

**SUPREME COURT MINUTES
WEDNESDAY, FEBRUARY 21, 2024
SAN FRANCISCO, CALIFORNIA**

S282937 H049552 Sixth Appellate District

**GILROY, CITY OF v. S.C.
(LAW FOUNDATION OF
SILICON VALLEY)**

Petition for review granted

The petition for review is granted.

Pending review, the opinion of the Court of Appeal, which is currently published at 96 Cal.App.5th 818, may be cited, not only for its persuasive value, but also for the limited purpose of establishing the existence of a conflict in authority that would in turn allow trial courts to exercise discretion under *Auto Equity Sales, Inc. v. Superior Court* (1962) 57 Cal.2d 450, 456, to choose between sides of any such conflict. (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; Cal. Rules of Court, rule 8.1115(e)(3) and corresponding Comment, par. 2.)

The requests for an order directing depublication of the opinion are denied.

Votes: Guerrero, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Evans, JJ.

S282950 H049554 Sixth Appellate District

**LAW FOUNDATION OF
SILICON VALLEY v. S.C.
(CITY OF GILROY)**

Petition for review granted

The petition for review is granted.

Pending review, the opinion of the Court of Appeal, which is currently published at 96 Cal.App.5th 818, may be cited, not only for its persuasive value, but also for the limited purpose of establishing the existence of a conflict in authority that would in turn allow trial courts to exercise discretion under *Auto Equity Sales, Inc. v. Superior Court* (1962) 57 Cal.2d 450, 456, to choose between sides of any such conflict. (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; Cal. Rules of Court, rule 8.1115(e)(3) and corresponding Comment, par. 2.)

The requests for an order directing depublication of the opinion are denied.

Votes: Guerrero, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Evans, JJ.

S283169 E080064 Fourth Appellate District, Div. 2

**PEOPLE v. RHODIUS
(ANDREW CHRISTIAN)**

Petition for review granted

The petition for review is granted.

Pending review, the opinion of the Court of Appeal, which is currently published at 97 Cal.App.5th 38, may be cited, not only for its persuasive value, but also for the limited purpose of establishing the existence of a conflict in authority that would in turn allow trial courts to exercise discretion under *Auto Equity Sales, Inc. v. Superior Court* (1962) 57 Cal.2d 450, 456, to choose between sides of any such conflict. (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; Cal. Rules of Court, rule 8.1115(e)(3) and corresponding Comment, par. 2.)

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

Votes: Guerrero, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Evans, JJ.

S282937 H049552 Sixth Appellate District

**GILROY, CITY OF v. S.C.
(LAW FOUNDATION OF
SILICON VALLEY)**

S282950 H049554 Sixth Appellate District

**LAW FOUNDATION OF
SILICON VALLEY v. S.C.
(CITY OF GILROY)**

Case consolidated with:

The above-entitled cases are hereby consolidated for all purposes, including briefing, argument, and decision.

S283134 B325028 Second Appellate District, Div. 6

**PEOPLE v. BARRASCOUT
(OSCAR RODOLFO)**

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. Hardin*, S277487 (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: Guerrero, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Evans, JJ.

S283189 D081330 Fourth Appellate District, Div. 1

**PEOPLE v. CHRISTIANSON
(RYAN 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. Rhodius*, S283169 (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: Guerrero, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Evans, JJ.

S283275 B324856 Second Appellate District, Div. 7 **PEOPLE v. TAGHILOU
(FARAMARZ)**

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 Hernandez*, S282186 (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: Guerrero, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Evans, JJ.

S283401 B324331 Second Appellate District, Div. 5 **PEOPLE v. HUEZO (JUAN
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. Hardin*, S277487 (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: Guerrero, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Evans, JJ.

S283427 D082203 Fourth Appellate District, Div. 1 **PEOPLE v. JOHNSON
(JAMAL HUSSEIN)**

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. Emanuel*, S280551 (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: Guerrero, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Evans, JJ.

