

**SUPREME COURT MINUTES
WEDNESDAY, MAY 3, 2023
SAN FRANCISCO, CALIFORNIA**

S277485**DIVACCHI ON ADMISSION**

Rehearing denied – VALERIANO DIVACCHI

The petition for rehearing is denied.

The stay of the order denying review is hereby dissolved.

S278937

B326098 Second Appellate District, Div. 2

**VIE DE FRANCE
YAMAZAKI, INC. v. S.C.
(ALVARADO)**

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 *Kuciemba v. Victory Woodworks*, S274191 (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.

S279021

F082404 Fifth Appellate District

**GALARSA (TRICIA) v.
DOLGEN CALIFORNIA, LLC**

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 *Adolph v. Uber Technologies, Inc.*, S274671 (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.

S279051

C091902 Third Appellate District

**WILLIAMS (MELISSA A.) v.
FCA US LLC**

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 *Niedermeier v. FCA US LLC*, S266034 and *Rodriguez v. FCA US LLC*, S274625 (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.

S279263 H049398 Sixth Appellate District

**PEOPLE v. RODRIGUEZ
(ARTURO MURGUIA)**

Petition for review granted; briefing deferred

The petition for review filed by appointed counsel is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Lynch*, S274942 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

The petition for review filed in propria persona is denied.

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

S274306 F082023 Fifth Appellate District

**PEOPLE v. MONTANEZ
(JOSE ANTONIO)**

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

The above-captioned matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Tacardon* (2022) 14 Cal.5th 235 and *People v. McWilliams* (2023) 14 Cal.5th 429. (Cal. Rules of Court, rule 8.528(d).)

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

S279132

**ANDERSON (ASHLIE R.) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT (NASCH
PROPERTIES, LLC)**

Vexatious litigant application denied

The application of petitioner for leave to file a petition for writ of mandate is hereby denied.

S278539

CAMPER III ON ADMISSION

Petition for review denied – JAMES L. CAMPER III

S278767 B322534 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. STAFFORD
(ISAIAH JAMES)**

S278780 C096618 Third Appellate District

Petition for review denied

**PEOPLE v. YAHNKE, SR.,
(COREY ALLEN)**

S278855 C094425 Third Appellate District

Petition for review denied

**PENAN (ALAN) v. MOLINA
(MIGUEL)**

S278867 B314047 Second Appellate District, Div. 3

Petition for review denied

**EZOR (A. EDWARD) v.
SQUIRE (JEFFREY)**

S278879 G062133 Fourth Appellate District, Div. 3

Petition for review denied

**THOMAS (DENISE) v. S.C.
(McKEON)**

S278880 G062159 Fourth Appellate District, Div. 3

Petition for review denied

THOMAS (DENISE) v. S.C.

S278882 G062177 Fourth Appellate District, Div. 3

Petition for review denied

**THOMAS (DENISE) v. S.C.
(McKEON)**

S278884 D079536 Fourth Appellate District, Div. 1

Petition for review denied

**PRECIADO (RODRIGO
RODRIGUEZ) v.
FREIGHTLINER CUSTOM
CHASSIS CORPORATION**

S278887 F083349 Fifth Appellate District

Petition for review denied

**PEOPLE v. ESPINOZA (JOEL
AMADOR)**

S278897 B322164 Second Appellate District, Div. 8
Petition for review denied

IN RE N.R.

S278905 B314807 Second Appellate District, Div. 2
Petition for review denied

**PEOPLE v. SANCHEZ
(FRANKLIN D.)**

S278906 D080011/D080348/D080687
Fourth Appellate District, Div. 1

**MYERS (JEFFREY) v.
SUNDBY (DALE)**

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

S278910 C094941 Third Appellate District
Petition for review denied

**MILLER (CARL L.) v. AXON
ENTERPRISE, INC.**

S278933 A167203 First Appellate District, Div. 4
Petition for review denied

**PEOPLE v. S.C. (UBER
TECHNOLOGIES, INC.)**

S278934 H048795 Sixth Appellate District
Petition for review denied

**GLOBAL PROTEIN
PRODUCTS, INC. v. LE
(KEVIN K.)**

S278946 A167201 First Appellate District, Div. 4
The request for judicial notice is granted.
The petition for review is denied.

