

**SUPREME COURT MINUTES
WEDNESDAY, SEPTEMBER 20, 2023
SAN FRANCISCO, CALIFORNIA**

S263972 B295935 Second Appellate District, Div. 8 **PICO NEIGHBORHOOD
ASSOCIATION v. CITY OF
SANTA MONICA**

Opinion modified on court's own motion

**ORDER MODIFYING OPINION
THE COURT:**

The opinion in this matter, filed on August 24, 2023, and appearing at 15 Cal.5th 292, is modified as follows:

The text of footnote 8 on page 317 of the opinion is deleted in its entirety and replaced with the following:

Under ranked choice voting, a voter ranks candidates in order of preference. In an election to fill more than one seat, such as for a city council, each ballot is counted at the start of tabulation as one vote for its first-choice ranked candidate. Any candidate with more votes than the election threshold (see fn. 11, *post*) is declared elected. If the first round of the vote counting does not fill all the seats, then the system consults the next-ranked choices from the ballots supporting the candidate with the least number of votes, the next-ranked choices from the surplus ballots (i.e., those in excess of what was needed for the elected candidate to win), or both. Jurisdictions use a variety of methods to determine when and how to transfer the next-ranked choices from surplus ballots. This form of tabulation continues until all seats are filled. (See Tideman, *The Single Transferable Vote* (Winter 1995) 9 J. Econ. Persp. 27, 27-28, 32-35; see generally Note, *The Madisonian Case for Ranked Choice Voting: Federalist No. 10, Preferential Voting, and the American Democratic Tradition* (2021) 23 N.Y.U. J. Legis. & Pub. Pol'y 953, 963.)

This modification does not affect the judgment.

Nonparty David A. Holtzman's request for modification of the opinion is denied.

S281237 B320477 Second Appellate District, Div. 7 **MONTEMAYOR (ROSANNA)
v. FORD MOTOR 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 *Ford Motor Warranty Cases*, S279969 (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. Jenkins, J., was absent and did not participate.

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

S281299 G060529 Fourth Appellate District, Div. 3 **PEOPLE v. CASARRUBIAS
(JESUS EDUARDO)**

Petition for review granted; briefing deferred

The petition for review is 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.

Jenkins, J., was absent and did not participate.

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

S281415 G061275 Fourth Appellate District, Div. 3 **PEOPLE v. RAMIREZ
(RICHARD DAVID)**

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. Curiel*, S272238 (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.

Jenkins, J., was absent and did not participate.

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

S281478 C095622 Third Appellate District **PEOPLE v. SLOAN (MARVIN)**
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 *Needham v. Superior Court*, S276395 (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.

Jenkins, J., was absent and did not participate.

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

S281073 B313468 Second Appellate District, Div. 5 **PEOPLE v. GONZALES
(JUAN CARLOS)**

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

The petition for review is granted. The matter is transferred to the Court of Appeal, Second Appellate District, Division Five, with directions to vacate its decision and reconsider the cause in light of Assembly Bill No. 2361 (Stats. 2022, ch. 330). (Cal. Rules of Court, rule 8.528(d).)

Jenkins, J., was absent and did not participate.

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

S281095 C098883 Third Appellate District

**R. (A.) v. S.C. (SAN JOAQUIN
COUNTY HUMAN SERVICES
AGENCY)**

Petition for review granted; transferred to Court of Appeal, Third Appellate District

The petition for review is granted. The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its order denying the petition for extraordinary writ relief with request for stay and to reconsider that petition in light of the trial court's findings under the Indian Child Welfare Act (25 U.S.C. § 1901 et seq.). (Cal. Rules of Court, rule 8.528(d).)

Jenkins, J., was absent and did not participate.

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

S281238 B325363 Second Appellate District, Div. 5 **GONZALES (JUAN) ON H.C.**

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

The petition for review is granted. The matter is transferred to the Court of Appeal, Second Appellate District, Division Five. That court is ordered to vacate its summary denial dated July 26, 2023, and is further ordered to issue an order to show cause, returnable before the Los Angeles County Superior Court. The Secretary of the Department of Corrections and Rehabilitation is to be ordered to show cause why relief should not be granted. (Cal. Rules of Court, rule 8.528(d).)