S283452 H049363 Sixth Appellate District

**PEOPLE v. De La ROSA
BURGARA (MARIANO
ALEJANDRO)**

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. Mitchell*, S277314 (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: Guerrero, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Evans, JJ.

S283474 F084489 Fifth Appellate District

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

Petition for review granted; briefing deferred

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lopez*, S281488 (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: Guerrero, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Evans, JJ.

S282462 B308495 Second Appellate District, Div. 4

**PEOPLE v. MOODY
(TYRONE EUGENE)**

Appeal abated

As indicated in a certified copy of a certificate of death, appellant Tyrone Eugene Moody died on October 19, 2023. Accordingly, the cause in the above-entitled action is hereby severed as to appellants Tyrone Eugene Moody and Frank Rafael Perez, and the criminal proceedings against Moody are permanently abated. As to appellant Moody, the matter is transferred to the Court of Appeal, Second Appellate District, Division Four, with directions to enter an abatement order in Case No. B308495 and to require the Superior Court for Los Angeles County to enter an order to that effect in Case No. BA445427. (Cal. Rules of Court, rule 8.258(d); *People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.) As to appellant Perez, the matter is retained for decision, as previously ordered, under the above number and retitled as follows:

THE PEOPLE, Plaintiff and Respondent,

v.

FRANK RAFAEL PEREZ et al., Defendants and Appellants.

S282817	G062734 Fourth Appellate District, Div. 3	DOBY (SAMARI) v. CITY OF LAKE ELSINORE
Petition for review & publication request(s) denied		
S282938	E080240 Fourth Appellate District, Div. 2	WANG (LIREN) v. IVERSON (MICHAEL DENNIS)
Petition for review denied		
S283055	A166441 First Appellate District, Div. 2	PEOPLE v. CASTRO (NICHOLAS)
Petition for review denied		
S283078	G061459/G061674/G062420 Fourth Appellate District, Div. 3	O'MALLEY (PRISCILLA) v. DIAMOND RESORTS MANAGEMENT, INC.
Petition for review denied		
S283093	A166543 First Appellate District, Div. 4	MOTISKA (DALE) & FORD (CAROLINE), MARRIAGE OF
Petition for review denied		
S283112	B319925 Second Appellate District, Div. 2	HICKS, JR., (CHRISTOPHER T.) ON H.C.
Petition for review denied		
Liu and Jenkins, JJ., are of the opinion the petition should be granted.		
S283125	B321544 Second Appellate District, Div. 8	OPPENHEIMER (STEVEN) v. CENTINELA STORAGE ASSOCIATES
Petition for review & publication request(s) denied		

S283156 B311811/B314779 Second Appellate District, Div. 8 **ROSTACK INVESTMENTS INC.v. SABELLA (ANGELA C.)**

The application to appear as counsel pro hac vice is granted. (Cal. Rules of Court, rule 9.40(a).)
The petition for review is denied.

S283182 B321121 Second Appellate District, Div. 1 **DASHUTA (LEONID) v. LA STAINLESS KINGS, INC.**

Petition for review denied

S283199 C096378/C096379 Third Appellate District **MISZKEWYCZ (JENNIFER) v. COUNTY OF PLACER**

Petition for review denied

S283243 C098176 Third Appellate District **PEOPLE v. THAVISACK (BONNEY)**

Petition for review denied

S283266 **BECK (JUSTIN S.) v. STATE BAR OF CALIFORNIA (CATANZARITE)**

The requests for judicial notice are granted.
The petition for writ of mandate is denied.

S283269 D081023 Fourth Appellate District, Div. 1 **MOREIRA (ISRAEL) v. NEW REZ, LLC**

Petition for review denied

S283273 C098893 Third Appellate District **KOENIG (JAMES S.) ON H.C.**

Petition for review denied
Liu and Jenkins, JJ., are of the opinion the petition should be granted.

