

**SUPREME COURT MINUTES  
WEDNESDAY, APRIL 17, 2024  
SAN FRANCISCO, CALIFORNIA**

**S283978**

B325277 Second Appellate District, Div. 6

**VENTURA COUNTY  
EMPLOYEES' RETIREMENT  
ASSOCIATION v. CRIMINAL  
JUSTICE ATTORNEY'S  
ASSOCIATION OF VENTURA  
COUNTY**

Petition for review granted

The petition for review is granted.

Pending review, the opinion of the Court of Appeal, which is currently published at 98 Cal.App.5th 1119, 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.)

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

**S172750**

**PEOPLE v. KENNEDY (JOHN  
FITZGERALD)**

Supplemental briefing ordered

If appellant contends any changes in the law (including any ameliorative statute) since the filing of the reply brief are relevant to this appeal, appellant shall serve and file a supplemental opening brief not to exceed 50 pages on or before June 3, 2024, addressing those changes and their relevance to this case. Within 30 days after any supplemental opening brief has been filed pursuant to this order, the People may serve and file a supplemental answering brief, not to exceed 50 pages in length. Appellant may thereafter serve and file a reply, not to exceed 25 pages in length, within 20 days after the People have filed their supplemental answering brief.

**S284095**      B321402 Second Appellate District, Div. 8      **PEOPLE v. BROWDER  
(DAITREON THOMAS)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Eight

The People's petition for review is granted. The matter is transferred to the Court of Appeal, Second Appellate District, Division Eight, with directions to vacate its decision and reconsider the cause in light of *People v. Clark* (2024) 15 Cal.5th 743. (Cal. Rules of Court, rule 8.528(d).) Defendant's petition for review is denied.

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

**S273374**      B305697 Second Appellate District, Div. 7      **WINICK (STEPHEN) v.  
NOBLE LA EVENTS, INC.  
(PROSIGHT SPECIALTY  
INSURANCE)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Seven

Review in the above-captioned matter, which was granted and held for *TriCoast Builders, Inc. v. Fonnegra* (2024) 15 Cal.5th 766, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

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

**S282275**      **C. (C.), IN RE**

The requests for judicial notice are granted.  
The petition for review is denied.

**S283470**      B324256 Second Appellate District, Div. 7      **LOPEZ (ARTHUR) v.  
VALDEZ (ROBERT)**

Petition for review denied

**S283607**      B321691 Second Appellate District, Div. 2      **RUDNICKI (ANDREW) v.  
FARMERS INSURANCE  
EXCHANGE**

Petition for review & publication request(s) denied

**S283672**      H051733 Sixth Appellate District      **SEPEHRY-FARD (FAREED)  
v. S.C. (U.S. BANK  
NATIONAL ASSOCIATION)**

Petition for review & application for stay denied

**S283679** F084662/F084666 Fifth Appellate District

**FRESNO, CITY OF v.  
FRESNO BUILDING  
HEALTHY COMMUNITIES  
(HOWARD JARVIS  
TAXPAYERS ASSOCIATION)**

Petition for review denied

**S283686** B323887 Second Appellate District, Div. 1

**TAHIR (ABU) v. SHAH  
(RAFIQ)**

Petition for review denied

**S283710** B326560 Second Appellate District, Div. 8

**BARRIOS (ALBERT) v.  
LEEBOVE (JOEL)**

The request for judicial notice is denied.  
The petition for review is denied.