Jenkins, J., was absent and did not participate.

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

S270190 F081532 Fifth Appellate District

**PEOPLE v. ALONZO (INDICA
NAIDEEN)**

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 to reconsider the cause in light of the decision in *People v. Prudholme* (2023) 14 Cal.5th 961. (Cal. Rules of Court, rule 8.528(d).)

Jenkins, J., was absent and did not participate.

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

S271719 F080792 Fifth Appellate District **PEOPLE v. COFFEY (TOBY LEE)**

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 to reconsider the cause in light of the decision in *People v. Prudholme* (2023) 14 Cal.5th 961. (Cal. Rules of Court, rule 8.528(d).)

Jenkins, J., was absent and did not participate.

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

S272473 F081735 Fifth Appellate District **PEOPLE v. HANEY (KEVIN ANDREW)**

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 to reconsider the cause in light of the decision in *People v. Prudholme* (2023) 14 Cal.5th 961. (Cal. Rules of Court, rule 8.528(d).)

Jenkins, J., was absent and did not participate.

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

S273293 C093813 Third Appellate District **PEOPLE v. EMERY (GREG DANIEL)**

Dismissed and remanded to Court of Appeal, Third Appellate District

Review in the above-captioned matter, which was granted and held for *People v. Prudholme* (2023) 14 Cal.5th 961, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Jenkins, J., was absent and did not participate.

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

S273830 C092538 Third Appellate District **PEOPLE v. SCARANO (ANTHONY)**

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

The above-captioned matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and to reconsider the cause in light of the decision in *People v. Prudholme* (2023) 14 Cal.5th 961. (Cal. Rules of Court, rule 8.528(d).) As explained in *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, and California Rules of Court, rule 8.1115(e)(3), corresponding comment, par. 3, the opinion is hereby rendered either “depublished” or “not citable.”

Jenkins, J., was absent and did not participate.

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

S274561 F081903 Fifth Appellate District **PEOPLE v. FLORES
(JERMAN)**

Dismissed and remanded to Court of Appeal, Fifth Appellate District,

Review in the above-captioned matter, which was granted and held for *People v. Prudholme* (2023) 14 Cal.5th 961, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Jenkins, J., was absent and did not participate.

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

S276031 C094048 Third Appellate District **PEOPLE v. SHELLY (LAURA
MARIE)**

Dismissed and remanded to Court of Appeal, Third Appellate District

Review in the above-captioned matter, which was granted and held for *People v. Prudholme* (2023) 14 Cal.5th 961, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Jenkins, J., was absent and did not participate.

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

S276712 G059912 Fourth Appellate District, Div. 3 **PEOPLE v. MAETTA (JOHN)**
Dismissed and remanded to Court of Appeal. Fourth Appellate District, Division Three

Review in the above-captioned matter, which was granted and held for *People v. Prudholme* (2023) 14 Cal.5th 961, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Jenkins, J., was absent and did not participate.

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

S281263 **INDIAN WELLS VALLEY
WATER DISTRICT v. CHAIR
OF THE JUDICIAL COUNCIL
(MOJAVE PISTACHIOS,
LLC)**

Petition ordered withdrawn

Petitioner's request for judicial notice is granted.

Petitioner's unopposed request, filed September 7, 2023, to withdraw the petition for writ of mandate is granted.

Guerrero, C. J., and Corrigan, J., were recused and did not participate.

Jenkins, J., was absent and did not participate.

S280946 B328779 Second Appellate District, Div. 8

QUON (SUSIE) v. S.C. (CITY OF INGLEWOOD)

Petition for review denied

Jenkins, J., was absent and did not participate.

S280947 B328783 Second Appellate District, Div. 8

BHALLA (DEV ANAND) v. S.C. (CITY OF INGLEWOOD)

Petition for review denied

Jenkins, J., was absent and did not participate.

