

**SUPREME COURT MINUTES
WEDNESDAY, JULY 24, 2024
SAN FRANCISCO, CALIFORNIA**

S284917 A164448 First Appellate District, Div. 3 **PEOPLE v. BOSTON
(DONALD KIRKLAND)**

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. Morris*, S284751 (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.

S285433 B325798 Second Appellate District, Div. 6 **STILES (BRANDI) v. KIA
MOTORS AMERICA, INC.**

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 *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.

S285460 A167738 First Appellate District, Div. 4 **NEWTON - THE
CHILDREN'S LEARNING
CENTER, INC. v. DE RITZ,
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 *City of Los Angeles v. PriceWaterhouseCoopers*, S277211 (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.

S285494 F085695 Fifth Appellate District**PEOPLE v. WARE
(KENNETH)**

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. Antonelli*, S281599 (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.

S285537 E082401 Fourth Appellate District, Div. 2 **IN RE D.M.**

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 Ja.O.*, S280572 (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.

S279982 **ZAKI (ROBERT) ON H.C.**

Order to show cause issued, returnable in Superior Court

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause, returnable before the Los Angeles County Superior Court, why petitioner is not entitled to relief based on allegations he was incompetent to stand trial and trial counsel was ineffective for failing to investigate petitioner's mental illness and initiate competency proceedings. The return must be served and filed on or before August 23, 2024.

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

S285195 A168060 First Appellate District, Div. 3 **H. (W.) ON H.C.**

Petition for review granted; transferred to Court of Appeal, First 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, First Appellate District, Division Three. That court is ordered to vacate its summary denial dated April 19, 2024, and is further ordered to issue an order to show cause, returnable before the Napa County Superior Court (Cal. Rules of Court, rule 8.528(d).) The Napa County Probation Department or other legal custodian is to be ordered to show cause why the relief prayed for should not be granted on the ground trial counsel rendered ineffective assistance.

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

S285474 A170020 First Appellate District, Div. 4 **COLLETTE (MICHAEL PHILLIP) v. KE (XIAOUIUAN)**

Review granted on the court's own motion; transferred to Court of Appeal, First Appellate District, Division Four

At the request of the Court of Appeal, review is ordered on this court's own motion. The cause is transferred to the Court of Appeal, First Appellate District, Division Four, for further proceedings. (Cal. Rules of Court, rule 8.528(d).)

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

S281588 B319121 Second Appellate District, Div. 1 **WEST ADAMS HERITAGE ASSOCIATION v. CITY OF LOS ANGELES (CHAMPION)**

Transferred to Court of Appeal, Second Appellate District, Division One, after hold

The above-captioned matter is transferred to the Court of Appeal, Second Appellate District, Division One, with directions to vacate its decision and reconsider the cause in light of Assembly Bill No. 1307 (Stats. 2023, ch. 160, § 1) and *Make UC A Good Neighbor v. Regents of the University of California (Resources for Community Development)* (2024) 16 Cal.5th 43. (Cal. Rules of Court, rule 8.528(d).)

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

S281898 H048986 Sixth Appellate District **PEOPLE v. CERVANTES (GUILLERMO MADRIGAL)**

Appeal abated

Due to the death on April 30, 2024, of Guillermo Madrigal Cervantes, all proceedings in this cause are permanently abated, and the cause is transferred to the Court of Appeal, Sixth Appellate District, with directions to enter an order to that effect in Case No. H048986 and to require the Superior Court for the County of Santa Clara to enter an order to that effect in Case No. C1775222. (Cal. Rules of Court, rule 8.528(d); *People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.) The "Motion to Abate Proceedings" filed on June 10, 2024, is denied insofar as it seeks dismissal of the appeal.

S284738 F085146 Fifth Appellate District **TAMAYO (GUILLERMO RENE) v. GORDON (STEVE)**

Petition for review & publication request(s) denied

S284848 C098711 Third Appellate District

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

**3 STONEDEGGS, INC. v.
WORKERS'
COMPENSATION APPEALS
BOARD & NANEZ (BRADEN)**

S284889 D083889 Fourth Appellate District, Div. 1

Petition for review denied

**HAMMERLORD (M
NORMAN) v. S.C. (ELLIOT)**

S285045 H052040 Sixth Appellate District
Petition for review denied

HANEY (LAVON) ON H.C.

