

**SUPREME COURT MINUTES
WEDNESDAY, JULY 12, 2023
SAN FRANCISCO, CALIFORNIA**

S280000

B312862 Second Appellate District, Div. 8

**OLYMPIC & GEORGIA
PARTNERS, LLC v. COUNTY
OF LOS ANGELES**

Petition for review granted

The petition for review is granted.

Pending review, the opinion of the Court of Appeal, which is currently published at 90 Cal.App.5th 100, 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.

S280234

A162465 First Appellate District, Div. 1

**CRESCENT TRUST v. CITY
OF OAKLAND**

Petition for review granted

The petition for review is granted.

Pending review, the opinion of the Court of Appeal, which is currently published at 90 Cal.App.5th 805, 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.

S279622 A163655 First Appellate District, Div. 4

**CASTELLANOS (HECTOR) v.
STATE OF CALIFORNIA
(PROTECT APP-BASED
DRIVERS & SERVICES)**

Issues ordered limited

Review was granted in this matter on June 28, 2023. The issue to be briefed and argued is limited to the following: Does Business and Professions Code section 7451, which was enacted by Proposition 22 (the “Protect App-Based Drivers and Services Act”), conflict with article XIV, section 4 of the California Constitution and therefore require that Proposition 22, by its own terms, be deemed invalid in its entirety?

S279765 C095476 Third Appellate District

**PEOPLE v. WELCH
(CAMERON MICHAEL)**

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

S280073 D074429 Fourth Appellate District, Div. 1

**PEOPLE v. RAMOS (DANIEL
MANUEL)**

Petition for review granted; briefing deferred

The petitions for review are granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Bankston*, S044739 and *People v. Hin*, S141519 (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.
Guerrero, C. J., was recused and did not participate.
Votes: Jenkins, A. C. J., Corrigan, Liu, Kruger, Groban, and Evans, JJ.

S280094 B319268 Second Appellate District, Div. 6

**PEOPLE v. HAMILTON
(RICKY)**

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. Clark*, S275746 (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.

S280148 B315836 Second Appellate District, Div. 6 **PEOPLE v. FLEMING
(SCOTT ROBERT)**

Petition for review granted; briefing deferred

The request for consideration of an additional issue in the petition for review is granted.

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Lynch*, S274942, *People v. Salazar*, S275788, and pending finality of decision in *People v. Reyes* (June 29, 2023, S270723) ___Cal.5th___ (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.

S280162 C095650 Third Appellate District **PEOPLE v. BURGESS
(TRAVIS)**

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. Reynoza*, S273797 (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.

S280275 C092586 Third Appellate District **PEOPLE v. SPANN (NICORY
MARQUIS)**

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. 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.

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

S280286 B314347 Second Appellate District, Div. 8 **PEOPLE v. FARIAS
(MARTIN)**

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 Vaquera*, S258376 (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.

S280300 F084844 Fifth Appellate District **PEOPLE v. BILLINGS
(BRIAN)**

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. Walker*, S278309 (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.

S280353 B320834 Second Appellate District, Div. 6 **SANTA YNEZ BAND OF
CHUMASH MISSION
INDIANS OF THE SANTA
YNEZ RESERVATION
CALIFORNIA v. LEXINGTON
INSURANCE COMPANY**

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 *Another Planet Entertainment v. Vigilant Insurance Company*, S277893 (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.

S280412 C095503 Third Appellate District

**PEOPLE v. SANFORD
(SAMUEL)**

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. 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.

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

S277746

**SIPES (JEFFREY TODD) ON
H.C.**

Order to show cause issued, returnable in Superior Court

The Director of the Department of Corrections is ordered to show cause before the Fresno County Superior Court, when the matter is placed on calendar, why the relief sought should not be granted as conceded by the Attorney General in his informal response filed in this court on May 12, 2023. The return shall be served and filed on or before August 11, 2023.