S280960 B329726 Second Appellate District, Div. 2

CALIFORNIA DESIGN CENTER INC. v. S.C. (VIKING RANGE, LLC)

Petition for review denied

Jenkins, J., was absent and did not participate.

S280966 A166898 First Appellate District, Div. 4

HASTINGS COLLEGE CONSERVATION COMMITTEE v. FAIGMAN (DAVID)

Petition for review denied

Jenkins, J., was absent and did not participate.

S280967 E078601 Fourth Appellate District, Div. 2

PEOPLE v. MAESTAS (RONALD)

Petition for review denied

Jenkins, J., was absent and did not participate.

S280985 C095467 Third Appellate District

LUTZOW (MIRANDA) v. CITY OF MANTECA

Petition for review denied

Jenkins, J., was absent and did not participate.

S280989 H050363 Sixth Appellate District

Petition for review denied
Jenkins, J., was absent and did not participate.

**PEOPLE v. MOSQUEDA-
CASTILLO (AGUSTIN)**

S281004 A165290 First Appellate District, Div. 1

Petition for review denied
Jenkins, J., was absent and did not participate.

**KAMIN (MONICA) v. TO8,
LLC**

S281023 F080566 Fifth Appellate District

Petition for review denied
Jenkins, J., was absent and did not participate.

**BROWN (LARRY) v. BANK
OF AMERICA, N.A.**

S281024 F083168/F083228 Fifth Appellate District

The petitions for review are denied.
Jenkins, J., was absent and did not participate.

**PEOPLE v. GAINES
(BRANDON MICHAEL)**

S281077 D080466 Fourth Appellate District, Div. 1

Petition for review denied
Jenkins, J., was absent and did not participate.

IN RE ATHVIEL G.

S281106 B319732 Second Appellate District, Div. 4

Petition for review denied
Jenkins, J., was absent and did not participate.

**HARSINI (MIKE) v. MARSH
(VIRGINIA)**

S281111 A165503 First Appellate District, Div. 3

Petition for review denied
Jenkins, J., was absent and did not participate.

**PEOPLE v. MacFARLAND
(CHRISTOPHER MICHAEL)**

- S281211** B328586 Second Appellate District, Div. 1 **ARZATE (MICHELLE) v. S.C. (ACE AMERICAN INSURANCE COMPANY)**
- Petition for review denied
Jenkins, J., was absent and did not participate.
- S281212** A168021 First Appellate District, Div. 3 **CARRAWAY (LAVON) ON H.C.**
- Petition for review denied
Jenkins, J., was absent and did not participate.
- S281241** F084356 Fifth Appellate District
Petition for review denied
Jenkins, J., was absent and did not participate.
- S281261** B321572 Second Appellate District, Div. 4 **PEOPLE v. AGUILERA (JAVIER ALFREDO)**
- Petition for review denied
Jenkins, J., was absent and did not participate.
- S281271** A164625 First Appellate District, Div. 1 **PEOPLE v. KWAK (WON)**
- Petition for review denied
Jenkins, J., was absent and did not participate.
- S281290** D082382 Fourth Appellate District, Div. 1 **MERAZ (RAFAEL) v. S.C. (PEOPLE)**
- Petition for review denied
Jenkins, J., was absent and did not participate.
- S281291** B321877 Second Appellate District, Div. 1 **ROSSITER (LAURENCE) v. AMERICAN HONDA MOTOR CO., INC.**
- Petition for review denied
Jenkins, J., was absent and did not participate.

S281329 A161996 First Appellate District, Div. 1
Petition for review denied
Jenkins, J., was absent and did not participate.

PEOPLE v. NIETO (ALVARO)

S281331 H050150 Sixth Appellate District

Petition for review denied
Jenkins, J., was absent and did not participate.

**SCHARF (JEFFREY) v.
SCHARF INVESTMENTS,
LLC**

S281366 B321275 Second Appellate District, Div. 7

Petition for review denied
Jenkins, J., was absent and did not participate.

**PEOPLE v. WARD (EUGENE
H.)**

S281367 C091099 Third Appellate District

Petition for review denied
Jenkins, J., was absent and did not participate.