S285048

Petition for review denied

**BARTNOF (BARBARA) v.
PINCUS (STEPHEN JAY)**

S285058 H052075 Sixth Appellate District

Petition for review denied

**SEPEHRY-FARD (FAREED)
v. S.C. (U.S. BANK
NATIONAL ASSOCIATION)**

S285106 H050952 Sixth Appellate District
Petition for review denied

IN RE A.H.

S285122 B326425 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. AGUILAR
(HECTOR RICHARD)**

S285143 D080658 Fourth Appellate District, Div. 1

Petition for review denied

**MARIEN (ROBIN) v.
KUCZEWSKI (ROBERT
MICHAEL)**

S285152 A166580 First Appellate District, Div. 4

**PEOPLE v. BASICA
(FLORIAN)/(THE NORTH
RIVER INSURANCE CO.)**

Petition for review denied

S285153 B327420 Second Appellate District, Div. 2

**PEOPLE v. SALDANA
(ENRIQUE ISMAEL)**

Petition for review denied

S285179 D082610/D082948 Fourth Appellate District, Div. 1 **IN RE Bl.F.**

Petition for review denied

S285252 B326148 Second Appellate District, Div. 4

**TSATRYAN (ARTHUR) v.
FERNANDEZ (STEVEN)**

Petition for review denied

S285264 G061711 Fourth Appellate District, Div. 3

**EMERSON MAINTENANCE
ASSOCIATION v.
GORENBERG (ALAN E.)**

Petition for review denied

S285305 B323525 Second Appellate District, Div. 3

**CAREPATROL FRANCHISE
SYSTEMS, LLC v. TSI
INVESTMENT GROUP INC.**

Petition for review denied

S285342 A167791 First Appellate District, Div. 2

**PEOPLE v. RAYL (KELCY
BONDELL)**

Petition for review denied

S285345 C098480 Third Appellate District

**PEOPLE v. POUVIFATA
(BENJAMIN SAMUEL)**

Petition for review denied

S285362 E081026 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. LANKFORD
(DANTE MAURICE)**

S285367 G064089 Fourth Appellate District, Div. 3

Petition for review denied

**THE CINCINNATI REDS,
LLC v. WORKERS'
COMPENSATION APPEALS
BOARD; FONECA (CHAD)**

S285375 C097286 Third Appellate District

Petition for review denied

**PEOPLE v. VOLOSIN, JR.,
(KARL JONATHAN)**

S285396 B324572 Second Appellate District, Div. 3

Petition for review denied

Liu and Evans, JJ., are of the opinion the petition should be granted.

**PEOPLE v. PALACIOS
(OSCAR ANTONIO)**

S285418 C097382 Third Appellate District

Petition for review denied

**SACRAMENTO MUNICIPAL
UTILITY DISTRICT v. KWAN
(DAVID)**

S285423 C097919 Third Appellate District

Petition for review denied

**PEOPLE v. STARKS (JUSTIN
EUGENE)**

S285430 B323597 Second Appellate District, Div. 5

Petition for review denied

PEOPLE v. GOMEZ (JUAN)

S285431 B336276 Second Appellate District, Div. 1

Petition for review denied

**KNIGHT (ARIEL) v. S.C.
(WOOD)**

S285438 F084595 Fifth Appellate District

Petition for review denied

**VIA APPIA, LLC v. OP
DEVELOPMENT, INC.**

S285439 A170408 First Appellate District, Div. 3

Petition for review denied

**MBADIKE-OBIORA
(MAUREEN) v. S.C.
(CENTRAL EAST BAY IPA
MEDICAL GROUP, INC.)**

S285443 B321862/B324119 Second Appellate District, Div. 2 **NOWZARI (FARHAD) v.
TORRANCE MEMORIAL
MEDICAL CENTER**

Petition for review denied

S285445 B317081 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MACKBEE
(CHARLES ANTHONY)**

S285447 D080941 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. LOVEJOY
(DIANA)**

S285455 B337819 Second Appellate District, Div. 3
Petition for review denied

FELIX (CHELDON) ON H.C.