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

S279842 G062526 Fourth Appellate District, Div. 3

**GOMEZ (EDDIE) v. S.C.
(PEOPLE)**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Three, with directions to issue an order to show cause

The petition for review is granted. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its order denying mandate and to issue an order directing the respondent superior court to show cause why the relief sought in the petition should not be granted. (Cal. Rules of Court, rule 8.528(d).)

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

S278455

**CANO (CARLOS) ON
CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant clemency

The Honorable Gavin Newsom
Governor, State of California
State Capitol Building
Sacramento, CA 95814

Re: Carlos Cano
Legal Affairs File No.: GO No. 7131-18
Case Number: S278455
Executive Clemency Number: 1240

Dear Governor Newsom:

On the application of Carlos Cano for commutation of sentence, your office requested a recommendation under article V, section 8 of the California Constitution in order to grant a commutation of sentence to the applicant. The request stated that: "The Governor is contemplating a commutation of sentence that would make Mr. Cano eligible for a parole suitability hearing." The court, with at least 4 judges concurring, hereby grants the request and issues the recommendation required by Article V, section 8.

Sincerely,

Patricia Guerrero
Chief Justice of California

S279373

**SARVER (ROY) ON
CLEMENCY**

Letter sent to Governor with the recommendation required by article V, section 8 of the California Constitution for the Governor to grant clemency

The Honorable Gavin Newsom
Governor, State of California
State Capitol Building
Sacramento, CA 95814

Re: Roy Sarver
Legal Affairs File No.: GO No. 10-21-00881
Case Number: S279373
Executive Clemency Number: 1241

Dear Governor Newsom:

On the application of Roy Sarver for pardon, the court, with at least 4 judges concurring, hereby makes the recommendation required by Article V, section 8 of the California Constitution for the Governor to grant a pardon.

Sincerely,

Patricia Guerrero

Chief Justice of California

S278710

**HALTOM (VICTOR
STEPHEN) v. STATE BAR OF
CALIFORNIA**

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

S279745 B306974 Second Appellate District, Div. 3

**PEOPLE v. WILLIAMS
(EDWARD CHARLES)**

Petition for review denied

S279770 B307854 Second Appellate District, Div. 5

**ZARUM (LORIE ANNE
GUNDERSON) v. HOAG
MEMORIAL HOSPITAL
PRESBYTERIAN**

Petition for review denied

S279827 G062431 Fourth Appellate District, Div. 3

**LOPEZ (ARTHUR) v. OUR
LADY QUEEN OF ANGELS
CATHOLIC CHURCH**

Petition for review denied

S279857 A164045 First Appellate District, Div. 2

**SHENSON (BRIAN) v.
COUNTY OF CONTRA
COSTA**

Petition for review denied

S279883 B313852 Second Appellate District, Div. 1

**GREENWOOD (ELIZABETH)
v. CITY OF LOS ANGELES**

Petition for review denied

S279891 D081998 Fourth Appellate District, Div. 1

**ROTH (DEBRA A.) v. S.C.
(PLIKAYTIS)**

Petition for review denied

S279928 A163240 First Appellate District, Div. 3

**BERNUY (RONALD) v.
BRIDGE PROPERTY
MANAGEMENT COMPANY**

Petition for review denied

S279930 B317886 Second Appellate District, Div. 5

IN RE L.L.

Petition for review denied

S279940 C095663 Third Appellate District

**PEOPLE v. WILLIAMS (KIRK
DOUGLAS)**

Defendant's pro. per. motions to relieve counsel and to consolidate the petition for review with the petition for writ of habeas corpus are denied.
The petitions for review are denied.

S279943 A165581 First Appellate District, Div. 3

**YOUNG (JACALYN A.) v.
SCHULTZ (RONALD J.)**

Petition for review denied

S279954 C093627 Third Appellate District

**SCACCIA (BRIAN) v.
KENNEDY (DANIEL)**

Petition for review denied

S279956 C098393 Third Appellate District

**LACKEY-GARCIA (MARTIN)
ON H.C.**

Petition for review denied

S279959 C096578 Third Appellate District

**PEOPLE v.
SANSCARTIERWARD
(MICHAEL AUSTIN)**

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.