**PIERSON III (RAYMOND H.)
v. CSAA INSURANCE
SERVICES, INC.**

S281369 F083566 Fifth Appellate District

Petition for review denied
Jenkins, J., was absent and did not participate.

**PEOPLE v. MOTA (JORGE
ELOY)**

S281373 B330530 Second Appellate District, Div. 7

Petition for review denied
Jenkins, J., was absent and did not participate.

**KELLEY (TSHOMBE M.) ON
H.C.**

S281376 B321647 Second Appellate District, Div. 6

Petition for review denied
Jenkins, J., was absent and did not participate.

**RUIZ (VICTORIA), ESTATE
OF**

- S281378** D080175 Fourth Appellate District, Div. 1 **PEOPLE v. HILBURN (SETH CHRISTOPHER)**
Petition for review & depublication request(s) denied
Jenkins, J., was absent and did not participate.
- S281381** F082544 Fifth Appellate District **PEOPLE v. MOORE (DAVID LEE)**
Petition for review denied
Jenkins, J., was absent and did not participate.
- S281384** C095440 Third Appellate District **ZAMORA (DAVE) v. CLAPP (CLYDE)**
Petition for review denied
Jenkins, J., was absent and did not participate.
- S281386** C088567 Third Appellate District **RYBOLT (COURTNEY) v. RILEY IV (JAMES)**
Petition for review denied
Jenkins, J., was absent and did not participate.
- S281387** A166018 First Appellate District, Div. 3 **PEOPLE v. JACINTH (GERALD STANLEY)**
Petition for review denied
Jenkins, J., was absent and did not participate.
- S281388** B329140 Second Appellate District, Div. 4 **MASON (DEBRA) v. S.C. (PEOPLE)**
Petition for review denied
Jenkins, J., was absent and did not participate.
- S281392** E081588 Fourth Appellate District, Div. 2 **FULLER (BRUCE LAMONT) ON H.C.**
Petition for review denied
Jenkins, J., was absent and did not participate.

S281414 G060744 Fourth Appellate District, Div. 3

Petition for review denied
Jenkins, J., was absent and did not participate.

**PEOPLE v. JACKSON, JR.,
(ANTHONY LARUE)**

S281417 H047242 Sixth Appellate District

Petition for review denied
Jenkins, J., was absent and did not participate.

PEOPLE v. LEE (HO YOUNG)

S281456 B323354 Second Appellate District, Div. 5

Petition for review denied
Jenkins, J., was absent and did not participate.

**RONDEAU (ARTHUR) v.
UNIVERSAL MUSIC GROUP,
INC.**

S281457 E077416 Fourth Appellate District, Div. 2

Petition for review denied
Jenkins, J., was absent and did not participate.

**PEOPLE v. HERNANDEZ
(EDUARDO)**

S281459 E078602 Fourth Appellate District, Div. 2

Petition for review denied
Jenkins, J., was absent and did not participate.

**PEOPLE v. MOORE
(DAYMON ZACHARY)**

S281460 B322907 Second Appellate District, Div. 6

Petition for review denied
Jenkins, J., was absent and did not participate.

**PEOPLE v. CASTRO (JUAN
MANUEL)**

S281470 A168354 First Appellate District, Div. 5

Petition for review denied
Jenkins, J., was absent and did not participate.

**MITCHELL (STEVIE) v. S.C.
(PEOPLE)**

S281471 B328182 Second Appellate District, Div. 2

**ANDERSON (ASHLIE R.) v.
AUTOMOBILE CLUB OF
SOUTHERN CALIFORNIA
("AAA") LLC**

The request for judicial notice is granted.
The petition for review and application for stay are denied.
Jenkins, J., was absent and did not participate.

S281480 D082399 Fourth Appellate District, Div. 1

**HANSEN (JEANNE E.) v. S.C.
(MONSTER BEVERAGE
CORPORATION)**

Petition for review denied
Jenkins, J., was absent and did not participate.

