

**[NO MINUTES WERE GENERATED FOR
TUESDAY, NOVEMBER 8, 2022.]**

1388

**SUPREME COURT MINUTES
WEDNESDAY, NOVEMBER 9, 2022
SAN FRANCISCO, CALIFORNIA**

S276543 C095912 Third Appellate District **PEOPLE v. BROOKS
(JOSEPH RAY)**

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. Delgadillo*, S266305 (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: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S276697 C094284 Third Appellate District **PEOPLE v. CARLIN (PAUL
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. 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: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S276711 C095111 Third Appellate District **PEOPLE v. MINICK (TRAVIS
RAY)**

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: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S265323**TILEI (PUNAOFO TSUGITO)
ON H.C.**

Order to show cause issued; returnable in Court of Appeal, Fourth Appellate Division, Division Two

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause before the Court of Appeal, Fourth Appellate Division, Division Two, why petitioner is not entitled to relief under *McCoy v. Louisiana* (2018) 584 U.S. ____ [1389 S.Ct. 1500], and why *McCoy* should not apply retroactively on habeas corpus to final judgments of conviction. The return must be served and filed on or before December 9, 2022.

Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, and Jenkins, JJ.

S272027**DUFFEY (NEIL DEONTRAI)
ON H.C.**

Order to show cause issued, returnable in Superior Court

The request for judicial notice is granted.

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause, returnable before the Orange County Superior Court, why relief should not be granted on the ground the petitioner has presented newly discovered evidence of such decisive force and value that it would have more likely than not changed the outcome at trial. (Pen. Code, § 1473, subd. (b)(3)(A).) The return must be served and filed on or before December 9, 2022.

Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S276196

D079497 Fourth Appellate District, Div. 1

**GONZALEZ, JR., (MICHAEL
I) v. GERLACH (ERIK)**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division One

Respondent's request for judicial notice is granted.

The petition for review is granted. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to consider granting petitioner an additional extension of time to file his opening brief on appeal in light of the Probate Court's August 19, 2022 order appointing the Public Guardian as successor trustee of the Erik Andrew Gerlach Special Needs Trust and authorizing the successor trustee to "proceed as appropriate with respect to the request of Erik Gerlach to locate and retain counsel for him." (Cal. Rules of Court, rule 8.528(d).) This order is without prejudice to petitioner to renew his request for appointment of counsel should he be unable to obtain counsel for himself. Any renewed request should specifically address whether petitioner is indigent and why he believes appointment of counsel is necessary to preserve his right of access to the courts.

Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S260133 B300885 Second Appellate District, Div. 4 **CHAMBERLAIN (LEE) ON H.C.**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Four

Review in the above-captioned matter, which was granted and held for *In re Milton* (2022) 13 Cal.5th 893, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S261454 E071401 Fourth Appellate District, Div. 2 **BROWN (BRANDON CRAIG) ON H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division Two, after hold

The above-captioned matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and reconsider the cause in light of *In re Milton* (2022) 13 Cal.5th 893. (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, paragraph 3, the opinion is hereby rendered either “depublished” or “not citable.”

Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S262716 D076909 Fourth Appellate District, Div. 1 **SCOTT (LIONEL A.) ON H.C.**
Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division One

Review in the above-captioned matter, which was granted and held for *In re Milton* (2022) 13 Cal.5th 893, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S263261 A158376 First Appellate District, Div. 4 **HADEN (STEVEN L.) ON H.C.**
Dismissed and remanded to Court of Appeal, First Appellate District, Division Four

Review in the above-captioned matter, which was granted and held for *In re Milton* (2022) 13 Cal.5th 893, is hereby dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S265676 E072464 Fourth Appellate District, Div. 2 **JACKSON (DERWIN JULES)
ON H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division Two, after hold

The above-captioned matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and reconsider the cause in light of *In re Milton* (2022) 13 Cal.5th 893. (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Corrigan, Liu, Kruger, Groban, Jenkins, and Guerrero, JJ.

S274999 **MILES (JIMMY LEE) v. S.C.
(PEOPLE)**

The Attorney General's request for judicial notice is granted.
The petition for writ of mandate is denied.