**S283713** B334015 Second Appellate District, Div. 5

**CALHOON (ERNEST) v. S.C.  
(CHA)**

Petition for review denied

**S283715** B334671 Second Appellate District, Div. 3  
Petition for review denied

**LGT v. S.C. (GOLDBERG)**

**S283725** D080686 Fourth Appellate District, Div. 1

**CALEXICO UNIFIED  
SCHOOL DISTRICT v. CITY  
OF CALEXICO**

Petition for review denied

**S283767** A169592 First Appellate District, Div. 1

**THIERIOT (ELISABETH) v.  
S.C. (THE IDELL FIRM)**

Petition for review denied

**S283777** B323360 Second Appellate District, Div. 2

**GONZALES (JOSHUA  
ZAMORA) v. CALIFORNIA  
VICTIM COMPENSATION  
BOARD (PEOPLE)**

Petition for review denied

**S283792** D082229 Fourth Appellate District, Div. 1

**GARNER (GARY) v. BNSF  
RAILWAY COMPANY**

Petition for review & depublication request(s) denied

**S283808** B314165/B314958 Second Appellate District, Div. 2 **KNOWLES (FABIAN) v.  
LONGWOOD  
MANAGEMENT CORP.**

Petition for review denied

**S283817** C096304/C096316/C096384  
Third Appellate District

**PLANNING &  
CONSERVATION LEAGUE v.  
DEPARTMENT OF WATER  
RESOURCES (THE  
METROPOLITAN WATER  
DISTRICT OF SOUTHERN  
CALIFORNIA)**

Petitions for review denied

**S283843** B327174 Second Appellate District, Div. 8

**C. (H.) v. N. (A.)**

Petition for review denied

**S283852** A163074 First Appellate District, Div. 3

**PEOPLE v. LASHON  
(MENIQUE)**

The petition for review and the motion to stay the appeal and for limited remand are denied.

**S283857** F084621 Fifth Appellate District

**PEREZ (MARIA RUIZ) v.  
OAKDALE IRRIGATION  
DISTRICT**

Petition for review denied

Kruger, J., is of the opinion the petition should be granted.

**S283869** C097469 Third Appellate District

**IN RE H.P.**

The request for judicial notice is granted.

The petition for review is denied.

- S283907** F084384 Fifth Appellate District **PEOPLE v. ROCHA (JESUS)**  
The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Kopp*, S257844.
- S283939** B327289 Second Appellate District, Div. 6 **JORDAN (NICOLE EMILY) v. HART (ANGELA JORDAN)**  
Petition for review denied
- S283949** F084824 Fifth Appellate District **PEOPLE v. COTTER (ROBERT)**  
Petition for review denied
- S283953** B323205 Second Appellate District, Div. 8 **POLK (JANELLE R.) v. FRANCHISE TAX BOARD**  
Petition for review denied
- S283954** E080414 Fourth Appellate District, Div. 2 **R. (J.) v. ELECTRONIC ARTS, INC.**  
Petition for review denied
- S283957** A166422 First Appellate District, Div. 3 **PEOPLE v. MOORE (KENNETH LYNN)**  
Petition for review denied
- S283962** A169559 First Appellate District, Div. 3 **CASTRICONE (KATHRYN L.) v. S.C. (SHANBAKY)**  
Petition for review denied
- S283965** A167778 First Appellate District, Div. 1 **S. (D.) & S. (B.), MARRIAGE OF**  
Petition for review & publication request(s) denied
- S283987** B320974 Second Appellate District, Div. 4 **IN RE M.R.**  
The request for judicial notice is granted.  
The petition for review is denied.