S281481 C095188 Third Appellate District

**PEOPLE v. BUCHANAN
(JEFFREY KENNEDY)**

Petition for review denied
Jenkins, J., was absent and did not participate.

S281482 D080132 Fourth Appellate District, Div. 1

**PEOPLE v. ARMSTRONG
(CHRISTIAN ANTHONY)**

Petition for review denied
Jenkins, J., was absent and did not participate.

S281884 C098745 Third Appellate District

**R. (V.) v. S.C. (SAN JOAQUIN
COUNTY HUMAN SERVICES
AGENCY)**

Petition for review & application for stay denied

S281887 C098744 Third Appellate District

**M. (M.) v. S.C. (SAN JOAQUIN
COUNTY HUMAN SERVICES
AGENCY)**

Petition for review & application for stay denied

S279646

**LUCIANO (TYRONE) ON
H.C.**

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

S280036

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

**VIVERO (VALENTIN) ON
H.C.**

S280637

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

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

S280662

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

**BOUIE, JR., (DIRK JA'ONG)
ON H.C.**

S280702

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

PEREZ (TINO) ON H.C.

S280721

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].)
Jenkins, J., was absent and did not participate.

**PITOUAU (RAY KOLOSETA)
ON H.C.**

S280725

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

EADS (JEROME D.) ON H.C.

S280761

The petition for writ of habeas corpus is denied. (See Pen. Code, § 745, subd. (j)(3).)
Jenkins, J., was absent and did not participate.

**RABB, JR., (DAMEN
DE'ANDRE) ON H.C.**

S280764**CORTEZ (MICHAEL) ON
H.C.**

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

S280766**HALCROMBE (LARON) ON
H.C.**

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

S280780**CASTILLO (ABEL) 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].)
Jenkins, J., was absent and did not participate.

S280781**WADDELL (THOMAS) ON
H.C.**

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

S280818**STEWARD (VERNON) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)
Jenkins, J., was absent and did not participate.

S280863**WARD (JOSEPH VINCENT)
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 Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal]; *In re Lindley* (1947) 29 Cal.2d 709, 723 [courts will not entertain habeas corpus claims that attack the sufficiency of the evidence].)
Jenkins, J., was absent and did not participate.

S280882

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

AUBRY (MARCUS) ON H.C.**S280885**

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

AVERY (KEITH) ON H.C.**S280889**

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].)
Jenkins, J., was absent and did not participate.

PITTMAN (TY JORDAN) ON H.C.**S280920**

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].)
Jenkins, J., was absent and did not participate.

COLE (TOMMY) ON H.C.**S281363**

Petition for writ of habeas corpus denied
Jenkins, J., was absent and did not participate.

HAYNIE (DONELL) ON H.C.

S280739 B322944 Second Appellate District, Div. 7
Publication request denied (case closed)
Jenkins, J., was absent and did not participate.

IN RE K.C.

S280868 B316063 Second Appellate District, Div. 4
Publication request denied (case closed)
Jenkins, J., was absent and did not participate.

CABOT (G.A.) v. LAKIN (CHRISTINE)

S280913 A164423 First Appellate District, Div. 3
Publication request denied (case closed)
Jenkins, J., was absent and did not participate.

J. (SONYA) v. M. (ROBERT)

S281584 A162932 First Appellate District, Div. 2

**HEARN (JENNIE &
ROCKFORD), MARRIAGE
OF**

Time for ordering review extended on the court's own motion

The time for ordering review on the court's own motion is hereby extended to December 8, 2023.
(Cal. Rules of Court, rule 8.512(c).)

S281074 B329158 Second Appellate District, Div. 3

**NGUYEN (TAM STEVEN) ON
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to
October 20, 2023.

S281151 B313609 Second Appellate District, Div. 5

**SADDLE RANCH SUNSET,
LLC v. FIREMAN'S FUND
INSURANCE COMPANY**

The time for granting or denying review in the above-entitled matter is hereby extended to
October 30, 2023.

S281202 A164895 First Appellate District, Div. 2

**SHAPIRO (STEPHEN) v.
HARBOR FREIGHT TOOLS
USA, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to
October 30, 2023.