S275998 **WINSLOW II (KELLEN
BOSWELL) v. COURT OF
APPEAL, FOURTH
APPELLATE DISTRICT,
DIVISION ONE (PEOPLE)**

Petition for writ of mandate/prohibition denied

S276137 F081087 Fifth Appellate District **SNYDER (ROBERT) v.
DEPARTMENT OF
CORRECTIONS &
REHABILITATION**

Petition for review denied

S276172 B318018 Second Appellate District, Div. 4 **TOPA (NANCY) v.
INTERINSURANCE
EXCHANGE OF THE
AUTOMOBILE CLUB**

Petition for review denied

S276200

**BARNO (RODNEY B.) v.
COURT OF APPEAL, SIXTH
APPELLATE DISTRICT
(CALIFORNIA
DEPARTMENT OF
CORRECTIONS &
REHABILITATION)**

Petition for writ of mandate/prohibition denied

S276206 A160182 First Appellate District, Div. 1

**ROGERS (JOHN) v. LYFT,
INC.**

Petition for review denied

S276232 A164375 First Appellate District, Div. 4

**PEOPLE v. STARLING
(ROBERT)**

Petition for review denied

S276235 B321686 Second Appellate District, Div. 1

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

Petition for review denied

S276241 B322447 Second Appellate District, Div. 6

**ROBERTS (RANDALL
GLENN) v. S.C. (PEOPLE)**

Petition for review denied

S276252 E079228 Fourth Appellate District, Div. 2

**GARCIA (DANIEL CARLOS)
v. S.C. (PEOPLE)**

The requests for judicial notice are granted.
The petition for review is denied.

S276281 A161796/A162143 First Appellate District, Div. 4

**PEOPLE v. JONES
(DAMARIE)**

Petitions for review denied

S276283 B317907 Second Appellate District, Div. 2

**PENG (BO) v. F.M. TARBELL
CO.**

Petition for review denied

S276286 A164214 First Appellate District, Div. 1
Petition for review denied

IN RE W.W.

S276291 E079232 Fourth Appellate District, Div. 2

**GARCIA (DANIEL CARLOS)
v. S.C. (PEOPLE)**

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

S276296 B322111 Second Appellate District, Div. 8
Petition for review denied

YANG (BIN) v. S.C. (TON)

S276305 B311441 Second Appellate District, Div. 5

**MORGAN (LEE ANN) v. THE
REGENTS OF THE
UNIVERSITY OF
CALIFORNIA**

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

S276309 A162749 First Appellate District, Div. 3
Petition for review & publication request(s) denied

SMITH (MARK) v. YELP INC.

S276331 F076295 Fifth Appellate District
Petition for review denied

PEOPLE v. LOPEZ (PEDRO)

S276339 B322204 Second Appellate District, Div. 2

**CONTRERAS (EMELY) v.
S.C. (KAISER PERMANENTE
INTERNATIONAL)**

Petition for review denied

S276349 G059376 Fourth Appellate District, Div. 3

**ACEVEDO (RAUL) v. OLAH
(EVELYNNE)**

Petition for review denied

S276354

**PEOPLE v. GARRETT
(CRAIG K.)**

Petition for review denied

S276362 B307621 Second Appellate District, Div. 3

Petitions for review denied

**PEOPLE v. ESPINOZA
(JORGE ANTONIO)**

S276363 B314476 Second Appellate District, Div. 1

Petitioner's request for judicial notice is granted as to Exhibits 1-6 and denied as to Exhibits 7-11. The petition for review is denied.
Liu, J., is of the opinion the petition should be granted.