S285473 E081051 Fourth Appellate District, Div. 2

Petition for review denied

**JIMENEZ (PASCUALA
MARIN) v. MICELI (SAM J.)**

S285475 B322168 Second Appellate District, Div. 2

Petition for review denied

**HASELHOFF (OTTO L.) v.
CITY OF SANTA MONICA**

S285480 B328323 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. EAVES
(MICHAEL ALLEN)**

S285483 C097347 Third Appellate District

Petition for review denied

**PEOPLE v. CAMACHO
(FRANK)**

S285485 B337045 Second Appellate District, Div. 5

Petition for review denied

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

S285486 B325920 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. GONZALES
(JAIME ALFREDO)**

S285488 A167412 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. VILAYNGEUN
(KEVIN THONGSAY)**

S285492 B324530 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. McKINNEY
(BRANDON ERNEST)**

S285496 E080625 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MENDEZ (ALEX
GARCIA)**

S285504 C098453 Third Appellate District

Petition for review denied

**PEOPLE v. RATNAM (EDWIN
AJESH)**

S285512 A169939 First Appellate District, Div. 3

Petition for review denied

**ACOSTA (MICHAEL) v. S.C.
(PEOPLE)**

S285515 F084396 Fifth Appellate District

Petition for review denied

**PEOPLE v. ATHWAL
(AMRITRAJ SINGH)**

S285526 C098013 Third Appellate District

Petition for review denied

**PEOPLE v. TOWNSEND
(JAMES MARLOW)**

S285527 A164873 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. WEST (SANTANA
DUANE)**

S285532 D082536 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ONTIVEROS
(HARON)**

S285543 C098356 Third Appellate District

Petition for review denied

**PEOPLE v. DANIELS (STEVE
WAYNE)**

S285547 A166044 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. ROJAS (JOSE
ALFREDO)**

S285549 H049863 Sixth Appellate District

Petition for review denied

**PEOPLE v. CASTILLO
(ANTHONY URBANO)**

S285551 B329462 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. SIMMONS (CARL
DWAYNE)**

S285554 D081983 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. BERNABE
(FELIPE)**

S285555 C098159 Third Appellate District

PEOPLE v. BERRY (DONALD JOSEPH)

Petition for review denied

S285558 D080959 Fourth Appellate District, Div. 1

PEOPLE v. HERNANDEZ (ROGER FRANCISCO)

Petition for review denied

Liu, Jenkins, and Evans, JJ., are of the opinion the petition should be granted.

S285559 D082148 Fourth Appellate District, Div. 1

PEOPLE v. MARISCAL (LUIS ANTONIO)

Petition for review denied

S285560 B338076 Second Appellate District, Div. 7

FINK (DAVID) ON H.C.

Petition for review denied

S285562

DO (MINH CONG) v. COURT OF APPEAL, FOURTH APPELLATE DISTRICT, DIVISION THREE (PEOPLE)

The petition for writ of mandate is denied.

S285564 B332975 Second Appellate District, Div. 3

PEOPLE v. ALI (OMARI)

Petition for review denied

S285574 F085863/F085865 Fifth Appellate District

PEOPLE v. PAYNE (RANDY LYNN)

Petition for review denied

Groban and Evans, JJ., are of the opinion the petition should be granted.