S279960

**DREVALEVA (TATYANA E.)
v. ALAMEDA HEALTH
SYSTEM**

Petition for review denied

S279966 C096171 Third Appellate District

Petition for review denied

**PEOPLE v. HORTON
(DAMION MARC)**

S279984 G062564 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. LAK (DANIEL
KRISTOF)**

S279992 G062313 Fourth Appellate District, Div. 3

Petition for review denied

**BUSTAMANTE (JESUS
JAVIER) ON H.C.**

S280007 A164371 First Appellate District, Div. 2

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.

**PEOPLE v. DAVISON
(MARCUS BRIAN)**

S280023 C094348 Third Appellate District

Petition for review denied

**JOHNSON (CURTIS) v.
JOHNSON (KENT K.)**

S280033 C091512 Third Appellate District

Petition for review denied

**PEOPLE v. SPIVEY (EDDIE
CHARLES)**

S280075 A165907 First Appellate District, Div. 5

Request for review on court's own motion denied

**McINTOSH (RONALD J.) ON
H.C.**

The court declines to review this matter on its own motion. The matter is now final.

S280091 E076679 Fourth Appellate District, Div. 2

Petition for review denied

**WALKER (JOEL) v. CITY OF
VICTORVILLE**

S280125 C091101 Third Appellate District

Petition for review denied

**SHINSHURI (TAMME) v.
CALIFORNIA PHYSICIANS'
SERVICE**

S280137 C095845 Third Appellate District

Petition for review denied

**PEOPLE v. LEMUS (RAUL
RUIZ)**

S280144 A161477/A162437 First Appellate District, Div. 2

Petition for review & depublication request(s) denied
Jenkins, J., was recused and did not participate.

**GOLA (KELLY) v.
UNIVERSITY OF SAN
FRANCISCO**

S280145 F083576 Fifth Appellate District

Petition for review denied

**PEOPLE v. OROSCO
(JULIAN)**

S280150 C094672 Third Appellate District

Petition for review denied

**VIANI (MIRANDA) v. FAIR
OAKS ESTATES, INC.**

S280180 C096515 Third Appellate District

Petition for review denied

IN RE C.B.

S280183 F083685 Fifth Appellate District

Petition for review denied

**PEOPLE v. AVALOS
(CRISTIAN)**

S280196 A162710 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. SANDERS
(RICKY)**

S280197 B320788 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CASTRO
(DANIEL ZEPPELLIN)**

S280198 E077925 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. SILVA (LEROY)

S280202 C092009 Third Appellate District

Petition for review & publication request(s) denied

**CONNOLLY RANCH, INC. v.
DEPARTMENT OF PARKS &
RECREATION**

S280208 H047341 Sixth Appellate District

Petition for review denied

**PEOPLE v. MONDRAGON
(FERNANDO RAMIREZ)**

S280209 D079873 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. OLIVEROS
(EDUARDO HERNANDEZ)**

S280210 B322660 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. ALARCON
(GONZALO)**

S280212 B328142 Second Appellate District, Div. 3

Petition for review denied

**BROWN III (WILLIE FRANK)
v. S.C. (PEOPLE)**

S280224 C094445 Third Appellate District

Petition for review denied

**PEOPLE v. VERA (MIGUEL
TORRES)**

S280227 B320911 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. PEREZ
(CHRISTOPHER)**

S280228 B321197 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. ARANGO
(JONATHAN)**

S280229 B318352 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. HUDSPETH, JR.,
(ELVIN LEE)**

S280231 B328455 Second Appellate District, Div. 1

Petition for review denied

HARMON (DARYL) ON H.C.

