

**SUPREME COURT MINUTES
MONDAY, MAY 6, 2024
SAN FRANCISCO, CALIFORNIA**

S279397 B256232 Second Appellate District, Div. 4 **NARANJO (GUSTAVO) v.
SPECTRUM SECURITY
SERVICES, INC.**

Opinion filed: Judgment affirmed in full

The judgment of the Court of Appeal is affirmed.

Majority Opinion by Kruger, J.

-- joined by Evans, A. C. J., Corrigan, Liu, Groban, Jenkins, and Rodriguez*, JJ.

* Associate Justice of the Court of Appeal, First Appellate District, Division Three, assigned pursuant to article VI, section 6 of the California Constitution.

S103358 **PEOPLE v. BARRERA
(MARCOS ESQUIVEL)**

Extension of time granted

Upon application of Deputy Attorney General Susan S, Kim, an extension of time in which to serve and file respondent's fifth supplemental brief is granted to June 10, 2024. Appellant's fifth supplemental reply brief, if any, shall be served and filed within 20 days after the filing of respondent's fifth supplemental brief.

S226653 **PEOPLE v. DUNSON
(ROBERT L.)**

Extension of time granted

Based upon counsel Wayne C. Tobin's representation that the appellant's opening brief is anticipated to be filed by July 24, 2024, an extension of time in which to serve and file that brief is granted to July 5, 2024. After that date, only one further extension totaling about 19 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).)

S239714**PEOPLE v. LOPEZ (ELIAS
CARMONA)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to July 12, 2024.

S252824**PEOPLE v. JIMENEZ (ERIC
PATRICK)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to July 9, 2024.

S284485 G063915 Fourth Appellate District, Div. 3**LOPEZ (FRANCISCO JOSE)
ON H.C.**

Extension of time granted

On application of petitioner 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 May 17, 2024.

S185640**PEOPLE v. KELLEY (JIMMY
DALE)**

Order filed

The order filed on May 3, 2024, is amended to read as follows:

Upon application of counsel Diane E. Berley, an extension of time in which to file the appellant's reply brief is granted to July 2, 2024. After that date, no further extensions will be granted.

Counsel for appellant is ordered to inform her assisting attorney or entity, if any, of this schedule, and to take all steps necessary to meet it.

S208209**PEOPLE v. BURRIS
(NATHAN)**

Order filed

Appellant's "Application for Leave to File Appellant's Supplemental Opening Brief," filed on May 3, 2024, is granted. Respondent must serve and file a supplemental respondent's brief no later than 30 days from the date of this order. Appellant may serve and file a supplemental appellant's reply brief within 20 days after the supplemental respondent brief is filed.

S265223 A153520 First Appellate District, Div. 1

**BAILEY (TWANDA) v. SAN
FRANCISCO DISTRICT
ATTORNEY'S OFFICE**

Order filed

The request of counsel for appellant to allocate to amici curiae Legal Aid at Work, ACLU Foundation of Northern California, Bet Tzedek Legal Services, Center for Workers' Rights, Earthlodge Center for Transformation, Equal Justice Society, Impact Fund, Maintenance Cooperation Trust Fund, National Employment Law Project, and Worksafe, 12 minutes of appellant's 30-minute allotted time for oral argument is hereby granted.

S281510 A163848 First Appellate District, Div. 2

**ROSENBERG-WOHL
(KATHERINE) v. STATE
FARM FIRE & CASUALTY
COMPANY**

Order filed

The request of counsel for appellant to allocate to amici curiae Office of the Attorney General 15 minutes of appellant's 30-minute allotted time for oral argument is hereby granted.

S284568

**HOUSTON (RAY) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Second Appellate District, Division Three

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Three, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S284786

**NGUYEN (LAN THI TRAN) v.
S.C. (HARSAGHY)**

Transferred to Court of Appeal, First Appellate District, Division Two

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Two, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S284088**VARGAS ON DISCIPLINE**

Recommended discipline imposed

The court orders that BRENDA ELIZABETH VARGAS (Respondent), State Bar Number 153230, is suspended from the practice of law in California for three 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 a minimum of the first eighteen months of probation, 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 February 7, 2024.
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 February 7, 2024. 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 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 \$2,500 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-half of the costs must be paid with Respondent's annual fees for each of the years 2025 and 2026. 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.

S284089**MILLER ON DISCIPLINE**

Recommended discipline imposed

The court orders that MARGARET ANN MILLER (Respondent), State Bar Number 142569, 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 six months of probation (with credit given for the period of interim suspension which commenced on July 10, 2023).
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 February 2, 2024.
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 February 2, 2024. 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 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 \$1,500 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.

S284789**FIELDS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PATRICK JOSEPH FIELDS, State Bar Number 105713, as an attorney of the State Bar of California is accepted.

S284791**GORDON ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SUSAN LYNN GORDON, State Bar Number 119820, as an attorney of the State Bar of California is accepted.

S284792**GUEST ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN FAULKNER GUEST, State Bar Number 123573, as an attorney of the State Bar of California is accepted.

S284793**HUGHES ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN FREDERICK HUGHES, State Bar Number 111638, as an attorney of the State Bar of California is accepted.

S284795**HUMMER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PAUL M. HUMMER, State Bar Number 114972, as an attorney of the State Bar of California is accepted.

S284796**JARVIS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PETER R. JARVIS, State Bar Number 219751, as an attorney of the State Bar of California is accepted.

S284800**MAHACEK ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JIM PARSONS MAHACEK, State Bar Number 77268, as an attorney of the State Bar of California is accepted.

S284801**MAVROUDAKIS ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WENDY SUSAN SCHWIER MAVROUDAKIS, State Bar Number 174452, as an attorney of the State Bar of California is accepted.

S284802**McROSKEY ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GUY WILLIAM McROSKEY, State Bar Number 211129, as an attorney of the State Bar of California is accepted.

S284805**NICOUD III ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GEORGE ARNOLD NICOUD III, State Bar Number 106111, as an attorney of the State Bar of California is accepted.

S284806**NOLAN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KELLY McLAUGHLIN NOLAN, State Bar Number 306520, as an attorney of the State Bar of California is accepted.

S284807**OERTLE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CANDACE ANNE OERTLE, State Bar Number 145311, as an attorney of the State Bar of California is accepted.

S284808**RICHARD ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CATHERINE PAIGE RICHARD, State Bar Number 157547, as an attorney of the State Bar of California is accepted.

S284809**STANFORD ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DAWAN PERCIL STANFORD, State Bar Number 193505, as an attorney of the State Bar of California is accepted.

S284812**STUART ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of NANCY MARIE STUART, State Bar Number 172896, as an attorney of the State Bar of California is accepted.

S284813**SUTTON ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PEGGY ANN SUTTON, State Bar Number 123998, as an attorney of the State Bar of California is accepted.

S284814**TAYLOR ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KURT RAYMOND TAYLOR, State Bar Number 155910, as an attorney of the State Bar of California is accepted.

S284815**TORO ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MERCEDES TORO, State Bar Number 173130, as an attorney of the State Bar of California is accepted.

S284841

**VanDUECK ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RALPH ARLEN VanDUECK, State Bar Number 118381, as an attorney of the State Bar of California is accepted.

S284843

**ZIEGLER, JR., ON
RESINGATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WILLIAM JOHN ZIEGLER, JR., State Bar Number 41203, as an attorney of the State Bar of California is accepted.