S283281 F087381 Fifth Appellate District **PEOPLE v. APPELLATE DIVISION (MARTIN)**

Petition for review denied

S283284 C098418 Third Appellate District

Petition for review denied

**PEOPLE v. PHILLIPS
(ROBERTO ARMANDO)**

S283289 A165769 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. SHIRLEY
(MARKIS CAPRICE
DEWAYNE)**

S283293 B323331 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. WILSON (ROSIE
LEE)**

S283322 C097774 Third Appellate District

Petition for review denied

**PEOPLE v. SANCHEZ
(VALINTINO JOAQUIN)**

S283348 B328139 Second Appellate District, Div. 7
Petition for review denied

IN RE ISRAEL H.

S283350 F085161 Fifth Appellate District

Petition for review denied

**PEOPLE v. SANDOVAL
(ROBERT ANTHONY)**

S283370 B312058 Second Appellate District, Div. 4

Petition for review denied

**KLEINHANS (JOHN),
ESTATE OF**

S283378 A163908 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. WATSON
(BRANDON MATTHEW)**

S283407 C100173 Third Appellate District

Petition for review denied

**COULTER (MATTHEW
WARD) v. S.C. (PEOPLE)**

S283411 F082052 Fifth Appellate District

Petition for review denied

**PEOPLE v. PEARSON
(DAYVONE DUANE)**

S283412 C097209 Third Appellate District

Petition for review denied

**PEOPLE v. GILLIAM
(FORREST HENRY)**

S283413 C096980 Third Appellate District

Petition for review denied

**PEOPLE v. WHITAKER
(DEANTE DeSHAWN)**

S283415 B326466 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. CRUZATA
(ANGEL)**

S283419 A166930 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. VALDIVIA
(MARC J.)**

S283420 B323553 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. LOPEZ (MARIO
CARLOS)**

S283424 F084668 Fifth Appellate District

Petition for review denied

**PEOPLE v. GONSALVES
(JOSHUA STEPHEN)**

S283425 A162458 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. TEAGUE
(SAMUEL)**

S283426 A167580 First Appellate District, Div. 2

Petition for review denied

**PONTIKIS (STEFANOS) v.
ATIEVA, INC.**

S283431	C094461 Third Appellate District	PEOPLE v. KOORKOFF (ALEXANDER)
Petition for review denied		
S283432	B320009 Second Appellate District, Div. 7	PEOPLE v. RILEY (STEVEN ERICK)
Petition for review denied		
S283434	E079724 Fourth Appellate District, Div. 2	IN RE A.P.
Petition for review denied		
S283437	B319849 Second Appellate District, Div. 7	PEOPLE v. PRINCE (THOMAS RAVON)
Petition for review denied		
S283449	B325371 Second Appellate District, Div. 5	PEOPLE v. MARSH (VERNON LEE)
Petition for review denied		
S283454	F085373 Fifth Appellate District	PEOPLE v. GONZALES (MICHAEL ALEX)
Petition for review denied		
S283465	B319020 Second Appellate District, Div. 8	PEOPLE v. DIAZ (JOSE)
Petition for review denied		
S283466	E079625 Fourth Appellate District, Div. 2	PEOPLE v. MAGANA (EDGAR RUIZ)
Petition for review denied		
S283476	G061771 Fourth Appellate District, Div. 3	PEOPLE v. SMITH (TERRYANCE ACEY)
Petition for review denied		

S283481 H051573 Sixth Appellate District

Petition for review denied

**LOWE (JORDAN) v. S.C.
(PEOPLE)**

S283496 D080717 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GUZMAN
(SAMUEL SAMSON)**

S283554 C100028 Third Appellate District

Petition for review & application for stay denied

**SANDHU (TARLOCHAN) v.
BOARD OF
ADMINISTRATION OF THE
CALIFORNIA PUBLIC
EMPLOYEES' RETIREMENT
SYSTEM (REGIONAL
GOVERNMENT SERVICES)**