**MARTINEZ (ALEJANDRO) v.
COT'N WASH, INC.**

S276387 F082106 Fifth Appellate District

Petition for review denied

**PEOPLE v. ALATORRE
(JAIME RODRIGUEZ)**

S276410 F084707 Fifth Appellate District

Petition for review denied

**SHIRALIAN (SHAWN) v. S.C.
(CONCORD DEVELOPMENT,
INC.)**

S276421 B320490 Second Appellate District, Div. 1

Petition for review denied

**WARD (MARK) v. S.C.
(BINGHAM)**

S276431 B319942 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. SOSA (LUIS
GABRIEL RIO)**

S276440 A165647 First Appellate District, Div. 1

Petition for review denied

**ABD INSURANCE &
FINANCIAL SERVICES, INC.
v. S.C. (HUB
INTERNATIONAL
INSURANCE SERVICES,
INC.)**

S276453	B310331 Second Appellate District, Div. 6	PEOPLE v. MARTINEZ (DANIEL KEITH)
Petition for review denied		
S276460	G060222 Fourth Appellate District, Div. 3	PEOPLE v. FRAHS (ERIC JASON)
Petition for review denied		
S276490	C094668 Third Appellate District	PEOPLE v. FIELDS (DARREN)
Petition for review denied		
S276501	B310842 Second Appellate District, Div. 4	PEOPLE v. WARD (DWAYNE)
Petition for review denied		
S276512	B306771 Second Appellate District, Div. 4	PEOPLE v. HENDERSON (BEN)
Petition for review denied		
S276516	A165965 First Appellate District, Div. 2	NGUYEN (TAM STEVE) ON H.C.
Petition for review denied		
S276518	F082777 Fifth Appellate District	PEOPLE v. ALARDIN (JUAN MANUEL)
Petition for review denied		
S276520	H046900 Sixth Appellate District	PEOPLE v. AGUILAR (EZEQUIEL)
Petition for review denied		
S276521	H047843 Sixth Appellate District	PEOPLE v. PACHECO (ROBERT)

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.

S276522 A161952 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GUILLORY
(SHANNON)**

S276524 B311194 Second Appellate District, Div. 6

Petition for review denied

IN RE J.D.

S276528 D079542 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. YOUNGS, JR.,
(ALBERT CHANCELLOR)**

S276529 E077045 Fourth Appellate District, Div. 2

Petition for review denied

IN RE T.R.

S276531

Petition for review denied

**OLD REPUBLIC NATIONAL
TITLE INSURANCE
COMPANY v. DAVIS
(GEROLD L.); JACKSON
(ANNETTE DAVIS)**

S276532 H048478 Sixth Appellate District

Petition for review denied

PEOPLE v. BACCI (JOSHUA)

S276549 A159545 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. JACKSON
(JONATHAN)**

S276554 A163357 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. FUDGE (RAYANA
AMANI)**

S276565 G061743 Fourth Appellate District, Div. 3

Petition for review denied

**KIM (JASON) v. S.C.
(PEOPLE)**

S276568 B322735 Second Appellate District, Div. 1

Petition for review denied

**SANDERS (PHILLIP C.) ON
H.C.**

S276571 E077218 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. TATE
(DOMINIQUE DESHAWN)**

S276572 F081078 Fifth Appellate District

Petition for review denied

**PEOPLE v. ZACARIAS
(UVALDO)**

S276582 H049244 Sixth Appellate District

Petition for review denied

**PEOPLE v. GUZMAN (MIKE
JOSEPH)**

S276584 C091020 Third Appellate District

Petition for review denied

**PEOPLE v. RIZO, JR.,
(GILBERT PAUL)**

S276586 E076748 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MORALES
(EDWARD)**

S276588 B316112 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. ROSE (LIONELL)

S276590 C076191/C076607 Third Appellate District

Petition for review denied

**PEOPLE v. JOHNSON, JR.,
(CONRAD J.)**

S276592 E074317 Fourth Appellate District, Div. 2

Petition for review denied

**DAVIS (EARNEST A.) v.
GOVERNMENT
EMPLOYEES INSURANCE
COMPANY**

S276593 C094513 Third Appellate District

**PEOPLE v. WASHINGTON
(LARRY LaSHAY)**

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.