S280238 B318161 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. COLLINS
(RONALD)**

S280240 B317976 Second Appellate District, Div. 4

Petition for review denied

**SALL (ANTHONY) v. AGAM
(GIOR)**

S280242 G060431 Fourth Appellate District, Div. 3

The Motion to be Relieved as Counsel filed on June 20, 2023, is denied without prejudice to the filing of the motion in Superior Court.

The petition for review is denied.

**SAIL EXIT PARTNERS, LLC
v. SCHINDLER (WALTER L.)**

S280250 B319489 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. McKENZIE, JR.,
(ANTWAN)**

S280252 D079441 Fourth Appellate District, Div. 1

Petition for review denied

**TAKIGUCHI (GUY) v.
VENETIAN
CONDOMINIUMS
MAINTENANCE
CORPORATION**

S280253	B321475 Second Appellate District, Div. 6	PEOPLE v. VALLERY (YKI JAMALL)
Petition for review denied		
S280257	H050144 Sixth Appellate District	PEOPLE v. OLIVA (HUGO REYES)
Petition for review denied		
S280259	H049305 Sixth Appellate District	PEOPLE v. GARCIA (ANTHONY ANGEL)
Petition for review denied		
S280260	C096152 Third Appellate District	PEOPLE v. LOPEZ (JOSUE VERDUGO)
Petition for review denied		
S280261	D080612 Fourth Appellate District, Div. 1	PEOPLE v. RODRIGUEZ (SERGIO)
Petition for review denied		
S280265	C098450 Third Appellate District	PANIGHETTI (WESLEY) ON H.C.
Petition for review denied		
S280266	B324490 Second Appellate District, Div. 5	PEOPLE v. MARTIN (JEROME)
Petition for review denied		
S280269	C093720 Third Appellate District	PEOPLE v. FAGUNDES (DAVID JOSEPH)
Petition for review denied		
S280270	B318350 Second Appellate District, Div. 1	PEOPLE v. ERAZO (ANDREW)
Petition for review denied		

S280272	D080803 Fourth Appellate District, Div. 1	PEOPLE v. FANIEL (DEVION RAYNARD)
Petition for review denied		
S280274	A161995 First Appellate District, Div. 2	PEOPLE v. MARTINEZ (PEDRO FRANCISCO GALVAN)
Petition for review denied		
S280276	B321420 Second Appellate District, Div. 6	PEOPLE v. BENTLEY (JOSEPH)
Petition for review denied		
S280279	D080382 Fourth Appellate District, Div. 1	PEOPLE v. ZILE (ZACHARIAH)
Petition for review denied		
S280281	C098195 Third Appellate District	CLARK (CHRISTOPHER) ON H.C.
Petition for review denied		
S280282	C096387 Third Appellate District	PEOPLE v. McCOY (LORENZO)
Petition for review denied		
S280287	B318531 Second Appellate District, Div. 4	PEOPLE v. BEST (KIRAN CLISBY)
Petition for review denied		
S280288	E078380 Fourth Appellate District, Div. 2	PEOPLE v. VILLALOBOS (HILARIO)
Petition for review denied		
S280292	B313832 Second Appellate District, Div. 3	WHOOLEY (JAMES & ZANA), MARRIAGE OF
Petition for review denied		

S280298 B328809 Second Appellate District, Div. 4

Petition for review denied

**SNYDER (ROBERT R.) ON
H.C.**

S280301 G060372 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. BECHER (JASON)

S280305 C096043 Third Appellate District

Petition for review denied

**PEOPLE v. DICKENS (LEAF
JAMES)**

S280315 C096664 Third Appellate District

Petition for review denied

PEOPLE v. KING (DAVID)

S280316 A167343 First Appellate District, Div. 2

Petition for review denied

**RUIZ (TOMMY RENE) ON
H.C.**

S280318 H048397 Sixth Appellate District

Petition for review denied

**PEOPLE v. CASTANEDA
(CARLOS JOSEPH)**

S280323 H048965 Sixth Appellate District

Petition for review denied

**PEOPLE v. MONTOYA
(EPIFANIO LEDESMA)**

S280324 B321633 Second Appellate District, Div. 3

Petition for review denied

IN RE S.B.