**GARCIA-BROWER (LILIA) v.
S.C. (UBER TECHNOLOGIES,
INC.)**

S279025 C095543 Third Appellate District
Petition for review denied

**KEEP 70 SAFE v.
DEPARTMENT OF
TRANSPORTATION**

S279041	B326515 Second Appellate District, Div. 1	JANE DOE 2 v. S.C. (PEOPLE)
Petition for review denied		
S279069	C095759 Third Appellate District	MENDEZ (IGNACIO) v. WTMG, INC.
Petition for review denied		
S279073	D080294 Fourth Appellate District, Div. 1	HAUSWIRTH (DENNIS) v. SHIH (WENDY)
Petition for review denied		
S279084	A161387 First Appellate District, Div. 3	HADAR (SHACHAR M.) v. LURIA (GERSHON)
Petition for review denied		
S279108	B319492 Second Appellate District, Div. 1	ZHANG (JEFF BAOLIANG) v. COUNTY OF LOS ANGELES
Petition for review denied		
S279117	B309283 Second Appellate District, Div. 5	WANG (ZHENG) v. XU (ZHAOHUI)
The application to appear as counsel pro hac vice is granted. The petition for review is denied.		(Cal. Rules of Court, rule 9.40(a).)
S279119	A166677 First Appellate District, Div. 3	SAITTA (DANIEL STANLEY) ON H.C.
Petition for review denied		
S279127	E075325 Fourth Appellate District, Div. 2	PEOPLE v. VENEGAS (SALVADOR)
Petition for review denied		

S279132**ANDERSON (ASHLIE R.) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT (NASCH
PROPERTIES, LLC)**

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

S279139 A167274 First Appellate District, Div. 5**APR REAL ESTATE
SERVICES, INC. v. S.C.
(TAMIR)**

Petition for review denied

S279148 F079660 Fifth Appellate District**KANDOLA (AMARJIT) v.
SAHOTA (BHUPINDER
KAUR)**

Petition for review denied

S279150 G060743 Fourth Appellate District, Div. 3**PEOPLE v. TAPIACASTRO
(JORGE)**

Petition for review denied

S279157 H050769 Sixth Appellate District**PHELPS (BREWSTER) ON
H.C.**

Petition for review denied

S279194 F082856 Fifth Appellate District**PEOPLE v. MADRIGAL
(JAIRO GUADALUPE)**

Petition for review denied

S279200 F084490 Fifth Appellate District**IN RE M.H.**

Petition for review denied

S279227 B319120 Second Appellate District, Div. 2**PEOPLE v. WALLACE
(NATHANIEL DEON)**

Petition for review denied

S279228 H049126 Sixth Appellate District

Petition for review denied

PEOPLE v. PHAM (DAT DINH)

S279229 A163622 First Appellate District, Div. 3

Petition for review denied

PEOPLE v. UPSHAW (DARRIUS DEJAUN)

S279231 F082345 Fifth Appellate District

Petition for review denied

PEOPLE v. FRANCO-ALVAREZ (VICTOR MANUEL)

S279232 C094550 Third Appellate District

Petition for review denied

PEOPLE v. DONOVAN (ROBERT MACK)

S279233 A163842 First Appellate District, Div. 4

Petition for review denied

PEOPLE v. OSEGUERA (DANIEL)

S279234 A165832 First Appellate District, Div. 5

Petition for review denied

PEOPLE v. VALTIERRA (HILEBERTO)

S279235 D079942 Fourth Appellate District, Div. 1

Petition for review denied

IN RE HUNTER W.