S276594 C094583 Third Appellate District

**PEOPLE v. YBARRA, JR.,
(ARMANDO)**

Petition for review denied

S276610 E077202 Fourth Appellate District, Div. 2

**PEOPLE v. MEDINA (JOHN
KEVIN)**

Petition for review denied

S276617 C094123 Third Appellate District

**PEOPLE v. TOOLEY (ELIDIA
ARLENELALAIN)**

Petition for review denied

S276631 F081552 Fifth Appellate District

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

Petition for review denied

S276636 B302888 Second Appellate District, Div. 4

**PEOPLE v. ASTORGA (ARIC
AARON)**

Petition for review denied

S276637 H047019 Sixth Appellate District

**CHEN (JOHN G.) v. YANG
(JANE J.)**

Petition for review denied

S276640 D079487 Fourth Appellate District, Div. 1

**PEOPLE v. CORDOVA
(MICHAEL ANGEL)**

Petition for review denied

S276642 D079572 Fourth Appellate District, Div. 1

**PEOPLE v. TIRADO (JULIO
M.)**

Petition for review denied

S276654 F081225 Fifth Appellate District

Petition for review denied

**PEOPLE v. HERNANDEZ
(KEVIN JUAN)**

S276660 B316465 Second Appellate District, Div. 2

Petition for review denied

**RJS FINANCIAL, INC. v. DOS
POTRILLOS LLC**

S276685 E078558 Fourth Appellate District, Div. 2

Petition for review denied

IN RE J.A.

S276689 H048789 Sixth Appellate District

Petition for review denied

**PEOPLE v. ALTAMIRAN
(OSCAR LEONIDAS
ESCOBAR)**

S276690 B311542/B313672 Second Appellate District, Div. 6 **PEOPLE v. R. (J.)**

Petition for review denied

S276696 C094140 Third Appellate District

Petition for review denied

**PEOPLE v. O'NEAL (SEAN
MATTHEW)**

S276698 D079361 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SOSA (LEO
PAUL)**

S276700 A162697 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. McFADDEN
(DARREN JERRELL)**

S276708 B301918 Second Appellate District, Div. 1

Petition for review denied

**R & J SHEET METAL, INC. v.
JOSEPH KARSCIG, INC.**

S276709 B309444 Second Appellate District, Div. 5

**PEOPLE v. STEVENS
(FRANK)**

Petition for review denied

S276714 F079592 Fifth Appellate District

**PEOPLE v. HINOJOS
(GABRIEL MARK ANGEL)**

Petition for review denied

S276715 G060429 Fourth Appellate District, Div. 3

**FAN (YAXIAN) v. CITY OF
NEWPORT BEACH**

Petition for review denied

S276717 H048237 Sixth Appellate District

**PEOPLE v. REYES
(MARGARITO MARCELO)**

Petition for review denied

S276719 A160620 First Appellate District, Div. 1

**PEOPLE v. REVELES
(JOSHUA)**

Petition for review denied

S276720 D080775 Fourth Appellate District, Div. 1

**WOODS (EARNEST
CASSELL) ON H.C.**

Petition for review denied

S276724 F080895 Fifth Appellate District

**PEOPLE v. ROSNER (JESSIE
SHANE)**

Petition for review denied

S276726 H048901 Sixth Appellate District

**PEOPLE v. WHITE
(THOMAS)**

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.

S276727 B312920 Second Appellate District, Div. 3

**PEOPLE v. CHAIDEZ
(ANGELIQUE)**

Petition for review denied

S276729	B322812 Second Appellate District, Div. 2	JOINTER (MICHAEL ANTHONY) ON H.C.
Petition for review denied		
S276731	D078892 Fourth Appellate District, Div. 1	PEOPLE v. CHRISTOPHER (VICTORIA)
Petition for review denied		
S276733	F081244 Fifth Appellate District	PEOPLE v. CUMMINGS (ANDRE LAMONT)
Petition for review denied		
S276736	E075270 Fourth Appellate District, Div. 2	PEOPLE v. NANCE (GERALD)
Petition for review denied		
S276737	C096981 Third Appellate District	VO (TIEN MINH) ON H.C.
Petition for review denied		
S276741	B317900 Second Appellate District, Div. 2	PEOPLE v. PELAYO (SAUL)
Petition for review denied		
S276742	B314572 Second Appellate District, Div. 2	PEOPLE v. RUSSELL (CHERNOBY)
Petition for review denied		
S276748	C095203 Third Appellate District	PEOPLE v. RODGERS (ELIJAH)
Petition for review denied		
S276751	A160418 First Appellate District, Div. 4	PEOPLE v. MACKENZIE (LAROME)
Petition for review denied		