S285577 C099413 Third Appellate District

PEOPLE v. LIVINGSTON (DON CORNELIOUS)

Petition for review denied

S285582	D081111 Fourth Appellate District, Div. 1	YOUNG (ARTHUR R.) v. CITY OF CORONADO
Petition for review denied		
S285584	B326406 Second Appellate District, Div. 6	PEOPLE v. CROWLEY (DANIEL JOSEPH)
Petition for review denied		
S285588	F086526 Fifth Appellate District	PEOPLE v. GALAFATE III (ROMAN)
Petition for review denied		
S285591	B325420 Second Appellate District, Div. 7	PEOPLE v. SARINANA (FRANK ROBERT)
Petition for review denied		
S285595	B326184 Second Appellate District, Div. 6	PEOPLE v. WHALEN (KENNETH ROBBIE)
Petition for review denied		
S285596	B326137 Second Appellate District, Div. 5	PEOPLE v. CARTER (SHARODNEY LASHAWN)
Petition for review denied		
S285597	B323686 Second Appellate District, Div. 6	PEOPLE v. GENTILE (JEFFREY PAUL)
Petition for review denied		
S285598	B330271 Second Appellate District, Div. 5	PEOPLE v. CERVANTES (RUBEN)
Petition for review denied		
Liu and Evans, JJ., are of the opinion the petition should be granted.		
S285794	E083973 Fourth Appellate District, Div. 2	FULLER (BRUCE LAMONT) v. S.C. (PEOPLE)
Petition for review & application for stay denied		

S285854 E084169 Fourth Appellate District, Div. 2

**GROUP II AZUSA
PROPERTIES LIMITED v.
S.C. (MATTHEWS)**

Petition for review & application for stay denied

S280479

**LOPEZ (EDGAR FRAUSTO)
ON H.C.**

Petition for writ of habeas corpus denied

S283341

**EATMON (KENDELL J.) ON
H.C.**

Petition for writ of habeas corpus denied

S283820

**DAWES (WILLIAM ORREN)
ON H.C.**

Petition for writ of habeas corpus denied

S284179

**REAGAN (ROBERT BRIAN)
ON H.C.**

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

S284273

XIONG (JOHN) ON H.C.

Petition for writ of habeas corpus denied

S284278

**ROBLES (JOSEPH
RICHARD) ON H.C.**

Petition for writ of habeas corpus denied

S284355

**BROWNLEE (TERRENCE)
ON H.C.**

Petition for writ of habeas corpus denied

S284363

**AVENDANO (MANUEL D.)
ON H.C.**

Petition for writ of habeas corpus denied

S284396**PRATT (RYANT TRIMALE)
ON H.C.**

Petition for writ of habeas corpus denied

S284424**LaFLAMME (DONALD
RANDOLPH) 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].)**S284436****DELPHIN (JEREMY N.) ON
H.C.**

Petition for writ of habeas corpus denied

S284440**McPHERSON (MICHAEL) ON
H.C.**

Petition for writ of habeas corpus denied

S284734**PRATT (RYANT TRIMALE)
ON H.C.**

Petition for writ of habeas corpus denied

S284741**MADISON, JR., (MICHAEL
KEITH) ON H.C.**

Petition for writ of habeas corpus denied

S284596 B323406 Second Appellate District, Div. 1**LOS ANGELES, COUNTY OF
v. BAASS (MICHELLE)**

Publication request denied (case closed)

S285203**ESSEX MANAGEMENT
CORPORATION, A
CALIFORNIA
CORPORATION v. EUFEMIA
(KARLA)**

Publication request denied (case closed)

S285258 B314774 Second Appellate District, Div. 1

**JOHN DOE v. UNIVERSITY
OF SOUTHERN
CALIFORNIA**

Publication request denied (case closed)

S285277 G061892 Fourth Appellate District, Div. 3

**HEGEMIER (KIMBERLY) v.
A BETTER LIFE RECOVERY,
LLC**

Publication request denied (case closed)

S284975 B331404 Second Appellate District, Div. 2

**PINA (FREDERICK) v.
STATE FARM MUTUAL
AUTOMOBILE INSURANCE
CO.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 6, 2024.

S285144 F085829 Fifth Appellate District

**RIAZ (SAMREEN) v. FAMILY
HEALTH CARE NETWORK**

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

S285215 B329274 Second Appellate District, Div. 1

**PROTECT OUR GLENDALE
v. CITY OF GLENDALE**

The time for granting or denying review in the above-entitled matter is hereby extended to September 6, 2024.