S283556 C099877 Third Appellate District

Petition for review & application for stay denied

**ESTATE OF DOUGLAS
BREEZE v. BOARD OF
ADMINISTRATION OF THE
CALIFORNIA PUBLIC
EMPLOYEES' RETIREMENT
SYSTEM (REGIONAL
GOVERNMENT SERVICES)**

S283559 C099861 Third Appellate District

Petition for review & application for stay denied

**SOUZA (MARGARET) v.
BOARD OF
ADMINISTRATION OF THE
CALIFORNIA PUBLIC
EMPLOYEES' RETIREMENT
SYSTEM (REGIONAL
GOVERNMENT SERVICES)**

S283562 C100027 Third Appellate District

**DOWSWELL (DAVID) v.
BOARD OF
ADMINISTRATION OF THE
CALIFORNIA PUBLIC
EMPLOYEES' RETIREMENT
SYSTEM (REGIONAL
GOVERNMENT SERVICES)**

Petition for review & application for stay denied

S283664 E082885 Fourth Appellate District, Div. 2

**SADORRA (DENNIS) v. S.C.
(STARLIGHT DUNES
HOMEOWNERS
ASSOCIATION)**

Petition for review & application for stay denied

S283690 G063564 Fourth Appellate District, Div. 3

**SOPER III (JERRY
BENJAMIN) v. S.C. (PATEL)**

The petition for review is denied.

Petitioner's "Emergency Ex Parte Motion for Preliminary Injunction and Temporary Restraining Order" is denied.

S280917

**GREEN (ROBERT
BRANDON) ON H.C.**

Petition for writ of habeas corpus denied

S281217

RIVAS (TERESA) ON H.C.

Petition for writ of habeas corpus denied

S281791

**POTTER (DEONTAY D.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063, 1066 [habeas corpus relief is unavailable where the petitioner is not in the custody of California authorities as a result of the challenged conviction].)

S282287

SCOTT (LIONEL A.) 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 Miller*

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

S282293

**MIZE, SR., (DENNIS WAYNE)
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].)

S282339

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

S282373

**PAYNE (ALLEN RANDOLPH)
ON H.C.**

Petition for writ of habeas corpus denied

S282413

HOWARD (HILTON) ON H.C.

Petition for writ of habeas corpus denied

S282422

**HOOD (DANIEL ROGER) ON
H.C.**

Petition for writ of habeas corpus denied

S282442

GOMEZ (ALFREDO) ON H.C.

Petition for writ of habeas corpus denied

S282554

**WEISNER (FRANKIE
JAMES) ON H.C.**

Petition for writ of habeas corpus denied

S282568

**ROMERO (RICHARD) ON
H.C.**

Petition for writ of habeas corpus denied

S282577**WATKINS (KENNETH) 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].)

S282590**COLLIER (JOE ROBERT) ON
H.C.**

Petition for writ of habeas corpus denied

S282652**HERNANDEZ (JORGE
GONZALEZ) ON H.C.**

Petition for writ of habeas corpus denied

S282656**DAVIS (WILLIS) ON H.C.**

Petition for writ of habeas corpus denied

S282677**WEAVER (WILLIE EUGENE)
ON H.C.**

Petition for writ of habeas corpus denied

S282684**HILDEBRAND (MICHAEL
McCOY) 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].)

S282698**MENDOZA (ROBERTO
FRANCISCO) ON H.C.**

Petition for writ of habeas corpus denied

S282945**HERNANDEZ (BRIAN
KEITH) ON H.C.**

Petition for writ of habeas corpus denied

S282954**COOK (TAVNER) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal].) Individual claims are denied, as applicable. (See *In re Lessard* (1965) 62 Cal.2d 497, 503 [courts will not entertain habeas corpus claims that raise Fourth Amendment violations].)

