



Supreme Court of California
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NEWS RELEASE

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FOR IMMEDIATE RELEASE

April 26, 2024

Summary of Cases Accepted and Related Actions During Week of April 22, 2024

[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.]

#24-72 *People v. Aguilar*, S284171. (B326991; nonpublished opinion; Los Angeles County Superior Court; PA075131.) Petition for review after the Court of Appeal affirmed an order granting a post-judgment motion in a criminal matter. The court ordered briefing deferred pending decision in *People v. Arellano*, S277962 (#23-41), which presents the following issue: When a defendant obtains resentencing of a conviction under Penal Code section 1172.6, subdivision (e), is the trial court permitted to impose not only the target offense or underlying felony, but also corresponding enhancements?

#24-73 *People v. Blocker*, S284124. (E080221; nonpublished opinion; San Bernardino County Superior Court; FVI1502161.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for further proceedings. The court ordered briefing deferred pending decision in *People v. Patton*, S279670 (#23-129), which presents the following issue: Did the trial court engage in impermissible judicial factfinding by relying on the preliminary hearing transcript to deny defendant's Penal Code section 1172.6 petition at the prima facie stage? (See *People v. Lewis* (2021) 11 Cal.5th 952.)

#24-74 *People v. Kimble*, S284259. (C097389; 99 Cal.App.5th 746; Butte County Superior Court; CM026600.) Petition for review after the Court of Appeal affirmed an order granting in part and denying in part a post-judgment motion in a criminal matter. The court ordered briefing deferred pending decision in *People v. Superior Court (Guevara)*, S283305 (#24-50), which presents the following issue: Do the revised penalty provisions of the Three Strikes Reform Act of 2012 (Pen. Code, § 1170.12) apply when a defendant is resentenced pursuant to Senate Bill No. 483 (Pen. Code, § 1172.75)?

#24-75 *Lockton Companies, LLC - Pacific Series v. Superior Court, S283932.* (B334428; nonpublished opinion; Los Angeles County Superior Court; 23STCV24107.) Petition for review after the Court of Appeal denied a petition for writ of mandate.

#24-76 *Lockton Investment Advisors v. Superior Court, S283963.* (B334130; nonpublished opinion; Los Angeles County Superior Court; 22STCV23460.) Petition for review after the Court of Appeal denied a petition for writ of mandate.

The court ordered briefing in *Lockton Companies* and *Lockton Investment Advisors* deferred pending decision in *EpicentRx, Inc. v. Superior Court, S282521* (#23-247), which presents the following issue: Is a forum selection clause enforceable when a party's right under California state law to a jury trial for their civil claims would not apply in the exclusive forum identified by the clause?

DISPOSITIONS

The following cases were transferred for reconsideration in light of *People v. Curiel* (2023) 15 Cal.5th 433:

#22-219 <i>People v. Amante, S275395</i>	(A161567; nonpublished opinion; Sonoma County Superior Court; SCR32760)
#22-101 <i>People v. Andrade, S273659</i>	(F081878; nonpublished opinion; Merced County Superior Court; CRM012561B)
#22-148 <i>People v. Ayala, S274079</i>	(G059900; nonpublished opinion; Orange County Superior Court; 09CF2225)
#22-246 <i>People v. Cardenas, S275778</i>	(A161694; nonpublished opinion; Sonoma County Superior Court; SCR327604)
#22-236 <i>People v. Cervantes, S275611</i>	(G058554; nonpublished opinion; Orange County Superior Court; 01WF2314)

#22-199 <i>People v. Curiel</i>, S274467	(F081143; nonpublished opinion; Tulare County Superior Court; VCF170009A)
#22-165 <i>People v. Gonzalez</i>, S274324	(F080555; nonpublished opinion; Tulare County Superior Court; VCF212472B)
#22-247 <i>People v. Higuera</i>, S275897	(A161879; nonpublished opinion; Sonoma County Superior Court; SCR327602)
#23-210 <i>People v. Navarro</i>, S281324	(B321066; nonpublished opinion; Los Angeles County Superior Court; NA082399)
#22-102 <i>People v. Olague</i>, S273314	(C092670; nonpublished opinion; Yolo County Superior Court; CR20035627)
#23-185 <i>People v. Ramirez</i>, S281415	(G061275; nonpublished opinion; Orange County Superior Court; 01WF2314)
#22-149 <i>People v. Reaza</i>, S274110	(E074012; nonpublished opinion; Riverside County Superior Court; RIF113648)
#23-231 <i>People v. Williams</i>, S282101	(C096809; nonpublished opinion; Sacramento County Superior Court; 10F02827)

The following case was transferred for reconsideration in light of *Haggerty v. Thornton* (2024) 15 Cal.5th 729:

#22-130 <i>Balistreri v. Balistreri</i>, S273909	(A162222; 75 Cal.App.5th 511; San Francisco County Superior Court; PTR20303610.)
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The following case was transferred for reconsideration in light of *People v. Lewis* (2021) 11 Cal.5th 952 and *People v. Curiel* (2023) 15 Cal.5th 433:

#20-339 <i>People v. Cardenas</i>, S264713	(G058311; nonpublished opinion; Orange County Superior Court; 07CF2192)
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Review in the following case, which had been granted and held for *People v. Faial*, S273840 (#22-133), was dismissed at the request of the petitioner:

#23-38 <i>People v. Charles</i>, S278490	(C093057, C092841; nonpublished opinion; Sacramento County Superior Court; 14F02499, 17FE002458)
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Review in the following cases, which were granted and held for *People v. Curiel* (2023) 15 Cal.5th 433, was dismissed:

#22-166 <i>People v. Guadarrama</i>, S274405	(G059643; nonpublished opinion; Orange County Superior Court; 08ZF0020)
#22-139 <i>People v. Pacheco</i>, S274102	(G059940; 76 Cal.App.5th 118; Orange County Superior Court; 08WF0147)
#23-9 <i>People v. Ramirez</i>, S277540	(G060355; nonpublished opinion; Orange County Superior Court; 06CF3739)
#23-114 <i>People v. Reyes</i>, S279727	(G061334; nonpublished opinion; Orange County Superior Court; 05WF3659)

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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.