S285268 A165916/A166082 First Appellate District, Div. 4 **D. (D.), ADOPTION OF**

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

S285301 B326428 Second Appellate District, Div. 1

**MOAZED (SHARAREH) v.
JAVAHERBIN (PEYMAN)**

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

S285328 D080617 Fourth Appellate District, Div. 1 **DEL MAR UNION SCHOOL DISTRICT v. R. (NATALIE)**

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

S285405 G062355 Fourth Appellate District, Div. 3 **LAW OFFICES OF MARK B. PLUMMER v. ALAI (NILI N.)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 6, 2024.

S285414 H050865 Sixth Appellate District **RAM CONCRETE CONSTRUCTION, INC. v. MONTECITO REALTY GROUP L.P.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 6, 2024.

S285415 A168427 First Appellate District, Div. 4 **SUTTER'S PLACE, INC. v. CALIFORNIA GAMBLING CONTROL COMMISSION**

The time for granting or denying review in the above-entitled matter is hereby extended to September 6, 2024.

S285420 H051345 Sixth Appellate District **IN RE J.M.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 6, 2024.

S285422 H051473 Sixth Appellate District **IN RE J.M.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 6, 2024.

S285432 B318094/B327790 Second Appellate District, Div. 5 **WEETLY (ANDREA & LOUIS), MARRIAGE OF**

The time for granting or denying review in the above-entitled matter is hereby extended to September 9, 2024.

S285436 B305149 Second Appellate District, Div. 7 **STANTON (RYAN) v. MARQUES (FRANCES FONTANE)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 9, 2024.

S285437 B317875/B319187 Second Appellate District, Div. 5 **IN RE N.B.**
The time for granting or denying review in the above-entitled matter is hereby extended to September 6, 2024.

S285465 B331976 Second Appellate District, Div. 6 **IN RE J.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to September 11, 2024.

S285481 F087487/F087503/F087549/F087558/F087560/F087702
Fifth Appellate District **BRING BACK THE KERN v. CITY OF BAKERSFIELD (NORTH KERN WATER STORAGE DISTRICT)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 9, 2024.

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

Extension of time granted

Upon application of Deputy State Public Defender William Whaley, an extension of time in which to serve and file appellant's fifth supplemental reply brief is granted to August 29, 2024.

S274625 E073766 Fourth Appellate District, Div. 2 **RODRIGUEZ (EVERARDO) v. FCA US, LLC**

Order filed

Appellants' motion for calendar preference (Cal. Rules of Court, rule 8.240), filed on July 10, 2024, is denied.

S285700**CALIFORNIA PROVISIONAL
LICENSURE PROGRAM**

Order filed

The motion for special admission to the State Bar of California is denied. (Bus. & Prof. Code, § 6064, subd. (a).)

S284732 ADMIN. ORDER 2024-07-24-01**CALIFORNIA RULES OF
COURT 9.40 & 9.43**

Rule adopted as modified

On April 24, 2024, the State Bar of California filed a request to approve amendments to California Rules of Court, rules 9.40 and 9.43. The request is granted.

Revisions to California Rules of Court, rule 9.40 and 9.43, are approved as modified. The approved rules are set out in the Attachment and are effective as of the date of this order.

It is so ordered.

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

S285413**ACCUSATION OF DERRICK**

Petition denied (accusation)

S283902**McCANN ON DISCIPLINE**

Petition for review denied; recommended discipline imposed

The petition for review is denied.

The court orders that ROBERT EARL McCANN (Respondent), State Bar Number 170286, 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 15 months of probation, and Respondent will remain suspended until the following requirement is satisfied:
Respondent makes restitution to Heather Schultz, or such other recipient as may be designated by the Office of Probation or the State Bar Court, in the amount of \$30.00 plus 10 percent interest per year from March 1, 2020 (or reimburses the Client Security Fund, to the extent of any payment from the Fund to such payee, 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; and
2. Respondent must also comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on January 24, 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 Review Department in its Opinion filed on January 24, 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 (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the date this order is filed. (*Athearn v. State Bar* (1982) 32 Cal.3d 38, 45 [the operative date for identification of clients being represented in pending matters and others to be notified is the filing date of this order].) Failure to do so may result in disbarment or suspension. Respondent must also maintain the records of compliance as required by the conditions of probation.