S282957**GREENWOOD (LEROY
JAMEEL) ON H.C.**

Petition for writ of habeas corpus denied

S283296**THOMPSON (MAURICE
LAMAR) ON H.C.**

Petition for writ of habeas corpus denied

S283064

D081102 Fourth Appellate District, Div. 1

**TAGGART (TIM) v. NORTH
COAST VILLAGE HOME
OWNERS ASSOCIATION**

Publication request denied (case closed)

S283087

D081551 Fourth Appellate District, Div. 1

**CONRADO (DIEGO) v. CLS
LANDSCAPING
MANAGEMENT, INC.**

Publication request denied (case closed)

S283133

A164495 First Appellate District, Div. 4

**KRAFT (RANDY STEVEN) v.
DEPARTMENT OF
CORRECTIONS &
REHABILITATION**

Publication request denied (case closed)

S283234

D081025 Fourth Appellate District, Div. 1

**TAFT (HEATHER) v.
SALINAS (DAVID)**

Publication request denied (case closed)

S283323 F086308 Fifth Appellate District

**THE BAKERSFIELD
CALIFORNIAN v. S.C.
(ROBERTS)**

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.

S283066 G063147 Fourth Appellate District, Div. 3

**McKENZIE (ELLIOTT) v.
ESA MANAGEMENT, LLC**

The time for granting or denying review in the above-entitled matter is hereby extended to April 8, 2024.

S283128 H049983 Sixth Appellate District

**GUTIERREZ (FRANCISCO)
v. TOSTADO (URIEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 3, 2024.

S283185 B315560 Second Appellate District, Div. 3

**CORLIN (ADAM) v. BRY
(RICHMAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 5, 2024.

S283230 E079971 Fourth Appellate District, Div. 2

**PEOPLE v. MOTA
(SALVADOR GARCIA)**

The time for granting or denying review in the above-entitled matter is hereby extended to March 28, 2024.

S283279 B333189 Second Appellate District, Div. 8

**BANUELOS (MANUEL) v.
S.C. (AZUSA POLICE
DEPARTMENT)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 3, 2024.

S283291 A166619 First Appellate District, Div. 3 **MUNGOVAN (STEPHEN) v. CITY & COUNTY OF SAN FRANCISCO**

The time for granting or denying review in the above-entitled matter is hereby extended to April 4, 2024.

S283305 B329457 Second Appellate District, Div. 6 **PEOPLE v. S.C. (GUEVARA)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 8, 2024.

S283306 B321095 Second Appellate District, Div. 1 **LEVY (ESTHER) v. LEVY (AVRAHAM)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 5, 2024.

S283311 G061633 Fourth Appellate District, Div. 3 **TRAN (BRUCE) v. NGUYEN (QUE PHUNG THI)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 5, 2024.

S283324 B323377 Second Appellate District, Div. 2 **PAGE (ELLIE) v. PARK (HYUN)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 4, 2024.

S283326 A165613 First Appellate District, Div. 4 **PEOPLE v. WILEY (ERIC DAVID)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 5, 2024.

S283338 E080208 Fourth Appellate District, Div. 2 **TILEI (PUNAOFO TSUGITO) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to April 5, 2024.

S283347 A165224 First Appellate District, Div. 4 **JOHN DOE v. LEDOR (GINA)**
The time for granting or denying review in the above-entitled matter is hereby extended to April 8, 2024.

S283356 F087039 Fifth Appellate District **WEST (KENNETH JAMES)
ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to April 9, 2024.

S283362 G061672 Fourth Appellate District, Div. 3 **BACLET (JEFFREY L.) v.
BACLET (ROSALIE)**
The time for granting or denying review in the above-entitled matter is hereby extended to April 9, 2024.

S283374 A165515 First Appellate District, Div. 3 **VILLARROEL (WILLIAM) v.
RECOLOGY, INC.**
The time for granting or denying review in the above-entitled matter is hereby extended to April 9, 2024.

S283383 A167243 First Appellate District, Div. 2 **IN RE A.G.**
The time for granting or denying review in the above-entitled matter is hereby extended to April 10, 2024.