S280325 A164803 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. FREDRICKSON
(HANNA)**

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

S280331**WILLIAMS (KIRK
DOUGLAS) v. COURT OF
APPEAL, THIRD
APPELLATE DISTRICT
(PEOPLE)**

The petition for writ of mandate and prohibition and “supplementary emergency application for issuance of peremptory writ of mandate” are denied.

S280345 C096615 Third Appellate District**PEOPLE v. FOX (MATTHEW
ROBERT)**

Petition for review denied

S280346 B317861 Second Appellate District, Div. 5**PEOPLE v. TAYLOR
(LEROY)**

Petition for review denied

S280349 A165818/A165842 First Appellate District, Div. 4**HEINEKE (JOHN M.) v.
SANTA CLARA UNIVERSITY**

Petition for review denied

S280354 C094886 Third Appellate District**PEOPLE v. HOOBLER
(BRIAN ALAN)**

Petition for review denied

S280359 D079349 Fourth Appellate District, Div. 1**PEOPLE v. PAIGE (DALIJAH
ARMEASE)**

Petition for review denied

S280360 B315668 Second Appellate District, Div. 3**PEOPLE v. CORY (RONALD
L.)**

Petition for review denied

S280361 F083268 Fifth Appellate District**PEOPLE v. SPURLOCK
(CHARLES LINDSEY)**

Petition for review denied

S280372 B319838 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. NAHMAN
(DAVID)**

S280376 B319664 Second Appellate District, Div. 1

Petition for review denied

**RYCKMAN (GERALD
OWEN) v. DREXLER (DAVID)**

S280380 A165192 First Appellate District, Div. 5

Petition for review denied

**BOND (SUSANNAH) v.
JPMORGAN CHASE, N.A.**

S280381 C096992 Third Appellate District

Petition for review denied

**PEOPLE v. HEMPSTEAD
(TYCORY TRAVON)**

S280382 H049692 Sixth Appellate District

Petition for review denied

**PEOPLE v. PIMENTEL
(DANIEL LOPEZ)**

S280383 F084095 Fifth Appellate District

Petition for review denied

**PEOPLE v. ALVAREZ
(FRANCISCO JUAN)**

S280398 B317141 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. GRIFFIN
(ANTHONY JOHN)**

S280399 H051037 Sixth Appellate District

Petition for review & application for stay denied

**ZAPOTECAS-RUIZ
(FRANCISCO) v. S.C.
(PEOPLE)**

S280401 A166386 First Appellate District, Div. 4

Petition for review denied

**GSCHWEND (MARY ANN) v.
ABRAMS (ELLIOT)**

S280402 B317638 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. DONAHUE
(RONALD TITUS)**

S280407 A165481 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. HILL, SR., (TION
ALONZO GRIMMETT)**

S280409 B308540 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. BRAMBILA
(CIRILO)**

S280411 A163653 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. RICHARDSON
(JAMES JESSE)**

S280414 A167892 First Appellate District, Div. 3

Petition for review denied

**MENDOZA-MATIAS (JAIME)
v. S.C. (PEOPLE)**

S280415 B314780 Second Appellate District, Div. 2

Petition for review & depublication request(s) denied

**DUA (POONAM) v.
STILLWATER INSURANCE
COMPANY**

S280418 H048978 Sixth Appellate District

Petition for review denied

**RUBY FALLS FUND, LLC v.
AQUALEGACY
DEVELOPMENT, LLC**

S280419 H049160 Sixth Appellate District

Petition for review denied

**AQUALEGACY
DEVELOPMENT, LLC v. 2012
CANROW OWNER, LLC**

S280422 H049062 Sixth Appellate District

Petition for review denied

**AQUALEGACY
DEVELOPMENT LLC v. 2012
CANROW OWNER, LLC**

S280427 C095289 Third Appellate District

Petition for review denied

**PEOPLE v. COSTELLO
(CHRISTOPHER ANTHONY)**

S280430 H049368 Sixth Appellate District

Petition for review denied

**AQUALEGACY
DEVELOPMENT, LLC v. 2012
CANROW OWNER, LLC**

S275614

The request for judicial notice is granted.
The petition for writ of habeas corpus is denied.

