accordance with Business and Professions Code section 6086.13 and rule 5.137 of the Rules of Procedure of the State Bar. Monetary sanctions are enforceable as a money judgment and may be collected by the State Bar through any means permitted by law.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment, and may be collected by the State Bar through any means permitted by law.

S269877

SANDS ON DISCIPLINE

Recommended discipline imposed

The court orders that THOMAS D. SANDS (Respondent), State Bar Number 279020, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for three years subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 90 days of probation;
2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on June 8, 2021; and
3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on June 8, 2021. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Respondent must also maintain the records of compliance as required by the conditions of probation.

Respondent must pay monetary sanctions to the State Bar of California Client Security Fund in the amount of \$1,875 in accordance with Business and Professions Code section 6086.13 and rule 5.137 of the Rules of Procedure of the State Bar. Monetary sanctions are enforceable as a money judgment and may be collected by the State Bar through any means permitted by law.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment, and may be collected by the State Bar through any means permitted by law.

S270015**SAXON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that BRET MERRICK SAXON (Respondent), State Bar Number 205100, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must make restitution to Yarbrough Production Company, LLC, and/or Jon Yarbrough, or such other recipient as may be designated by the Office of Probation or the State Bar Court, in the amount of \$1,464,651.75 plus 10 percent interest per year from October 21, 2009 (or reimburse the Client Security Fund, to the extent of any payment from the Fund to such payee, in accordance with Business and Professions Code section 6140.5). Reimbursement to the Fund is enforceable as a money judgment and may be collected by the State Bar through any means permitted by law.

Respondent must comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment, and may be collected by the State Bar through any means permitted by law.

S270017**YUAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that VIVIAN YUAN (Respondent), State Bar Number 305071, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

1. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on June 7, 2021; and
2. At the expiration of the period of probation, if Respondent has complied with the terms of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on June 7, 2021. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment, and may be collected by the State Bar through any means permitted by law.

Fourth Appellate District, Div. 2 **TRANSFER ORDERS**

The following matters, now pending in the Court of Appeal, Fourth Appellate District, are transferred from Division Two to Division One:

1. E077165 People v. Ray Smith
2. E077184 People v. Albert Youngs, Jr.
3. E077274 People v. Jeremy Casados
4. E077400 People v. Jorge Martinez



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
OCTOBER 5, 2021
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 October 5, 2021.

TUESDAY, OCTOBER 5, 2021 — 10:00 A.M.

- (1) Hill RHF Housing Partners, L.P., et al. v. City of Los Angeles et al., S263734
(*Haller, J., assigned justice pro tempore*)
- (2) Presbyterian Camp and Conference Centers, Inc. v. Superior Court of Santa Barbara County (Department of Forestry and Fire Protection, Real Party in Interest), S259850
(*Mauro, J., assigned justice pro tempore*)

1:30 P.M.

- (3) People v. Johnson (Michael Raymond), [Automatic Appeal], S070250
(*Lavin, J., assigned justice pro tempore*)
- (4) In re Mohammad (Mohammad) on Habeas Corpus, S259999
(*Levy, J., assigned justice pro tempore*)
- (5) People v. Wright (William Lee, Jr.), [Automatic Appeal], S107900
(*Lui, A.P.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).)