S283391 B321638 Second Appellate District, Div. 6 **VELASQUEZ (JOSE) v.
WORKERS'
COMPENSATION APPEALS
BOARD; THE SALVATION
ARMY**
The time for granting or denying review in the above-entitled matter is hereby extended to April 11, 2024.

S283393 C098249 Third Appellate District **PEOPLE v. WYATT
(RICHARD LEIGH)**
The time for granting or denying review in the above-entitled matter is hereby extended to April 10, 2024.

S283402 B333938 Second Appellate District, Div. 4 **COSENTINO GROUP, S.A. v. S.C. (SOLANO-CLAUSTRO)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 11, 2024.

S283410 B306910 Second Appellate District, Div. 8 **ARGUETA (EUNICES) v. WORLDWIDE FLIGHT SERVICES, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to April 11, 2024.

S201205 **PEOPLE v. MOORE (RYAN T.)**

Extension of time granted

Based upon counsel Michael R. Snedeker's representation that the appellant's opening brief is anticipated to be filed by July 15, 2024, an extension of time in which to serve and file that brief is granted to April 26, 2024. After that date, only two further extensions totaling about 80 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).)

S219152 **PEOPLE v. NISSENSOHN (JOSEPH MICHAEL)**

Extension of time granted

Based upon counsel Deputy Attorney General Matthew A. Kearney's representation that the respondent's brief is anticipated to be filed by June 1, 2024, an extension of time in which to serve and file that brief is granted to April 29, 2024. After that date, only one further extension totaling about 33 additional days is 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).)

S281921 **HOLLIS (ANDREW) ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to April 2, 2024.

S282314**BRADSHAW ON DISCIPLINE**

Extension of time granted – DREXEL ANDREW BRADSHAW

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to March 13, 2024.

S283305

B329457 Second Appellate District, Div. 6

PEOPLE v. S.C. (GUEVARA)

Extension of time denied

The application for extension of time to file the reply to the answer to petition for review filed by real party in interest, on February 21, 2024, is hereby denied.

S283621

A165418 First Appellate District, Div. 3

**FAIR III (R. THOMAS) v. WV
23 JUMPSTART, LLC**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply to answer to petition for review is extended to February 23, 2024.

S068863**PEOPLE v. SCOTT (DAVID
LYNN)**

Withdrawal of counsel allowed by order

Good cause appearing, the motion of Gary B. Wells, appointed habeas corpus/executive clemency counsel, to withdraw as counsel of record, filed January 5, 2024, is granted. The July 11, 2016, order appointing Wells as habeas corpus/executive clemency counsel is hereby vacated.

Attorney John N. Aquilina is hereby appointed as habeas corpus/executive clemency counsel of record for David Lynn Scott, including in the proceedings in the superior court related to *In re Scott*, S199551.

Gary B. Wells is directed to deliver to John N. Aquilina, within 30 days from the filing of this order, all appellate and habeas corpus work product, trial files, and all other appellate and habeas corpus related materials that he has obtained from appellant David Lynn Scott or from his trial counsel, experts, investigators, or paralegals, or from any other source.

S271056 F078875 Fifth Appellate District

**PEOPLE v. MONTES
(ERMILO GARCIA)**

Counsel appointment order filed

The order filed on December 8, 2021, appointing Christine Vento as counsel for appellant is hereby vacated.

Jean Marinovich is hereby appointed to represent appellant on the appeal now pending in this court.

S277872 B311683 Second Appellate District, Div. 5

**PEOPLE v. ARNOLD
(STEPHEN)**

Counsel appointment order filed

The order filed on February 15, 2023, appointing Lori Kantor as counsel for appellant is hereby vacated.

Rudy Kraft is hereby appointed to represent appellant on the appeal now pending in this court.

S279679 D079231 Fourth Appellate District, Div. 1

**PEOPLE v. CHAGOLLA, JR.,
(JAMES ANTHONY)**

Counsel appointment order filed

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

S280278 D079771 Fourth Appellate District, Div. 1

**PEOPLE v. WERTZ
(KRISSEY LYNN)**

Counsel appointment order filed

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

S281249 E080328 Fourth Appellate District, Div. 2

IN RE M.R.