**S283988** B326883 Second Appellate District, Div. 2  
Petition for review denied

**PEOPLE v. ISAAC (ZOELEE)**

**S284013** A167007 First Appellate District, Div. 4  
Petition for review denied

**PEOPLE v. BREWER  
(FRANCIS)**

**S284024** C097504 Third Appellate District  
Petition for review denied

**PEOPLE v. ZECHLIN  
(SAMANTHA)**

**S284039** C100176 Third Appellate District  
Petition for review denied

**WU (REBECCA) v. TWIN  
RIVERS UNIFIED SCHOOL  
DISTRICT**

**S284040** F086153 Fifth Appellate District  
Petition for review denied

**PEOPLE v. RIVERA  
(ANTHONY GABRIEL)**

**S284053** C096140 Third Appellate District  
Petition for review denied

**PEOPLE v. BARNETTE  
(KENNETH)**

**S284061** B334714 Second Appellate District, Div. 1  
Petition for review denied

**DIVINE FOOD & CATERING,  
LLC v. S.C. (WESTERN  
DIOCESE OF THE  
ARMENIAN CHURCH OF  
NORTH AMERICA)**

**S284062** B334711 Second Appellate District, Div. 1  
Petition for review denied

**TAGLYAN (PETROS) v. S.C.  
(WESTERN DIOCESE OF  
THE ARMENIAN CHURCH  
OF NORTH AMERICA)**

**S284067** A166471 First Appellate District, Div. 2

Petition for review denied

**QIU (HAIQING) v. SAINT FRANCIS MEMORIAL HOSPITAL**

**S284076** D081553 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MENESES (JESSE DANILO)**

**S284079** F083530 Fifth Appellate District

Petition for review denied

**PEOPLE v. HAMMOND (DARNELL JAMES)**

**S284094** A167609 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. TERRELL (JAMIE LEE)**

**S284103** D081067 Fourth Appellate District, Div. 1

Petition for review denied

**SWENSON (MARK R.) v. CLOSE (CAROL W.)**

**S284106** B324996 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CORONADO (JESUS ENRIQUE)**

**S284130** D083302 Fourth Appellate District, Div. 1

Petition for review denied

**CLARK (LEONARD ISACC) ON H.C.**

**S284135** A169759 First Appellate District, Div. 1

Petition for review denied

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

**S284136** C098123 Third Appellate District

Petition for review denied

**PEOPLE v. MARTIN (D ANDRE ANTHONY)**

<b>S284139</b>	D081066 Fourth Appellate District, Div. 1	<b>PEOPLE v. DOMINGUEZ (MARTY R.)</b>
Petition for review denied		
<b>S284140</b>	B326864 Second Appellate District, Div. 8	<b>PEOPLE v. REYES (CRISTIAN)</b>
Petition for review denied		
<b>S284142</b>	A169816 First Appellate District, Div. 2	<b>BRESLAW (LISA) v. S.C. (REDDIT, INC.)</b>
Petition for review denied		
<b>S284146</b>	D080768 Fourth Appellate District, Div. 1	<b>PEOPLE v. McCAY (GEORGE STEVEN)</b>
Petition for review denied		
<b>S284148</b>	F084553 Fifth Appellate District	<b>PEOPLE v. CAZARES (MARTIN)</b>
Petition for review denied		
<b>S284149</b>	D081412 Fourth Appellate District, Div. 1	<b>PEOPLE v. CARTER (JAMES LIONEL)</b>
Petition for review denied		
<b>S284150</b>	B316230 Second Appellate District, Div. 8	<b>PEOPLE v. JACOBS (EDWARD)</b>
Petition for review denied		
<b>S284156</b>	C096798 Third Appellate District	<b>PEOPLE v. WATSON (NEHEMIAH MAURICEBIRDSONG)</b>
Petition for review denied		
<b>S284159</b>	G061593 Fourth Appellate District, Div. 3	<b>PEOPLE v. GONZALEZ (ARTURO)</b>
Petition for review denied		



**S284162****SINGH (RAGHVENDRA) v.  
COURT OF APPEAL, THIRD  
APPELLATE DISTRICT  
(PEOPLE)**

Petition for writ of mandate/prohibition denied

**S284163** C098801 Third Appellate District**PEOPLE v. CHAPMAN  
(LOVELLE MARQUIS)**

Petition for review denied

**S284166** C097932 Third Appellate District**PEOPLE v. RIVARD (RANDY  
JAMES)**

Petition for review denied

**S284176** H050504 Sixth Appellate District**PEOPLE v. CORTES (JAN  
OLMEDO)**

Petition for review denied

**S284203** F084562 Fifth Appellate District**PEOPLE v. BRADBERRY  
(RICHARD DAVID)**

Petition for review denied

**S284207** A166516 First Appellate District, Div. 2**PEOPLE v. RUSKAUFF  
(KEVIN MICHAEL)**

Petition for review denied

**S284338****C. (H.) v. COURT OF  
APPEAL, SECOND  
APPELLATE DISTRICT  
(A.N.)**

Petition for writ of mandate/prohibition &amp; application for stay denied

**S284483** A170068 First Appellate District, Div. 4**RUSSELL (ALAN FRANK) v.  
S.C. (PEOPLE)**

Petition for review &amp; application for stay denied

**S283196****MITCHELL (MICHAEL  
ANTONIO) ON H.C.**

Petition for writ of habeas corpus denied

**S283202****BROWN (KENYON  
DARRELL) ON H.C.**

Petition for writ of habeas corpus denied

**S283256****HATCHETT (CECIL  
JEROME) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re 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].)