S281205 C093603 Third Appellate District

**SOUTH LAKE TAHOE
PROPERTY OWNERS
GROUP v. CITY OF SOUTH
LAKE TAHOE**

The time for granting or denying review in the above-entitled matter is hereby extended to
October 27, 2023.

S281209 A166049 First Appellate District, Div. 3

**BENNETT (MARK) v. OHIO
NATIONAL LIFE
ASSURANCE
CORPORATION**

The time for granting or denying review in the above-entitled matter is hereby extended to
October 27, 2023.

S281222 D079922 Fourth Appellate District, Div. 1 **SANCHEZ (NANCY) v. CITY OF SAN DIEGO**

The time for granting or denying review in the above-entitled matter is hereby extended to October 30, 2023.

S281266 B310086 Second Appellate District, Div. 7 **PARISI (PAULA) v. MAGNUM PROPERTY INVESTMENTS LLC**

The time for granting or denying review in the above-entitled matter is hereby extended to November 1, 2023.

S281269 G061524 Fourth Appellate District, Div. 3 **RAIMOVA (RUHANGIZ) v. WEST COAST TOWING SERVICES, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to November 8, 2023.

S281270 B328485 Second Appellate District, Div. 4 **PINSKY (OLEG) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 1, 2023.

S281296 D079940 Fourth Appellate District, Div. 1 **RHEINHART (DEREK) v. NISSAN NORTH AMERICA, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to November 2, 2023.

S281301 F083331 Fifth Appellate District **JONES (DAQUAN) v. CITY OF FIREBAUGH**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2023.

S281303 C091878 Third Appellate District **ZOCHLINSKI (HOWARD) v. BLUM (JUDY)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2023.

S281304 D080926 Fourth Appellate District, Div. 1 **MYERS (JEFFREY) v. SUNDBY (EDITH LITTLEFIELD)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2023.

S281321 B309988 Second Appellate District, Div. 1 **FIDELITY NATIONAL TITLE COMPANY v. MEHTA (KUSUM); DEVONSHIRE SILVER PLAZA LLC**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2023.

S281322 B321087/B321605 Second Appellate District, Div. 1 **DIVINE FOOD & CATERING, LLC v. WESTERN DIOCESE OF THE ARMENIAN CHURCH OF NORTH AMERICA**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2023.

S281323 A164516/A165257/A165480
First Appellate District, Div. 4 **CERTAIN UNDERWRITERS AT LLOYDS, LONDON SUBSCRIBING TO CERTIFICATE 480887, AS SUBROGEE TO TWILIO, INC. v. ZILLOW GROUP, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2023.

S281342 A162893 First Appellate District, Div. 2 **WONG (SHERLENE) v. STILLWATER INSURANCE COMPANY**

The time for granting or denying review in the above-entitled matter is hereby extended to November 7, 2023.

S281343 D080288 Fourth Appellate District, Div. 1 **CORRALES, JR., (MANUEL)
v. CALIFORNIA GAMBLING
CONTROL COMMISSION**

The time for granting or denying review in the above-entitled matter is hereby extended to November 8, 2023.

S281355 A164833 First Appellate District, Div. 1 **THE REGENTS OF THE
UNIVERSITY OF
CALIFORNIA v.
BUTTGENBACH (THOMAS)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 7, 2023.

S174709 **PEOPLE v. SARINANA
(CATHY LYNN) &
SARINANA (RAUL
RICARDO)**

Withdrawal of counsel allowed by order

Good cause appearing, the motion of Harry M. Caldwell, appointed appellate-only counsel for Raul Ricardo Sarinana, for permission to withdraw as attorney of record for appellant, filed May 16, 2023, is granted.

The order appointing Harry M. Caldwell as appellate-only counsel of record for appellant Raul Ricardo Sarinana, filed December 24, 2013, is hereby vacated.

Kathy Moreno is hereby appointed as counsel of record, to represent appellant Raul Ricardo Sarinana, for the direct appeal in the above automatic appeal now pending in this court.