S279246 F083181 Fifth Appellate District

Petition for review denied

PEOPLE v. SOLORIO (DANIEL RAY)

S279252 B322899 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. MUHAMMAD (KORI)

S279254 F082966 Fifth Appellate District

Petition for review denied

PEOPLE v. PADILLA (JUAN MARTIN)

S279266 F083295 Fifth Appellate District

Petition for review denied

ALMASY (DAVID) v. RIDGECREST REGIONAL HOSPITAL

S279270 E077510 Fourth Appellate District, Div. 2

Petition for review denied

ORANGE COUNTY CHILD SUPPORT SERVICES v. AULA (JASON R.); RIVERSIDE COUNTY CHILD SUPPORT SERVICES; O. (A.)

S279275 C095460 Third Appellate District

Petition for review denied

PEOPLE v. GUTIERREZ (ANDRES)

S279284 B315600 Second Appellate District, Div. 4

Petition for review denied

PEOPLE v. ZENDEJAS (GERARDO JESUS)

S279285 B314264 Second Appellate District, Div. 8

Petition for review denied

LOS ANGELES LABS, INC. v. CITY OF MAYWOOD

S279291 B315690 Second Appellate District, Div. 6

Petition for review denied

IN RE M.S.

S279294 F082159 Fifth Appellate District

Petition for review denied

PEOPLE v. DEHART (JEREMY COLE)

S279295 E076089 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. OLIVO
(WILLIAM ENRIQUE)**

S279297 B327020 Second Appellate District, Div. 7

Petition for review denied

**BRIGHAM (TYREECE) v. S.C.
(PEOPLE)**

S279298 E078593 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. CORONA
(ADRIAN CUEVAS)**

S279299 D080500 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SUNDBERG
(KELLY)**

S279301 E077421 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. APARICIO
(JACQUELINE)**

S260945

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

**ROSE (MICHAEL LAMAR)
ON H.C.**

S274111

Petition for writ of habeas corpus denied

**OCHOA (FERNANDO) ON
H.C.**

S277968

Petition for writ of habeas corpus denied

BALSER (WILLIAM) ON H.C.

S277992

Petition for writ of habeas corpus denied

**DURAN (CESAR VEGA) ON
H.C.**

S278005**VALLES (ANDREW) 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].)

S278009**WILLIAMS (DEON D.) ON H.C.**

Petition for writ of habeas corpus denied

S278011**SANCHEZ (ANTHONY ALEX) 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].)

S278012**CASTILLO (ABEL) ON H.C.**

Petition for writ of habeas corpus denied

S278014**GLAZE (ISAIAH) ON H.C.**

Petition for writ of habeas corpus denied

S278018**WILLIAMS (MARTEL CHARROD) 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].)

S278028**HILL (DARON ELLIS) ON H.C.**

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

S278039**BAILEY (JOHNEL
MARQUIS) ON H.C.**

Petition for writ of habeas corpus denied

S278050**WALKER (KEVIN DWAYNE)
ON H.C.**

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

S278552**WOODS (ROBERT S.) ON
H.C.**

Petition for writ of habeas corpus denied

S278700**HARRIS (DANIEL JAFAIN)
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].)

S278703**HARRIS (MICAHA ARMAND)
ON H.C.**

Petition for writ of habeas corpus denied

S278759**LOZA (MICHAEL ANGELO)
ON H.C.**

Petition for writ of habeas corpus denied

S278762**DRIVER (BILLY) ON H.C.**

Petition for writ of habeas corpus denied

S278783**DUNHAM (RANDELL) ON
H.C.**

Petition for writ of habeas corpus denied

S278790**GARCIA (EDWIN) 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].)

S279040**WOODS (ROBERT S.) 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].)

S279124**MATTHEWS (LANCE) ON
H.C.**

Petition for writ of habeas corpus denied

S279126**MATTHEWS (LANCE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769 [courts will not entertain habeas corpus claims that are successive].)

S279133**HOLSTON (THERON) ON
H.C.**

Petition for writ of habeas corpus denied

S279190**SEDLAR (ROBERT W.) 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 Kowalczyk*, S277910.