Respondent must pay monetary sanctions to the State Bar of California Client Security Fund in the amount of \$500 in accordance with Business and Professions Code section 6086.13 and rule 5.137 of the Rules of Procedure of the State Bar. Monetary sanctions are enforceable as a money judgment and may be collected by the State Bar through any means permitted by law.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment, and may be collected by the State Bar through any means permitted by law.

S285207

ALSPAUGH ON DISCIPLINE

Recommended discipline imposed

The court orders that ERIC BLAINE ALSPAUGH (Respondent), State Bar Number 232554, is suspended from the practice of law in California for six months, 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 April 15, 2024; 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 April 15, 2024. 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.

S285209**SARGSYAN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that EDGAR SARGSYAN (Respondent), State Bar Number 308998, 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 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.

S285210**TWEEDY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that CHARLES ALLEN TWEEDY (Respondent), State Bar Number 96234, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

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

Respondent must pay monetary sanctions to the State Bar of California Client Security Fund in the amount of \$5,000 in accordance with Business and Professions Code section 6086.13 and rule 5.137 of the Rules of Procedure of the State Bar. Monetary sanctions are enforceable as a money judgment and may be collected by the State Bar through any means permitted by law.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment, and may be collected by the State Bar through any means permitted by law.

S286037

ABEL ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of KIM ELIZABETH ABEL, State Bar Number 131348, as an attorney of the State Bar of California is accepted.

S286039

**DANGL, JR., ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN RICHARD DANGL JR., State Bar Number 108260, as an attorney of the State Bar of California is accepted.

S286040

**FONTENOT ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHANNA MARIE FONTENOT, State Bar Number 130673, as an attorney of the State Bar of California is accepted.

S286042

**FREEMAN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DAVID BRUCE FREEMAN, State Bar Number 206263, as an attorney of the State Bar of California is accepted.

S286047

**JOHNSON ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of TERI ELLEN JOHNSON, State Bar Number 162300, as an attorney of the State Bar of California is accepted.

S286050**KUPCHELLA ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BRANDI ANN KUPCHELLA, State Bar Number 234730, as an attorney of the State Bar of California is accepted.

S286051**LEWIN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BARRY ROBERT LEWIN, State Bar Number 290723, as an attorney of the State Bar of California is accepted.

S286052**MADER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SARA L. MADER, State Bar Number 257913, as an attorney of the State Bar of California is accepted.

S286055**MICHAELIS ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES IRWIN MICHAELIS, State Bar Number 38387, as an attorney of the State Bar of California is accepted.

S286056**MILLER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JANET BETH MILLER, State Bar Number 130498, as an attorney of the State Bar of California is accepted.

S286057**MORGAN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LORIE ANN MORGAN, State Bar Number 193081, as an attorney of the State Bar of California is accepted.

S286059**POMEROY ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KENNETH RAYMOND POMEROY, State Bar Number 196633, as an attorney of the State Bar of California is accepted.

S286060**PUGH ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KATHI J. PUGH, State Bar Number 154965, as an attorney of the State Bar of California is accepted.

S286061**SHIPLEY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of CAROL PETERS SHIPLEY, State Bar Number 111129, as an attorney of the State Bar of California is accepted.

S286069**SONG ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GRACE MIWON SONG, State Bar Number 205865, as an attorney of the State Bar of California is accepted.

S286073**STARR ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN EDWARD STARR, State Bar Number 124057, as an attorney of the State Bar of California is accepted.

S286074**STIVARIUS ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of TERESA BUTLER STIVARIUS, State Bar Number 122577, as an attorney of the State Bar of California is accepted.

S286077

ZISKA ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN ROBERT ZISKA, State Bar Number 64747, as an attorney of the State Bar of California is accepted.