Counsel appointment order filed

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

S282047 C096437 Third Appellate District

PEOPLE v. SLATON (CURTIS ANTHONY)

Counsel appointment order filed

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

S282099 E079831 Fourth Appellate District, Div. 2

IN RE ASHTON C.

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Liana Serobian is hereby appointed to represent appellant R. C. on the appeal now pending in this court.

S282261 B320205 Second Appellate District, Div. 5

PEOPLE v. EVANS (MARQUES TERREL)

Counsel appointment order filed

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

S282271 B325218 Second Appellate District, Div. 6

PEOPLE v. ALVEZ (JOHN CHARLES)

Counsel appointment order filed

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

S282387 A164502 First Appellate District, Div. 2

PEOPLE v. URIBE (JOSHUA)

Counsel appointment order filed

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

S282399 B319845 Second Appellate District, Div. 5

PEOPLE v. YI (JAE HEE)

Counsel appointment order filed

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

S282434 E080908 Fourth Appellate District, Div. 2

**PEOPLE v. CHALLONER
(DAMON JAMES ANKER)**

Counsel appointment order filed

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

S282462 B308495 Second Appellate District, Div. 4

**PEOPLE v. MOODY
(TYRONE EUGENE)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, California Appellate Project is hereby appointed to represent appellant Tyrone Eugene Moody on the appeal now pending in this court.

S282462 B308495 Second Appellate District, Div. 4

**PEOPLE v. MOODY
(TYRONE EUGENE)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Richard Levy is hereby appointed to represent appellant Frank Rafael Perez on the appeal now pending in this court.

S282462 B308495 Second Appellate District, Div. 4

**PEOPLE v. MOODY
(TYRONE EUGENE)**

Counsel appointment order filed

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

S282474 C095767 Third Appellate District

**PEOPLE v. THOLMER
(TYRIE ALLEN)**

Counsel appointment order filed

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

S282495 E080948 Fourth Appellate District, Div. 2 **PEOPLE v. SALGADO (ELIAS PERAZA)**

Counsel appointment order filed

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

S282507 C096805 Third Appellate District **PEOPLE v. RHONE (TARUS TASHUME)**

Counsel appointment order filed

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

S282535 H047865 Sixth Appellate District **PEOPLE v. SAMAYOA (JOSE LUIS)**

Counsel appointment order filed

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

S282574 F084669 Fifth Appellate District **PEOPLE v. CERPA (JAIME)**

Counsel appointment order filed

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

S282639 F084058 Fifth Appellate District **PEOPLE v. ARAUJO (MARTIN PARRA)**

Counsel appointment order filed

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

S282644 C096306 Third Appellate District **PEOPLE v. TRENT (PATRICK ALLEN)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Brad Kannof Kaiserman is hereby

appointed to represent appellant on the appeal now pending in this court.

S282694 C095167 Third Appellate District

**PEOPLE v. SERPAS (CESAR
EDUARDO)**

Counsel appointment order filed

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

S282711 C097390 Third Appellate District

**PEOPLE v. MITCHELL
(JAMES CHESTER)**

Counsel appointment order filed

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

S282733 F083580 Fifth Appellate District

**PEOPLE v. ATWELL
(MICHAEL VINCENT)**

Counsel appointment order filed

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

S282902 A163880 First Appellate District, Div. 2

PEOPLE v. PINEDA (JAIME)

Counsel appointment order filed

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

S282925 A166053 First Appellate District, Div. 2

PEOPLE v. PONDER (KALI)

Counsel appointment order filed

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

S200016**PEOPLE v. TOPETE (MARCO ANTONIO)**

Order filed

The court has received respondent's "Motion to Correct the Record," filed on December 21, 2023, and its "Supplemental Motion to Correct the Record," filed on January 24, 2024. To facilitate the court's review, the parties are directed to meet and confer regarding the text of a proposed order granting the motion. Following this meet and confer, and no later than March 6, 2024, the parties shall file a joint proposed order with the court or advise the court of their inability to reach agreement.