S276756	G061180 Fourth Appellate District, Div. 3	PEOPLE v. DIEP (JAMES)
	Petition for review denied	
S276760	B322495 Second Appellate District, Div. 4	MILLER (GERALD LEE) ON H.C.
	Petition for review denied	
S276765	B305788 Second Appellate District, Div. 3	PEOPLE v. BLAYLOCK (JAMES)
	Petition for review denied	
S276873		RIAZ (SAMREEN) v. COURT OF APPEAL, FIFTH APPELLATE DISTRICT (FAMILY HEALTH CARE NETWORK)
	Petition for writ of mandate/prohibition & application for stay denied	
S277030		SMITH (ANDRE MARIO) v. COURT OF APPEAL, SECOND APPELLATE DISTRICT, DIVISION ONE (PEOPLE)
	Petition for writ of mandate/prohibition & application for stay denied	
S273682		HOFFMAN (KASEY F.) ON H.C.
	Petition for writ of habeas corpus denied	
S273962		SAXON (CUTRENIA M.) ON H.C.
	Petition for writ of habeas corpus denied	

S275036**SALGADO (ANTONIO) 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].)

S275306**BROWN (ROY LEE) 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].)

S275332**LOHBAUER (ROBERT
MICHAEL) 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].)

S275382**CARTER (DEWAYNE
NORMAN) ON H.C.**

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

S275392**GREEN (RODNEY) ON H.C.**

Petition for writ of habeas corpus denied

S275394**HOOFBOOKER (QUINZELL)
ON H.C.**

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

S275402**CARRINGTON (JOSEPH) ON
H.C.**

Petition for writ of habeas corpus denied

S275444**OBESO (GUADALUPE
VASQUEZ) 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].)

S275515**BARNO (RODNEY B.) ON
H.C.**

Petition for writ of habeas corpus denied

S275625**LYON (MARK JAMES) ON
H.C.**

Petition for writ of habeas corpus denied

S275872**ROBINSON (EDWARD) 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].)

S275879**LIZARRAGA (JESUS) ON
H.C.**

Petition for writ of habeas corpus denied

S275918**GIUSTI (DAVID C.) ON H.C.**

The petition for writ of habeas corpus is denied. Individual claims are denied, as applicable. (See *In re Lessard* (1965) 62 Cal.2d 497, 503 [courts will not entertain habeas corpus claims that raise Fourth Amendment violations]; *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 Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S275919**SINGH (BALWINDER) 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].)

S275924

Petition for writ of habeas corpus denied

JONES (STEVEN A.) ON H.C.**S275937**

Petition for writ of habeas corpus denied

PURTILL (CHRIS) ON H.C.**S275941**

Petition for writ of habeas corpus denied

ADAMS (RONALD) ON H.C.**S275953**

Petition for writ of habeas corpus denied

**BERRY (ROLAND ALFRED)
ON H.C.****S275958**

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].)

TAYLOR (ARTHUR) ON H.C.**S275965**

Petition for writ of habeas corpus denied

**LEE (KITERAN LAVELL) ON
H.C.****S275978**

Petition for writ of habeas corpus denied

**LOFTIS (MARQUISE
DeANGELO) ON H.C.****S275989**

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].)

ORTEGA (VICTOR) ON H.C.**S275991**

Petition for writ of habeas corpus denied

SUERO (KYLE) ON H.C.

S275993**KELLY (JAMES CARL) 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].)

S275994**YOUNG (DAN MICHAEL) ON
H.C.**

Petition for writ of habeas corpus denied

S275995**NELLUM (DaSHAUN) 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].) 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 Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity]; *In re Miller* (1941) 17 Cal.2d 734, 735 [courts will not entertain habeas corpus claims that are repetitive].)