FIORE (BRIAN) ON H.C.

S277766

The request for judicial notice is granted.
The petition for writ of habeas corpus is denied.

JANSEN (MICHAEL) ON H.C.

S278587

Petition for writ of habeas corpus denied
Guerrero, C. J., was recused and did not participate.

**BRYSON (RONALD GENE)
ON H.C.**

S278673

Petition for writ of habeas corpus denied

REID (CARLTON L.) ON H.C.

S278705

The petition for writ of habeas corpus is denied without prejudice to any relief to which petitioner might be entitled after this court decides *People v. Hardin*, S277487, and without prejudice to filing a motion in the trial court pursuant to Penal Code section 1203.01 (see *In re Cook* (2019) 7 Cal.5th 439).

**GARY (RICKEY LYNN) ON
H.C.**

S279261

Petition for writ of habeas corpus denied

**WILLIAMS (NIGI
WAKAMAUKIE) ON H.C.****S279262**

Petition for writ of habeas corpus denied

**CREIGLOW (JEFFREY
ALLEN) ON H.C.****S279267**

Petition for writ of habeas corpus denied

**WOOTEN (ISAIAH ISAAC)
ON H.C.****S279287**

Petition for writ of habeas corpus denied

MORTON (BRUCE) ON H.C.**S279292**

Petition for writ of habeas corpus denied

**HERRERA (JOSHUA) ON
H.C.****S279402**

Petition for writ of habeas corpus denied

**BROOKINS (BARRY LEE)
ON H.C.****S279404**

Petition for writ of habeas corpus denied

SEAU (ROLAND I.) ON H.C.**S279434**

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].)

**FERNANDEZ (CORY) ON
H.C.**

S279476**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].)

S279483**JUAREZ (JUAN MANUEL)
ON H.C.**

Petition for writ of habeas corpus denied

S279484**GREEN (ROBERT RUSSELL)
ON H.C.**

Petition for writ of habeas corpus denied

S279510**MORALES III (JUAN
ORTEGA) 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].)

S279512**McKINEY (ALONSO) 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].)

S279813**ROBINSON (BRUCE ALAN)
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].)

S279945**BUDD (ERIC JOSEPH) 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].)

S280267**BUDD (ERIC JOSEPH) 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]; *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].)

S280373**ROARK II (ROBERT LEE)
ON H.C.**

Petition for writ of habeas corpus denied

S280541**GARY (RICKEY LYNN) ON
H.C.**

Petition for writ of habeas corpus denied

S279319 E079350 Fourth Appellate District, Div. 2
Publication request denied (case closed)**IN RE F.C.****S279399** B322245 Second Appellate District, Div. 2
Publication request denied (case closed)**A. (RENEE) v. A. (ROBERT)****S279584** A166116 First Appellate District, Div. 3
Publication request denied (case closed)**IN RE W.M.****S279594** F083631 Fifth Appellate District
Publication request denied (case closed)**C. (A.) v. S.C. ANDERSON,
INC.**

S279698 B310344 Second Appellate District, Div. 1

LONG BEACH, CITY OF v. PATEL (DAKSHA)

Publication request denied (case closed)

S279728 F083969 Fifth Appellate District

OLIN (JEFFREY J.) v. GRACE (ROGER M.)

Publication requests denied (case closed)

S279743 E080073 Fourth Appellate District, Div. 2

IN RE ROBERT F.

The time for granting or denying review in the above-entitled matter is hereby extended to August 18, 2023.

