



Supreme Court of California
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NEWS RELEASE

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FOR IMMEDIATE RELEASE

May 2, 2025

Summary of Cases Accepted and Related Actions During Week of April 28, 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.]

#25-119 *People v. Barron*, S289872. (G063823; nonpublished opinion; Orange County Superior Court; 96WF0141.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-120 *People v. Cline*, S289538. (E083060; nonpublished opinion; Riverside County Superior Court; RIF1404943.) Petition for review after the Court of Appeal modified and affirmed an order denying a post-judgment motion in a criminal matter.

#25-121 *People v. Garcia*, S289917. (E083052; nonpublished opinion; Riverside County Superior Court; CR47377.) Petition for review after the Court of Appeal modified and affirmed an order denying a post-judgment motion in a criminal matter.

#25-122 *People v. Hawkins*, S289811. (H051642; nonpublished opinion; Monterey County Superior Court; SC952407A.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-123 *People v. McIntosh*, S289939. (D083373; nonpublished opinion; San Diego County Superior Court; SCS289732.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-124 *People v. Saole*, S289653. (G063760; nonpublished opinion; Orange County Superior Court; 97NF1880.) Petition for review after the Court of Appeal reversed an

order denying a post-judgment motion in a criminal matter and remanded for resentencing.

The court ordered briefing in *Barron, Cline, Garcia, Hawkins, McIntosh, and Saole* 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?

#25-125 *People v. Espinoza*, S289867. (B337240; nonpublished opinion; Los Angeles County Superior Court; BA172626.) 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?

#25-126 *People v. Gonzalez*, S289874. (D082662; 108 Cal.App.5th 741; Imperial County Superior Court; JCF26568.) 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. Esquivias*, S286371 (#24-189), which presents the following issue: Does the issuance of an order to show cause to review one aspect of a defendant's sentence in habeas corpus proceedings render applicable all ameliorative laws taking effect after the defendant's judgment became final?

#25-127 *Hardy v. Forest River, Inc.*, S289309. (B331450; 108 Cal.App.5th 450; Los Angeles County Superior Court; 22NWCV01656.) Petition for review after the Court of Appeal reversed an order in a civil action and remanded for further proceedings. The court ordered briefing 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. Salazar* (2023) 15 Cal.5th 416 and *People v. Lynch* (2024) 16 Cal.5th 730:

#24-10 <i>People v. Brown</i>, S282850	(B321228; nonpublished opinion; Santa Barbara County Superior Court; 1442714)
#22-237 <i>People v. Colbourn</i>, S275605	(C094308; nonpublished opinion; Butte County Superior Court; 20CF03167)
#23-252 <i>People v. Evans</i>, S282261	(B320205; nonpublished opinion; Los Angeles County Superior Court; TA144389)
#23-199 <i>People v. Johnson</i>, S281697	(H049257; nonpublished opinion; Monterey County Superior Court; 18CR010752)
#23-268 <i>People v. Serpas</i>, S282694	(C095167; nonpublished opinion; Sacramento County Superior Court; 19FE001752)
#23-89 <i>People v. Wheeler</i>, S279176	(B314403; nonpublished opinion; San Luis Obispo County Superior Court; 20F-06062)

Review in the following cases, which were granted and held for *People v. Lynch* (2024) 16 Cal.5th 730, was dismissed:

#23-111 <i>People v. Butler</i>, S279633	(E078235; 89 Cal.App.5th 953; San Bernardino County Superior Court; FVI20003519)
#23-176 <i>People v. Falcon</i>, S281242	(F083577; 92 Cal.App.5th 911; Kern County Superior Court; BF174596A)

#22-309 <i>People v. Lebus</i>, S277118	(B317046; nonpublished opinion; Los Angeles County Superior Court; VA144354)
#23-101 <i>People v. Lewis</i>, S279147	(E076449; 88 Cal.App.5th 1125; San Bernardino County Superior Court; FSB18002088)
#23-42 <i>People v. Ross</i>, S278266	(A163242; 86 Cal.App.5th 1346; Del Norte County Superior Court; CRPB195129)

The following cases were transferred for reconsideration in light of *People v. Lynch* (2024) 16 Cal.5th 730:

#23-33 <i>People v. Celestine</i>, S278056	(H049673; nonpublished opinion; Monterey County Superior Court; 21CR005294)
#23-28 <i>People v. Esparza</i>, S277994	(C091260; nonpublished opinion; San Joaquin County Superior Court; STKCRFE20170013674)
#23-142 <i>People v. Sanford</i>, S280412	(C095503; nonpublished opinion; Butte County Superior Court; 21CF04671)

The following case was transferred for reconsideration in light of *People v. Reyes* (2023) 14 Cal.5th 981, *People v. Salazar* (2023) 15 Cal.5th 416, and *People v. Lynch* (2024) 16 Cal.5th 730:

#23-139 <i>People v. Fleming</i>, S280148	(B315836; nonpublished opinion; Santa Barbara County Superior Court; 19CR06812)
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Review in the following cases, which were granted and held for *People v. Lopez* (2025) 17 Cal.5th 388, was dismissed:

#24-183 <i>People v. Ferreira</i>, S286528	(C097627; nonpublished opinion; Butte County Superior Court; CM028215)
#24-191 <i>People v. Harris</i>, S286668	(B323462; nonpublished opinion; Los Angeles County Superior Court; BA436057)
#24-104 <i>People v. Hendrix</i>, S284840	(F086169; nonpublished opinion; Kern County Superior Court; BF140718B)
#24-184 <i>In re J.M.</i>, S286259	(C099085; 103 Cal.App.5th 745; Sacramento County Superior Court; 22HC00217)
#24-94 <i>People v. Kennedy</i>, S284688	(B324835; nonpublished opinion; Los Angeles County Superior Court; NA092421)
#25-18 <i>People v. Mancilla</i>, S288350	(F087171; nonpublished opinion; Kings County Superior Court; 10CM7002-002)
#24-40 <i>People v. Mitchell</i>, S283474	(F084489; 97 Cal.App.5th 1127; Kern County Superior Court; BF159352B)
#24-256 <i>People v. Ruizpaz</i>, S287614	(H051221; nonpublished opinion; Santa Clara County Superior Court; C1076422)
#24-105 <i>People v. Torres</i>, S284979	(H050651; nonpublished opinion; Santa Clara County Superior Court; C1076422)
#25-19 <i>People v. Torres</i>, S288386	(F087035; nonpublished opinion; Kings County Superior Court; 11CM3885F-002)

#24-162 <i>People v. Welch</i>, S286046	(B328175; nonpublished opinion; Los Angeles County Superior Court; NA099773)
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The following case was transferred for reconsideration in light of *People v. Lopez* (2025) 17 Cal.5th 388:

#23-225 <i>People v. Guerrero</i>, S281486	B321032; nonpublished opinion; Los Angeles County Superior Court; TA126680)
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The following case was transferred for reconsideration in light of *People v. Arellano* (2024) 16 Cal.5th 457:

#23-269 <i>People v. Trent</i>, S282644	(C096306; 96 Cal.App.5th 33; San Joaquin County Superior Court; STKCRFE19970006966)
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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.