S279290**PAIGLY (JEREMY C.) ON
H.C.**

Petition for writ of habeas corpus denied

S279440**ROLLEN (VAN KEYSHONE)
ON H.C.**

Petition for writ of habeas corpus denied

S278885 C094613 Third Appellate District

**COMMUNITY
ENVIRONMENTAL
ADVOCATES v. CITY OF
GRASS VALLEY; JETER
(RUSSEL)/(R. JETER
FAMILY TRUST)**

Publication request denied (case closed)

S279259 B313948 Second Appellate District, Div. 7

**PATTERSON (IAN) v. AVX
DESIGN & INTEGRATION**

Publication request denied (case closed)

S278653 B320947 Second Appellate District, Div. 2

HURTADO (EDGAR) ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to June 12, 2023.

S277995 A163083 First Appellate District, Div. 5

**PEOPLE v. CANNON
(WILLIAM JOSEPH)**

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 June 2, 2023.

S274191

**KUCIEMBA (CORBY);
KUCIEMBA (ROBERT) v.
VICTORY WOODWORKS,
INC.**

Order filed

The request of counsel for respondent to allocate to amicus curiae U.S. Chamber of Commerce and amicus curiae See's Candies each 10 minutes of respondent's 30-minute allotted time for oral argument is hereby granted.

S274191**KUCIEMBA (CORBY);
KUCIEMBA (ROBERT) v.
VICTORY WOODWORKS,
INC.**

Order filed

The request of counsel for appellant to allocate to amicus curiae Consumer Attorneys of California 10 minutes of appellant's 30-minute allotted time for oral argument is hereby granted.

S279377**WONG (ELAINE) ON
CLEMENCY**

Order filed

The clerk shall return the record to the Governor, who is hereby ordered to resubmit the record to the court no later than June 2, 2023, in the manner prescribed by California Rules of Court, rules 8.45 and 8.46(d)(2)-(5) and Administrative Order 2021-05-26. The court will review the proposed redactions and then make the findings required by California Rules of Court, rules 2.550(d) and (e) and 8.46(d)(6), if and as appropriate. Insofar as judicial direction may be required prior to the disclosure of probation reports, records containing summary criminal history information, and material drawn from the applicant's prison case records file, this order hereby provides such direction. (See Pen. Code, §§ 1203.05, subd. (c), 11105, subd. (h); Cal. Code Regs., tit. 15, § 3370, subd. (e).) The Governor may seek leave to file portions of these reports and records under seal to the extent they qualify for such filing under the standards set forth in Administrative Order 2021-05-26 and the Rules of Court. Groban and Evans, JJ., were recused and did not participate.

S279245

Petition denied

(accusation)

ACCUSATION OF ALDANA**S279293**

Petition denied

(accusation)

**ACCUSATION OF
SULAIMANI****S278772**

Recommended discipline imposed

BIRD ON DISCIPLINE

The court orders that BRIAN R. BIRD (Respondent), State Bar Number 257565, 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 30 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 Decision filed on January 27, 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 January 27, 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.

S278773**JEFFERIES ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DAVID KENNETH JEFFERIES (Respondent), State Bar Number 81996, 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 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.

S278774**JIMMERSON ON
DISCIPLINE**

Recommended discipline imposed

The court orders that JAMES JOSEPH JIMMERSON (Respondent), State Bar Number 74593, 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 60 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 January 19, 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 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.

S278775**STEELE ON DISCIPLINE**

Recommended discipline imposed

The court orders that MICHAEL CHRISTIAN STEELE (Respondent), State Bar Number 274633, 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 Decision filed on January 13, 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 Decision filed on January 13, 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.

S278776**SPENCER ON DISCIPLINE**

Recommended discipline imposed

The court orders that TERRY REED SPENCER (Respondent), State Bar Number 155146, 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 year 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 January 20, 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 January 20, 2023. 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 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.