



Supreme Court of California
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NEWS RELEASE

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FOR IMMEDIATE RELEASE

July 18, 2025

Summary of Cases Accepted and Related Actions During Week of July 14, 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.]

#25-242 *Bring Back the Kern v. City of Bakersfield*, S290840. (F087503, F087549, F087558, F087560, F087702, F087487; 110 Cal.App.5th 322; Kern County Superior Court; BCV-22-103220.) Petition for review after the Court of Appeal reversed orders in a civil action and remanded for further proceedings. This case presents the following issue: Does Article X, section 2 of the California Constitution require a court to consider whether a proposed water use is both “reasonable” and “beneficial” whenever it would direct or adjudicate a particular use of water, including when applying a water use statute that does not expressly incorporate the reasonable and beneficial determination?

#25-243 *People v. Luu*, S291235. (G063066; 110 Cal.App.5th 1051; Orange County Superior Court; 01WF1559.) 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. This case presents the following issue: Is a person convicted of attempted voluntary manslaughter eligible for resentencing relief under Penal Code section 1172.6?

#25-244 *People v. Garcia*, S291267. (H052768; nonpublished order; Santa Clara County Superior Court; C2408929.) Petition for review after the Court of Appeal dismissed the appeal from an order denying a post-judgment motion in a criminal matter.

#25-245 *People v. Salcido*, S291374. (H051852; nonpublished order; Monterey County Superior Court; SS981539C.) Petition for review after the Court of Appeal dismissed the appeal from an order denying a post-judgment motion in a criminal matter.

The court ordered briefing in *Garcia* and *Salcido* deferred pending decision in *In re Montgomery*, S287339 (#24-235), which presents the following issue: Must a petitioner

allege a prima facie case for relief under the Racial Justice Act (Pen. Code, § 745; RJA) before the trial court can consider a discovery request for disclosure of evidence under the RJA (*id.*, subd. (d))?

#25-246 *People v. Moreno*, S291434. (G063780; nonpublished opinion; Orange County Superior Court; 95WF0208.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-247 *People v. Orr*, S291360. (H051547; nonpublished opinion; Santa Clara County Superior Court; CC643445.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-248 *People v. Quintana*, S291425. (E083225; nonpublished opinion; Riverside County Superior Court; RIF096230.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-249 *People v. Shaw*, S291388. (G063755; nonpublished opinion; Orange County Superior Court; 96CF1444.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-250 *People v. Smith*, S291376. (G063772; nonpublished opinion; Orange County Superior Court; 94SF0744.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-251 *People v. Vega*, S291321. (G063744; nonpublished opinion; Orange County Superior Court; 18NF0059.) Petition for review after the Court of Appeal reversed an order denying a post-judgment motion in a criminal matter and remanded for resentencing.

#25-252 *People v. Whitley*, S291366. (G063809; nonpublished opinion; Orange County Superior Court; 13NF1347.) 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 *Moreno*, *Orr*, *Quintana*, *Shaw*, *Smith*, *Vega*, and *Whitley* deferred pending finality of the decision in *People v. Rhodius* (June 26, 2025, S283169) ___ Cal.5th ___.

#25-253 *People v. Pimentel*, S291213. (D085451; nonpublished opinion; San Bernardino County Superior Court; FWV032487.) 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 *In re Hernandez*, S282186 (#23-261), which presents the following issue: Does the totality of the circumstances establish that defendant meaningfully understood the immigration consequences of her plea?

#25-254 *Sanders v. Superior Court*, S291437. (B340707; 110 Cal.App.5th 1304; Los Angeles County Superior Court; 21STCV31165.) Petition for review after the Court of Appeal granted a petition for peremptory writ of mandate. The court ordered briefing deferred pending decision in *Hohenshelt v. Superior Court*, S284498 (#24-98), which presents the following issue: Does the Federal Arbitration Act (9 U.S.C. § 1 et seq.) preempt state statutes prescribing the procedures for paying arbitration fees and providing for forfeiture of the right to arbitrate if timely payment is not made by the party who drafted the arbitration agreement and who is required to pay such fees?

#25-255 *People v. Whipple*, S291312. (E083362; 110 Cal.App.5th 1177; San Bernardino County Superior Court; FSB1102845.) 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?

SEPARATE STATEMENT ON DENIAL OF REVIEW

***People v. Gray*, S290716.** (B330525; nonpublished opinion; Los Angeles County Superior Court; A365859.) Petition for review after the Court of Appeal affirmed an order denying a post-judgment motion in a criminal matter.

DISPOSITIONS

The following cases were transferred for reconsideration in light of *People v. Patton* (2025) 17 Cal.5th 549:

#24-265 <i>People v. Alazar</i>, S287917	(B331710; 105 Cal.App.5th 1100 [non-citable]; Los Angeles County Superior Court; PA062836)
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#24-218 <i>People v. Carbajal</i> , S286990	(B329953; nonpublished opinion; Los Angeles County Superior Court; TA056927)
#24-238 <i>People v. Curry</i> , S287780	(A167782; nonpublished opinion; Contra Costa County Superior Court; 05001407857)
#24-69 <i>People v. Hernandez</i> , S284049	(B328585; nonpublished opinion; Los Angeles County Superior Court; BA459670)
#24-60 <i>People v. Jackson</i> , S283708	(C097977; nonpublished opinion; San Joaquin County Superior Court; STKCRFE20190000342)
#24-240 <i>People v. Loquellano</i> , S287626	(B330399; nonpublished opinion; Los Angeles County Superior Court; NA008359)
#24-182 <i>People v. Scarano</i> , S286469	(B329064; nonpublished opinion; Los Angeles County Superior Court; BA354702)
#25-17 <i>People v. Smith</i> , S288431	(B331802; nonpublished opinion; Los Angeles County Superior Court; YA065744)
#24-203 <i>People v. Smith</i> , S286724	(E082184, E081229; nonpublished opinion; Riverside County Superior Court; INF1600624)
#24-149 <i>People v. Verrett</i> , S285777	(C098698; nonpublished opinion; San Joaquin County Superior Court; STKCRFE2018006292)
#24-170 <i>People v. Williams</i> , S286314	(F085868; 103 Cal.App.5th 375 [non-citable]; Stanislaus County Superior Court; 1422550)

#24-134 <i>People v. Worthen</i>, S285472	(B328773; nonpublished opinion; Los Angeles County Superior Court; MA060933)
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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.