S280089 B318310 Second Appellate District, Div. 7

PEOPLE v. MEZA (DANIEL)

The time for granting or denying review in the above-entitled matter is hereby extended to August 18, 2023.

S280098 B328459 Second Appellate District, Div. 3

FLORES (JIMMY) v. S.C. (PEOPLE)

The time for granting or denying review in the above-entitled matter is hereby extended to August 18, 2023.

S280123 D080352 Fourth Appellate District, Div. 1

CABANDONG (FRANCISCA) v. WEBER (SHIRLEY)

The time for granting or denying review in the above-entitled matter is hereby extended to August 18, 2023.

S280139 G062608 Fourth Appellate District, Div. 3

SUAREZ (LESTER) v. S.C. (PEOPLE)

The time for granting or denying review in the above-entitled matter is hereby extended to August 21, 2023.

S280143 A167685 First Appellate District, Div. 4

ALAMEDA HEALTH SYSTEM v. S.C. (RIDGE)

The time for granting or denying review in the above-entitled matter is hereby extended to August 22, 2023.

S280186 F083230 Fifth Appellate District

**RAMSEY (JEFFREY W.) v.
CITY OF CHOWCHILLA**

The time for granting or denying review in the above-entitled matter is hereby extended to August 23, 2023.

S280195 A166976 First Appellate District, Div. 3

**MALLOY (STEPHEN) v.
PUBLIC EMPLOYMENT
RELATIONS BOARD
(REGENTS, UNIVERSITY OF
CALIFORNIA)**

The time for granting or denying review in the above-entitled matter is hereby extended to August 23, 2023.

S207510

**PEOPLE v. BARBAR
(MICHAEL)**

Extension of time granted

Based upon counsel Supervising Deputy State Public Defender Nerissa J. Huertas' representation that the appellant's reply brief is anticipated to be filed by November 16, 2023, an extension of time in which to serve and file that brief is granted to September 18, 2023. After that date, only one further extension totaling about 59 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 8631(d)(1)(A)(ii) & (B)(ii).)

S080056

**PEOPLE v. BELL (MICHAEL
LEON)**

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 4, 2023, is granted. The November 16, 2004, order appointing Wells as habeas corpus/executive clemency counsel is hereby vacated.

Attorney Marylou Hillberg is hereby appointed as habeas corpus/executive clemency counsel of record for Michael Leon Bell, including in the proceedings in the superior court related to *In re Michael Leon Bell*, S229111.

Gary B. Wells is directed to deliver to Marylou Hillberg, 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 Michael Leon Bell or from his trial counsel, experts, investigators, or paralegals, or from any other source.

S278038 E076032 Fourth Appellate District, Div. 2 **PEOPLE v. MITCHELL
(CAMERON LIONEL
ISAIAH)**

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.

S278427 E077878 Fourth Appellate District, Div. 2 **PEOPLE v. BARNES
(ANTHONY TYRONE)**

Counsel appointment order filed

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

S279024 **PEOPLE v. LUNA (BRYAN)**
Counsel appointment order filed

Upon request of appellant for appointment of counsel, Catherine White is hereby appointed to represent appellant William Kenneth Webb on the appeal now pending in this court.

S279280 B315223 Second Appellate District, Div. 2 **PEOPLE v. TAMARIZ
(URIEL)**

Counsel appointment order filed

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

S279335 B319762 Second Appellate District, Div. 4 **PEOPLE v. EVANS (TERRY
TYRONE)**

Counsel appointment order filed

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

S279423 D080380 Fourth Appellate District, Div. 1 **PEOPLE v. SANCHEZ
(HECTOR DANIEL)**

Counsel appointment order filed

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

S279425 B317264 Second Appellate District, Div. 1 **PEOPLE v. SMITH (DOCK
DAVID)**

Counsel appointment order filed

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

S279489 B317364 Second Appellate District, Div. 6 **IN RE D.R.**
Counsel appointment order filed

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

S279613 F082662 Fifth Appellate District **PEOPLE v. TOVAR (JESUS)**
Counsel appointment order filed

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

S279633 E078235 Fourth Appellate District, Div. 2 **PEOPLE v. BUTLER
(RAHSAAN WAYNE)**

Counsel appointment order filed

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

S242076 **PEOPLE v. CONTRERAS
(DAVID REY)**

Order filed

Respondent's, Application and Declaration of Good Cause for Extension of Time to File
Response to Appellant's Application to File the Opening Brief Under Seal and Appellant's

Motion For Judicial Notice filed on July 7, 2023, is hereby granted.