Harry M. Caldwell is hereby directed to deliver to Kathy Moreno, within 60 days from the filing of this order, all appellate work product, trial files, and all other appellate materials that he has obtained from appellant Raul Ricardo Sarinana or from his trial counsel or paralegals, or from any other source.

Jenkins, J., was absent and did not participate.

S279330 **LUND (ERIC) ON H.C.**

Order filed

The order filed on September 13, 2023, is hereby amended in its entirety:

The request for judicial notice is granted as to the records of petitioner's direct appeal in Case No. A157205, petitioner's Petition for Writ of Habeas Corpus in Case No. A161768, the petition for review filed in this court in Case No. S269624, and Exhibits 1-22, 25-30 and 34-36 of petitioner's Exhibits To Motion for Judicial Notice, Volumes 1-4. The request for judicial notice is denied for exhibits 23-24 and 31-33 of petitioner's Exhibits To Motion for Judicial Notice, Volumes 1-4.

The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063, 1066 [habeas corpus relief is unavailable where the petitioner is not in the custody of California authorities as a result of the challenged conviction].)

S280765**ACCUSATION OF
TOMPKINS**

Petition denied (accusation)
Jenkins, J., was absent and did not participate.

S280791**ACCUSATION OF LEE**

Petition denied (accusation)
Jenkins, J., was absent and did not participate.

S281019**ACCUSATION OF
MONTOYA**

Petition denied (accusation)
Jenkins, J., was absent and did not participate.

S281218**ACCUSATION OF JAMES**

Petition denied (accusation)
Jenkins, J., was absent and did not participate.

S281254**ACCUSATION OF VENEGAS**

Petition denied (accusation)
Jenkins, J., was absent and did not participate.

S281308**ACCUSATION OF
NISSANOFF**

Petition denied (accusation)
Jenkins, J., was absent and did not participate.

S281309**ACCUSATION OF
NISSANOFF**

Petition denied (accusation)
Jenkins, J., was absent and did not participate.

S281465**ACCUSATION OF
GHOULIANCE**

Petition denied (accusation)
Jenkins, J., was absent and did not participate.

S277171**MORENO ON DISCIPLINE**

Probation revoked

The court orders that the probation of KATHLEEN ANNE MORENO (Respondent), State Bar Number 106062, is revoked. The court further orders that:

1. Respondent is suspended from the practice of law for one year.
2. Respondent is given credit towards the one-year suspension for the period of involuntary inactive enrollment which commenced on July 3, 2023.

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.

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.

S281075**DUBIN ON DISCIPLINE**

Recommended discipline imposed

The court orders that ADAM SETH DUBIN (Respondent), State Bar Number 320576, 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 15 months of probation;
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 June 12, 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 Review Department in its Opinion filed on June 12, 2023. 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 \$2,000 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.

S281093**MOGAN ON DISCIPLINE**

Petition for review denied; recommended discipline imposed – MICHAEL S. MOGAN
Jenkins, J., was absent and did not participate.

S281567**STATE BAR RULE 9.22****ADMIN. ORDER 2023-09-20-01**

On August 24, 2023, the court received a request from the State Bar of California to approve amendments to California Rules of Court, rule 9.22, which were previously approved by the court on February 11, 2014 in case number S204982. The request is granted.

Revisions to California Rules of Court, rule 9.22, are approved as modified. The approved rules are set forth in the Attachment and are effective as of October 20, 2023.

Revised proposed suspension orders are also set forth in the Attachment.

It is so ordered.

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

S281003**CALIFORNIA RULE OF
COURT 9.42 & STATE BAR
RULES 3.2-3.11, 4.3, 4.5, 4.6,
4.29, 4.40-4.51****ADMIN. ORDER 2023-09-20-02**

On July 18, 2023, the State Bar of California filed a request to approve amendments to California Rules of Court, rule 9.42, and Rules of the State Bar of California pertaining to Moral Character, Law Office Study, and the Practical Training of Law Students (State Bar Rules 3.2-3.11, 4.3, 4.5, 4.6, 4.29, 4.40-4.52). The request is denied.

It is so ordered.

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