



Supreme Court of California
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NEWS RELEASE

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FOR IMMEDIATE RELEASE

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Summary of Cases Accepted and Related Actions During Week of January 3, 2022

[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The statement of the issue or issues in each case set out below does not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]

#22-01 *Quishenberry v. UnitedHealthCare, Inc., S271501.* (B303451; nonpublished opinion; Los Angeles County Superior Court; BC631077.) Petition for review after the Court of Appeal affirmed the judgments in a civil action. This case presents issues regarding the preemption of claims for negligence, elder abuse, and wrongful death pursuant to the Medicare Part C preemption clause (42 U.S.C. § 1395w-26(b)(3)).

#22-02 *Rodriguez v. Superior Court, S272129.* (H049016; 70 Cal.App.5th 628; C1650275, C1647395). Petition for review after the Court of Appeal denied a petition for writ of prohibition. This case presents the following issue: Does an incompetency commitment end when a state hospital files a certificate of restoration to competency or when the trial court finds that defendant has been restored to competency?

#22-03 *Turrieta v. Lyft, Inc., S271721.* (B304701; 69 Cal.App.5th 955; Los Angeles County Superior Court; BC714153.) Petition for review after the Court of Appeal affirmed the judgment in a civil action. The court limited review to the following issue: Does a plaintiff in a representative action filed under the Private Attorneys General Act (Lab. Code, § 2698, et seq.) (PAGA) have the right to intervene, or object to, or move to vacate, a judgment in a related action that purports to settle the claims that plaintiff has brought on behalf of the state?

#22-04 *People v. Bridges, S271922.* (B308894; nonpublished opinion; Los Angeles County Superior Court; BA240172.) Petition for review after the Court of Appeal affirmed an order denying a post-judgment motion in a criminal matter.

#22-05 *People v. Marin, S271887.* (B308620; nonpublished opinion; Los Angeles County Superior Court; BA071960.) Petition for review after the Court of Appeal affirmed an order denying a post-judgment motion in a criminal matter.

#22-06 *People v. Miller, S272070.* (E076569; nonpublished opinion; Riverside County Superior Court; CR57524.) Petition for review after the Court of Appeal affirmed an order denying a post-judgment motion in a criminal matter.

#22-07 *People v. Mitchell, S271888.* (F081153; nonpublished opinion; Kern County Superior Court; SC052002A.) Petition for review after the Court of Appeal affirmed an order denying a post-judgment motion in a criminal matter.

The court ordered briefing in *Bridges, Marin, Miller, and Mitchell* deferred pending decision in *People v. Strong*, S266606 (#21-101), which presents the following issue: Does a felony-murder special circumstance finding (Pen. Code, § 190.2, subd. (a)(17)) made before *People v. Banks* (2015) 61 Cal.4th 788 and *People v. Clark* (2016) 63 Cal.4th 522 preclude a defendant from making a prima facie showing of eligibility for relief under Penal Code section 1170.95?

#22-08 *People v. Calla, S271920.* (B301783; nonpublished opinion; Los Angeles County Superior Court; BA461921.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. The court ordered briefing deferred pending decision in *In re Vaquera*, S258376 (#19-195), which presents the following issues: (1) Did the Court of Appeal err by disagreeing with *People v. Jimenez* (2019) 35 Cal.App.5th 373 and endorsing as mandatory the sentencing practice prohibited in that case? (2) Is the Court of Appeal's decision incorrect under *People v. Mancebo* (2002) 27 Cal.4th 735? (3) Did the Court of Appeal err by failing to address petitioner's claims as to the issues of waiver and estoppel?

#22-09 *People v. Coffey, S271719.* (F080792; nonpublished opinion; Kern County Superior Court; BF175954A.) Petition for review after the Court of Appeal affirmed in part and remanded a judgment of conviction of criminal offenses. The court ordered briefing deferred pending decision in *People v. Prudholme*, S271057 (#21-531), which presents the following issues: (1) Does Assembly Bill No. 1950 (Stats. 2020, ch. 328) apply retroactively under *In re Estrada* (1965) 63 Cal.2d 740? (2) If so, does the remand procedure of *People v. Stamps* (2020) 9 Cal.5th 685 apply?

#22-10 *People v. Martinez, S272044.* (C092719; nonpublished opinion; Sacramento County Superior Court; 107515.) Petition for review after the Court of Appeal dismissed an appeal from an order denying a post-judgment motion in a criminal matter. The court ordered briefing deferred pending decision in *People v. Delgadillo*, S266305 (#21-72), which presents the following issues: (1) What procedures must appointed counsel and

the Courts of Appeal follow when counsel determines that an appeal from an order denying postconviction relief lacks arguable merit? (2) Are defendants entitled to notice of these procedures?