S276051**SIMS (BASILIO TREVON) 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].) Individual claims are denied, as applicable. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies]; *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].)

S276078**UZEL (JASON) ON H.C.**

Petition for writ of habeas corpus denied

S276079**SAMPSON (KENNETH) ON
H.C.**

Petition for writ of habeas corpus denied

S276092**WILSON (PETER) 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].)

S276115**WILLIAMS (KENNETH) ON
H.C.**

Petition for writ of habeas corpus denied

S276120**JOHNSON (DARRELL
EUGENE) 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].)

S276121**SIMS, JR., (DWAYNE CRAIG)
ON H.C.**

Petition for writ of habeas corpus denied

S276128**WRIGHT (MUSTAFA
ABDULLAH) ON H.C.**

Petition for writ of habeas corpus denied

S276205**BARNO (RODNEY B.) ON
H.C.**

Petition for writ of habeas corpus denied

S276247**WILLIAMS-LESLIE
(NICOLAS ALEXANDER) ON
H.C.**

Petition for writ of habeas corpus denied

S276320**RENFRO III (DONALD
EUGENE) 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].) Individual claims are denied, as applicable. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926 [a habeas corpus petitioner must exhaust available administrative remedies].)

S276415**NICHOLS (JOSEPH) ON H.C.**

Petition for writ of habeas corpus denied

S276507**HAWKINS (MICHAEL DALE)
ON H.C.**

Petition for writ of habeas corpus denied

S276676**NICHOLS (JOSEPH) 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].)

S276834**JONES (JOSEPH WAYNE)
ON H.C.**

The petition for writ of habeas corpus is denied. Individual claims are denied, as applicable. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225 [courts will not entertain habeas corpus claims that were rejected on appeal]; *In re Swain* (1949) 34 Cal.2d 300, 304 [a petition for writ of habeas corpus must allege sufficient facts with particularity].)

S269072

A158428 First Appellate District, Div. 1

**PEOPLE v. GOLDENBERG
(VADIM)**

Publication request denied (case closed)

S275896

F082832 Fifth Appellate District

**HU (KATHERINE) & LIN
(PAUL), MARRIAGE OF**

Publication request denied (case closed)

S276044 F082435 Fifth Appellate District

**ISENBERG (SYDNEY) v.
DEPARTMENT OF MOTOR
VEHICLES**

Publication request denied (case closed)

S276428 B309713 Second Appellate District, Div. 4

**RANSFORD (CARRIE) v.
SOUTHERN CALIFORNIA
PERMANENTE MEDICAL
GROUP**

Publication request denied (case closed)

S276504 B312311 Second Appellate District, Div. 2

**PEOPLE v. PIEPOLI II (JOHN
MICHAEL)**

Publication request denied (case closed)

S276534 C093382 Third Appellate District

PEOPLE v. BOYD (ASHIRON)

Publication request denied (case closed)

S276400 D080769 Fourth Appellate District, Div. 1

DOWNS (WENDY) ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to December 14, 2022.

S276420

**SANAI (CYRUS) v. COBRAE
(DARREN)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 15, 2022.

S276434 C094299 Third Appellate District

**CITRUS HEIGHTS, CITY OF
v. HO (PETER Y.)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 16, 2022.

S276439 G061365 Fourth Appellate District, Div. 3

RUSSO (VINCENT) ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to December 16, 2022.

S276444 B322665 Second Appellate District, Div. 3 **ESPINOZA (FELIPE) v. S.C.
(ESPINOZA)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 16, 2022.

S272850 B310024 Second Appellate District, Div. 3 **WHEELER (EMILY) v.
APPELLATE DIVISION
(PEOPLE)**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to December 2, 2022.

S274743 H045212 Sixth Appellate District **PEOPLE v. BURGOS
(FRANCISCO)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to December 14, 2022.

S274942 C094174 Third Appellate District **PEOPLE v. LYNCH
(DEANDRE)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to December 14, 2022. No further extensions of time are contemplated.