**S283286****DEHART (JEREMY COLE)  
ON H.C.**

Petition for writ of habeas corpus denied

**S283297****HICKS (JERMAINE LEE) ON  
H.C.**

Petition for writ of habeas corpus denied

**S283385****MARTINEZ (CARLOS) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].) Individual claims are denied, as applicable. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**S283445****DAVIS (DANA) ON H.C.**

Petition for writ of habeas corpus denied

**S283499****MONTENEGRO (CARMEN)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *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].)

**S283502****PHAN (MINH KHA H.) ON  
H.C.**

Petition for writ of habeas corpus denied

**S283509****BUTLER (JAMAL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780 [courts will not entertain habeas corpus claims that are untimely]; *People v. Duvall* (1995) 9 Cal.4th 464, 474 [a petition for writ of habeas corpus must include copies of reasonably available documentary evidence]; *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies].)

**S283511****CARLOS (ARMANDO  
LOPEZ) ON H.C.**

Petition for writ of habeas corpus denied

**S283819****HATCHETT (CECIL  
JEROME) 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].) Individual claims are denied, as applicable. (See *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

**S284281****OBINNA (CHUKWU) ON H.C.**

Petition for writ of habeas corpus denied

**S283294** A167708 First Appellate District, Div. 3

**SUNSTATE EQUIPMENT  
CO., LLC v. EAGLE  
ENVIRONMENTAL &  
CONSTRUCTION**

Publication request denied (case closed)

**S283405** D081291 Fourth Appellate District, Div. 1

**FRANCIS PARKER SCHOOL  
v. O'BRIEN (MICHAEL)**

Publication request denied (case closed)

**S283553** F085087 Fifth Appellate District

**PEOPLE v. MAGANA  
(FERNANDO)**

Publication request denied (case closed)

**S283608** D082697 Fourth Appellate District, Div. 1

**IN RE R.C.**

Publication request denied (case closed)

**S283742** H049949 Sixth Appellate District

**RAMSEY (CHARLES) v.  
COMCAST CABLE  
COMMUNICATIONS, LLC**

The time for granting or denying review in the above-entitled matter is hereby extended to May 29, 2024.

**S283979** B322619/B325922 Second Appellate District, Div. 7 **CAMPBELL (RUTH) v. FPI  
MANAGEMENT, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to May 24, 2024.

**S284012** C097853 Third Appellate District

**RANDALL (DAWN  
VIRGINIA) v. INTEL  
INTERNATIONAL  
CORPORATION**

The time for granting or denying review in the above-entitled matter is hereby extended to May 30, 2024.

**S284018** H050445 Sixth Appellate District

**LAMBDIN (EVELYN M.) v.  
MANGOLD PROPERTY  
MANAGEMENT, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to May 30, 2024.

**S200016**

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

Order filed

The court has received and considered the parties' joint proposed order filed on March 4, 2024. While the court appreciates the parties' efforts to resolve this matter expeditiously, the court does not believe it has sufficient information regarding the import and consequences of the parties' proposal, including whether and how the requested correction should impact People's Exhibit 804, which was also included on the disc submitted to the superior court on August 9, 2019. The court therefore believes the superior court's involvement in this matter is warranted and desirable, and it will remand the record to the superior court for it to consider this correction request in the first instance.

The clerk of this court is directed to return the record on appeal in this matter to the superior court. The superior court is ordered to consider the requests made in respondent's "Motion to Correct the Record," filed on December 21, 2023, its "Supplemental Motion to Correct the Record," filed on January 24, 2024, and the parties' joint proposed order, filed on March 4, 2024, and to prepare any appropriate corrections and additional materials necessary to creating a record that complies with rule 8.610 of the California Rules of Court. All corrections and material added to the existing record pursuant to this order must be sent to appellate counsel for the parties, who must promptly review such corrections and material for compliance with this order and, when they have finished their review, inform the superior court either that the record is ready to be recertified for accuracy or that specific further additions or corrections should be made. The superior court is ordered to then prepare all corrections and additional materials, recertify the record for accuracy, and send the corrections and additional materials to this court, with copies to counsel, and to do so by July 16, 2024.

Respondent's "Motion to Correct the Record," filed on December 21, 2023, and "Supplemental Motion to Correct the Record," filed on January 24, 2024, are denied as moot.

**S283903**

**LOOMIS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that SHANE FELTON LOOMIS (Respondent), State Bar Number 247574, is summarily disbarred from the practice of law 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.