DISPOSITIONS

Review in the following cases, which were granted and held for *People v. Lewis* (2021) 11 Cal.5th 952, was dismissed:

#21-325 <i>People v. Bravo</i>, S268744	(B304643; nonpublished opinion; Los Angeles County Superior Court; BA167679)
#20-172 <i>People v. Edwards</i>, S262481	(A158055; 48 Cal.App.5th 666; Alameda County Superior Court; 164975)
#20-354 <i>People v. Forman</i>, S264710	(B297641; nonpublished opinion; Los Angeles County Superior Court; BA087830)
#20-266 <i>People v. Gomez</i>, S264051	(G057516; nonpublished opinion; Orange County Superior Court; 02CF1529)
#20-365 <i>People v. Gonzalez</i>, S264789	(B300393; nonpublished opinion; Los Angeles County Superior Court; TA068135)
#20-314 <i>People v. Guzman</i>, S264423	(B297087; nonpublished opinion; Los Angeles County Superior Court; BA040676)
#21-286 <i>People v. Houston</i>, S268427	(A160479; nonpublished opinion; Alameda County Superior Court; 142789)
#21-190 <i>People v. Jackson</i>, S267616	(B297698; nonpublished opinion; Los Angeles County Superior Court; BA282268)
#20-267 <i>People v. Lazos</i>, S263910	(B300314; nonpublished opinion; Los Angeles County Superior Court; BA259099)
#21-79 <i>People v. Lee</i>, S266342	(B297947; nonpublished opinion; Los Angeles County Superior Court; TA034314)
#20-367 <i>People v. Lopez</i>, S265175	(B301826; nonpublished opinion; Los Angeles County Superior Court; BA128074)
#20-212 <i>People v. Magana</i>, S263066	(B297514; nonpublished opinion; Los Angeles County Superior Court; BA129512)
#20-347 <i>People v. Martinez</i>, S265020	(B299702; nonpublished opinion; Los Angeles County Superior Court; TA070425)

#20-389 <i>People v. McGowan</i>, S265339	(B300245; nonpublished opinion; Los Angeles County Superior Court; BA025262)
#20-229 <i>People v. Mesaramos</i>, S263365	(A157828; nonpublished opinion; Alameda County Superior Court; H39529B)
#21-10 <i>People v. Miles</i>, S265483	(B302041; nonpublished opinion; Los Angeles County Superior Court; NA047846)
#20-341 <i>People v. Miller</i>, S264724	(B297084; nonpublished opinion; Los Angeles County Superior Court; NA049632)
#20-235 <i>People v. Molina</i>, S263296	(B301642; nonpublished opinion; Los Angeles County Superior Court; NA023660)
#21-58 <i>People v. Mora</i>, S266449	(B304503; nonpublished opinion; Los Angeles County Superior Court; BA085503)
#21-133 <i>People v. Mosley</i>, S266991	(B299928; nonpublished opinion; Los Angeles County Superior Court; TA046962)
#21-11 <i>People v. Nieblas</i>, S265843	(B302488; nonpublished opinion; Los Angeles County Superior Court; BA360224)
#21-356 <i>People v. Olvera</i>, S269042	(D077419; nonpublished opinion; San Bernardino County Superior Court; FWV1102225-2)
#20-381 <i>People v. Roberts</i>, S265143	(B302244; nonpublished opinion; Los Angeles County Superior Court; BA295768)
#21-246 <i>People v. Rodriguez</i>, S267926	(B305365; nonpublished opinion; Los Angeles County Superior Court; BA405944)
#21-140 <i>People v. Scott</i>, S266885	(B300700; nonpublished opinion; Los Angeles County Superior Court; BA046808)
#20-382 <i>People v. Silva</i>, S265446	(E073150; nonpublished opinion; San Bernardino County Superior Court; FVA701548)
#20-244 <i>People v. Simmons</i>, S263606	(E072550; nonpublished opinion San Bernardino County Superior Court; FSB05319)
#20-270 <i>People v. Staten</i>, S263921	(B297663; nonpublished opinion; Los Angeles County Superior Court; TA080513)

#21-292 <i>People v. Walker</i>, S267994	(B306499; nonpublished opinion; Los Angeles County Superior Court; KA010664)
#20-84 <i>People v. Verdugo</i>, S260493	(B296630; 44 Cal.App.5th 320; Los Angeles County Superior Court; BA245638)
#20-404 <i>People v. Woodson</i>, S265609	(B299633; nonpublished opinion; Los Angeles County Superior Court; BA419591)
#21-390 <i>People v. Worthy</i>, S269243	(E076125; nonpublished opinion; San Bernardino County Superior Court; FWV17003997)

