



Supreme Court of California
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NEWS RELEASE

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FOR IMMEDIATE RELEASE

April 4, 2025

Summary of Cases Accepted and Related Actions During Week of April 1, 2025

[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.]

#25-85 *People v. Burnell*, S289452. (G063569; nonpublished opinion; Orange County Superior Court; 02WF1367.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-86 *People v. Butler*, S289486. (E083059; nonpublished opinion; Riverside County Superior Court; INF1801578.) Petition for review after the Court of Appeal modified and affirmed a post-judgment order in a criminal matter.

#25-87 *People v. Penaflor*, S289543. (G063817; nonpublished opinion; Orange County Superior Court; 09CF1748.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-88 *People v. Rebollo*, S289003. (E082884; nonpublished opinion; Riverside County Superior Court; RIF077713.) Petition for review after the Court of Appeal dismissed the appeal in part, reversed an order denying a post-judgment motion in a criminal matter, and remanded for resentencing.

The court ordered briefing in *Burnell*, *Butler*, *Penaflor*, and *Rebollo* deferred pending decision in *People v. Rhodius*, S283169 (#24-34), which presents the following issue: Does Senate Bill No. 483 (Stats. 2021, ch. 728) entitle a defendant to a full resentencing hearing under Penal Code section 1172.75 if the defendant's prior prison term enhancements (Pen. Code, § 667.5, subd. (b)) were imposed and stayed, rather than imposed and executed?

#25-89 *People v. Davis*, S289056. (B331013; nonpublished opinion; Los Angeles County Superior Court; A086503.) Petition for review after the Court of Appeal affirmed an order denying a post-judgment motion in a criminal matter. The court ordered briefing deferred pending decision in *People v. Emanuel*, S280551 (#23-174), which presents the following issue: Does sufficient evidence support the trial court’s finding that defendant acted with reckless indifference to human life and therefore was ineligible for resentencing pursuant to Penal Code section 1172.6?

#25-90 *People v. Martinez*, S289439. (G062824; nonpublished opinion; Orange County Superior Court; 00CF1158.) Petition for review after the Court of Appeal affirmed an order denying a post-judgment motion in a criminal matter. The court ordered briefing deferred pending decision in *People v. Lopez*, S287814 (#25-2), which presents the following issue: Does Penal Code section 1172.6, subdivision (a)(3), which requires defendants to allege that they “could not presently be convicted of murder or attempted murder because of changes to section 188 or 189 made effective January 1, 2019,” render ineligible for relief petitioners who could have raised their challenges to imputed malice on prior direct appeal?

DISPOSITIONS

Review in the following case, which was granted and held for *People v. Collins* (2025) 17 Cal.5th 293, was dismissed:

#23-168 <i>People v. Werntz</i>, S280278	(D079771; 90 Cal.App.5th 1093; Riverside County Superior Court; INF066465)
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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.