S279629

Petition denied

(accusation)

ACCUSATION OF GILLIS

S279976

Petition denied

(accusation)

**ACCUSATION OF
ARCHULETTA**

S280050

Petition denied

(accusation)

ACCUSATION OF RYAN

S280068

Petition denied

(accusation)

**ACCUSATION OF
WASHINGTON**

S280069

Petition denied

(accusation)

**ACCUSATION OF
WASHINGTON**

S280071

Petition denied

(accusation)

**ACCUSATION OF
WASHINGTON**

S280072

Petition denied

(accusation)

**ACCUSATION OF
WASHINGTON**

S280164

Petition denied

(accusation)

ACCUSATION OF GEIGER

S280167

Petition denied

(accusation)

ACCUSATION OF GEIGER

S280169

Petition denied (accusation)

ACCUSATION OF GEIGER**S280171**

Petition denied (accusation)

ACCUSATION OF GEIGER**S280173**

Petition denied (accusation)

ACCUSATION OF GEIGER**S280175**

Petition denied (accusation)

ACCUSATION OF GEIGER**S280255**

Petition denied (accusation)

ACCUSATION OF GEIGER**S276074**

Recommended discipline imposed

HALTOM ON DISCIPLINE

The court orders that VICTOR STEPHEN HALTOM (Respondent), State Bar Number 155157, 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 three years subject to the following conditions:

1. Respondent is suspended from the practice of law for a minimum of the first two years of probation, and Respondent will remain suspended until the following requirements are satisfied:
 - a. Respondent makes restitution to the following payees, or such other recipient as may be designated by the Office of Probation or the State Bar Court (or reimburses the Client Security Fund, to the extent of any payment from the Fund to such payees, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles. Reimbursement to the Fund is enforceable as a money judgment and may be collected by the State Bar through any means permitted by law:
 - i. BreAnn Diaz (formerly known as BreAnn Sanchez) in the amount of \$50,000 plus 10 percent interest per year from September 6, 2018;
 - ii. Michelle Davis and Claire Stone in the amount of \$6,250 plus 10 percent interest per year from December 31, 2019; and
 - iii. Patrick Mooney in the amount of \$14,000 plus 10 percent interest per year from May 18, 2017.
 - b. Respondent provides 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 Decision filed on July 5, 2022.
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 July 5, 2022. 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.

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 they may be collected by the State Bar through any means permitted by law.

S278922**DERIEG ON DISCIPLINE**

Remanded to State Bar

Pursuant to California Rules of Court, rule 9.17, the court remands this matter to the State Bar Court to reconsider whether respondent GEORGE MARTIN DERIEG may be culpable of violations of Business and Professions Code section 6068, subdivision (a) based solely on his predicate violations of Probate Code sections 10830 and 10831, which, by their terms, are not disciplinable offenses under the State Bar Act (Bus. & Prof. Code, § 6000 et seq.). (*In the Matter of Lilley* (Review Dept. 1991) 1 Cal. State Bar Ct. Rptr. 476 [“[S]ection 6068[, subdivision] (a) [serves] as a conduit by which attorneys may be charged and disciplined for violations of other specific laws which are not otherwise made disciplinable under the State Bar Act.”].)

S280017**RAIMONDO ON DISCIPLINE**

Petition for review denied; recommended discipline imposed – ANTHONY PETER RAIMONDO