S274943 B312001 Second Appellate District, Div. 5 **IN RE N.R.**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to December 14, 2022.

S275121 B310458 Second Appellate District, Div. 1

**QUACH (PETER) v.
CALIFORNIA COMMERCE
CLUB, INC.**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to December 7, 2022.

S276140

SANAI ON DISCIPLINE

Extension of time granted – CYRUS MARK SANAI

On application of State Bar of California and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to December 15, 2022.

S276212

ERWIN ON DISCIPLINE

Extension of time granted – CHRISTOPHER RONALD ERWIN

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to December 2, 2022.

S276787 A162439 First Appellate District, Div. 4

**2710 SUTTER VENTURES,
LLC v. MILLIS (SEAN)**

Extension of time granted

On application of appellants and good cause appearing, it is ordered that the time to serve and file the reply to answer to petition for review is extended to November 14, 2022.

S212376

**PEOPLE v. JOHN (EMRYS
JUSTIN) & MILLER
(TYRONE)**

Withdrawal of counsel allowed by order

Good cause appearing, the motion of Mark D. Lenenberg, appointed appellate-only counsel for Tyrone Miller, for permission to withdraw as attorney of record for appellant, filed August 29, 2022, is granted.

The order appointing Mark D. Lenenberg as appellate-only counsel of record for appellant Tyrone Miller, filed February 1, 2017, is hereby vacated.

Catherine E. White is hereby appointed as counsel of record, to represent appellant Tyrone Miller, for the direct appeal in the above automatic appeal now pending in this court.

Mark D. Lenenberg is hereby directed to deliver to Catherine E. White, 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 Tyrone Miller or from his trial counsel or paralegals, or from any other source.

S200016

PEOPLE v. TOPETE (MARCO ANTONIO)

Order filed

It has come to the court's attention that the clerk's transcript in the copies of the record on appeal that were sent to the parties and others under rules 8.619(f) and 8.622(e) of the California Rules of Court may have included the personal identifying information of a trial juror in violation of the Code of Civil Procedure, section 237, subdivision (a), and rules 8.332 and 8.611 of the California Rules of Court. (See also Code of Civ. Proc., § 237, subd. (f) [prohibiting disclosure of unlawfully secured personal juror identifying information].) Within 30 days from the date of this order, counsel for both parties, the Habeas Corpus Resource Center, the Office of the State Public Defender, the California Appellate Project, and the Governor must inspect Volume 22, page 5951 of the clerk's transcript on appeal and, if a juror's personal identifying information has been left unredacted, return to the Clerk of the superior court that volume of the clerk's transcript on appeal. If any copies of the record on appeal are returned to the Clerk of the superior court, the Clerk must, within 60 days from the date of this order, (1) prepare a new version of the volume(s) of the clerk's transcript in which all personal identifying information of any trial juror has been removed and replaced by appropriate identifying numbers, as required by section 237, subdivision (a), and rules 8.332 and 8.611, in particular such information appearing on page 5951 of Volume 22; and (2) send copies of the new redacted volume(s) to counsel for the parties and others as required in rules 8.619(f) and 8.622(e).

S222559

MONTES (JOSEPH) ON H.C.

Order filed

In light of the representations made in the September 28, 2022, declaration of Michael Hersek, filed as an exhibit in support of the Habeas Corpus Resource Center's September 29, 2022, "Motion to Transfer *Morgan* Petition to the Riverside Superior Court or Alternatively for the Appointment of HCRC as Counsel for Petitioner; Request for an Order Affirming that an Amended Petition Filed Within Three Years of Appointment of Counsel Will Be Considered Timely Filed" (see Hersek Decl. at ¶¶ 8-10), the petition for writ of habeas corpus filed on November 13, 2014, and pending in this court on October 25, 2017, is transferred to the Superior Court of California, County of Riverside, pursuant to Penal Code section 1509, subdivision (g). The Habeas Corpus Resource Center's alternative request for appointment by this court as counsel for petitioner and its request for an order "affirming that an amended petition filed within three years of appointment of counsel will be considered timely filed" are denied.