S283216**DEPEW ON DISCIPLINE**

Recommended discipline imposed

The court orders that PETER MATTHEW DEPEW (Respondent), State Bar Number 294298, 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 two years subject to the following conditions:

1. Respondent is suspended from the practice of law for the first 30 days of probation;
2. Respondent must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on November 7, 2023; 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 November 7, 2023. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent must comply with California Rules of Court, rule 9.20, and perform the acts specified in (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the date this order is filed. (*Athearn v. State Bar* (1982) 32 Cal.3d 38, 45 [the operative date for identification of clients being represented in pending matters and others to be notified is the filing 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 \$1,750 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.

S283217**LEONE ON DISCIPLINE**

Recommended discipline imposed

The court orders that FERNANDO LEONE (Respondent), State Bar Number 147933, is suspended from the practice of law in California for four 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 six months of probation;
2. Respondent must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on November 3, 2023; 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 Decision filed on November 3, 2023. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent must comply with California Rules of Court, rule 9.20, and perform the acts specified in (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the date this order is filed. (*Athearn v. State Bar* (1982) 32 Cal.3d 38, 45 [the operative date for identification of clients being represented in pending matters and others to be notified is the filing 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 \$500 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.

S283218**WIKE ON DISCIPLINE**

Recommended discipline imposed

The court orders that TERRY LEE WIKE (Respondent), State Bar Number 201289, 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 is suspended from the practice of law for the first six months of probation;
2. Respondent must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 23, 2023; 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 October 23, 2023. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent must comply with California Rules of Court, rule 9.20, and perform the acts specified in (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the date this order is filed. (*Athearn v. State Bar* (1982) 32 Cal.3d 38, 45 [the operative date for identification of clients being represented in pending matters and others to be notified is the filing 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 \$1,250 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. One-fourth of the costs must be paid with Respondent's annual fees for each of the years 2025, 2026, 2027, and 2028. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

S283227**MARTENS ON DISCIPLINE**

Recommended discipline imposed

The court orders that CHRISTOPHER ROBERT MARTENS (Respondent), State Bar Number 235777, 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 October 31, 2023; 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 October 31, 2023. 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.

S283228**NARAYAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that AMY CONNER NARAYAN (Respondent), State Bar Number 183370, is suspended from the practice of law in California for five years execution of that period of suspension is stayed, and Respondent is placed on probation for five years subject to the following conditions:

1. Respondent is suspended from the practice of law for a minimum of the first four years of probation (with credit given for the period of interim suspension which commenced on May 8, 2023), and Respondent will remain suspended until providing proof to the State Bar Court of rehabilitation, fitness to practice and present learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. Respondent must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on November 7, 2023.
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 November 7, 2023. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent must comply with California Rules of Court, rule 9.20, and perform the acts specified in (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the date this order is filed. (*Athearn v. State Bar* (1982) Supreme Court of California 32 Cal.3d 38, 45 [the operative date for identification of clients being represented in pending matters and others to be notified is the filing 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 \$3,500 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. One-third of the costs must be paid with Respondent's annual fees for each of the years 2025, 2026, and 2027. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and

payable immediately.

S283237**TURLEY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that WILLIAM DAVID TURLEY (Respondent), State Bar Number 122408, 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 (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the date this order is filed. (*Athearn v. State Bar* (1982) 32 Cal.3d 38, 45 [the operative date for identification of clients being represented in pending matters and others to be notified is the filing 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.

S283239**LaMOURE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that NATHAN D. LaMOURE (Respondent), State Bar Number 45478, 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 (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the date this order is filed. (*Athearn v. State Bar* (1982) 32 Cal.3d 38, 45 [the operative date for identification of clients being represented in pending matters and others to be notified is the filing 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.

**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. 1654)**

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.)