The following cases were transferred for reconsideration in light of Senate Bill No. 775 (Stats, 2021, ch. 551):

#20-124 <i>People v. Cerda</i>, S260915	(B232572; 45 Cal.App.5th 1; Los Angeles County Superior Court; MA041397)
#20-203 <i>People v. Dennis</i>, S262184	(G055930; 47 Cal.App.5th 838; Orange County Superior Court; 12CF1469)
#20-228 <i>People v. Lima</i>, S263048	(B293030; 49 Cal.App.5th 523; Los Angeles County Superior Court; TA141014)
#20-12 <i>People v. Mejia</i>, S258796	(G052967; 40 Cal.App.5th 42; Orange County Superior Court; 09CF3083)
#19-199 <i>People v. Munoz</i>, S258234	(B283921; 39 Cal.App.5th 738; Los Angeles County Superior Court; KA110065)
#20-146 <i>People v. Sanchez</i>, S261768	(F076838; 46 Cal.App.5th 637; Kern County Superior Court; BF164349B)
#20-125 <i>In re Morrison</i>, S261386	(E067811; nonpublished opinion; San Bernardino County Superior Court; WHCJS1500067)
#20-73 <i>People v. Novela</i>, S260228	(F073275; nonpublished opinion; Madera County Superior Court; MCR046874)
#21-429 <i>People v. Perez</i>, S269446	(E060438; nonpublished opinion; San Bernardino County Superior Court; FVI901482)
#21-75 <i>People v. Prado</i>, S266609	(B304660; nonpublished opinion; Los Angeles; BA379833)
#20-145 <i>People v. Quintero</i>, S261684	(F075807; nonpublished opinion; Tulare County Superior Court; VCF255016C)
#19-215 <i>People v. Ramirez</i>, S258593	(B265610; nonpublished opinion; Los Angeles County Superior Court; VA130983)

#21-442 <i>People v. Robles</i>, S270134	(B308432; nonpublished opinion; Los Angeles County Superior Court; BA390804)
#21-369 <i>People v. Salamanca</i>, S269184	(B300962; nonpublished opinion; Los Angeles County Superior Court; TA082067)
#20-74 <i>People v. Sandoval</i>, S260238	(G057558; nonpublished opinion; Orange County Superior Court; 98NF0649)
#21-312 <i>People v. Sisneros</i>, S268708	(C089647; nonpublished opinion; San Joaquin County Superior Court; STKCRFE20020009102, SF086673B)
#21-76 <i>People v. Sly</i>, S266416	(E073972; nonpublished opinion; San Bernardino County Superior Court; FSB1203896)
#20-138 <i>People v. Soto</i>, S261458	(F078925; nonpublished opinion; Tulare County Superior Court; VCF240382B)
#21-392 <i>People v. Stewart</i>, S269238	(E074763; nonpublished opinion; Riverside County Superior Court; RIF10003595)
#21-430 <i>People v. Taituave</i>, S270026	(B3-5271; nonpublished opinion; Los Angeles County Superior Court; NA081157)
#21-313 <i>People v. Twyman</i>, S268695	(B304515, B306643; nonpublished opinion; Los Angeles County Superior Court; TA139642)
#21-431 <i>People v. Valadez</i>, S269756	(G059333; nonpublished opinion; Orange County Superior Court; C-78146)
#21-52 <i>People v. Valencia</i>, S266028	(B299957; nonpublished opinion; Los Angeles; BA402808)
#21-238 <i>People v. Vallejo</i>, S267818	(E074099; nonpublished opinion; Riverside County Superior Court; RIF103887)
#21-397 <i>People v. Wallace</i>, S269758	(B307965; nonpublished opinion; Los Angeles County Superior Court; MA049674)
#21-267 <i>People v. Whitson</i>, S268189	(B305714; nonpublished opinion; Los Angeles County Superior Court; TA013892)
#20-42 <i>People v. Wilson</i>, S259790	(D075612; nonpublished opinion; San Diego County Superior Court; SCN067569)

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The Supreme Court of California is the state's highest court and its decisions are binding on all other California state courts. The court's primary role is to decide matters of statewide importance and to maintain uniformity in the law throughout California by reviewing matters from the six districts of the California Courts of Appeal and the fifty-eight county superior courts (the trial courts). Among its other duties, the court also decides all capital appeals and related matters and reviews both attorney and judicial disciplinary matters.