S272237 C087191 Third Appellate District

**PEOPLE v. SCHULLER
(JASON CARL)**

Order filed

The application of appellant to file the reply brief on the merits that exceeds the 8,400 words limit prescribed by the California Rules of Court 8.520(c) is hereby granted.

S275661

**BRAMSCHER (WILLIAM
ROBERT) ON H.C.**

Motion to file document under seal denied

The Attorney General's "Application to File the Unredacted Informal Response and Petitioner's Medical Records Under Seal" filed on August 18, 2022, is denied. (See Cal. Rules of Court, rules 2.550, 2.551, and 8.46.) The Attorney General must notify the Clerk of this court within 10 days if the Informal Response and its exhibits (lodged conditionally under seal on August 18, 2022) should be filed unsealed as part of the public record. (See Cal. Rules of Court, rule 8.46(d)(7).)

S276315

Petition denied (accusation)

ACCUSATION OF EUBANK

S276318

Petition denied (accusation)

ACCUSATION OF EUBANK

S277210

Voluntary resignation accepted

BAIR ON RESIGNATION

The court orders that the voluntary resignation of NICKI BAIR, State Bar Number 144016, as an attorney of the State Bar of California is accepted.

S277217

Voluntary resignation accepted

HOLT ON RESIGNATION

The court orders that the voluntary resignation of KATHERINE R. HOLT, State Bar Number 95351, as an attorney of the State Bar of California is accepted.

S277218

**JACKSON ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RONALD LEE JACKSON, State Bar Number 93886, as an attorney of the State Bar of California is accepted.

S277233

MURTHA ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of BRIAN T. MURTHA, State Bar Number 119024, as an attorney of the State Bar of California is accepted.

S277234

PATRICK ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of KAREN ELIZABETH PATRICK, State Bar Number 205919, as an attorney of the State Bar of California is accepted.

S277235

SMITH ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of ELIZABETH CLARE SMITH, State Bar Number 121267, as an attorney of the State Bar of California is accepted.

S277236

**SONDHEIMER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JESSICA ANN SONDHEIMER, State Bar Number 255234, as an attorney of the State Bar of California is accepted.

S277237

WILSON ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of BRYAN DEAN WILSON, State Bar Number 305844, as an attorney of the State Bar of California is accepted.

S277238

ZAFMAN ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of NORMAN ZAFMAN, State Bar Number 46201, as an attorney of the State Bar of California is accepted.

S277239

**ZurSCHMIEDE ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBIN CLAUSON ZurSCHMIEDE, State Bar Number 123326, as an attorney of the State Bar of California is accepted.

S277240

COKER ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of JOHN DIAZ COKER, State Bar Number 40730, as an attorney of the State Bar of California is accepted.

S277241

ELKINS ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of LEAH SUCH ELKINS, State Bar Number 153732, as an attorney of the State Bar of California is accepted.

S277242

HEFLIN ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of JULIE W. HEFLIN, State Bar Number 132114, as an attorney of the State Bar of California is accepted.

S277243

**KJELDGAARD ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ANDREW LANCE KJELDGAARD, State Bar Number 139366, as an attorney of the State Bar of California is accepted.

S277244

LAUHON ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of GREGORY THOMAS LAUHON, State Bar Number 116662, as an attorney of the State Bar of California is accepted.

S277245

SHIVELY ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES EDWARD SHIVELY, State Bar Number 177343, as an attorney of the State Bar of California is accepted.

S277246

VANSELL ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of EILEEN CAREY VANSELL, State Bar Number 146855, as an attorney of the State Bar of California is accepted.

S277247

VEKKOS ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of VALERIE VASSILIKI VEKKOS, State Bar Number 151100, as an attorney of the State Bar of California is accepted.

S277248

WEI ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of CHRISTOPHER JOSEPH WEI, State Bar Number 78958, as an attorney of the State Bar of California is accepted.

S277249

ZAVALA ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of NANETTE JOANNE ZAVALA, State Bar Number 110174, as an attorney of the State Bar of California is accepted.