



Supreme Court of California
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NEWS RELEASE

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FOR IMMEDIATE RELEASE

August 23, 2024

Summary of Cases Accepted and Related Actions During Week of August 19, 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.]

#24-153 *Holland v. Silverscreen Healthcare, Inc.*, S285429. (B323237; 101 Cal.App.5th 1125; Los Angeles County Superior Court; 22STCV01945.) Petition for review after the Court of Appeal reversed an order denying a motion to compel arbitration in a civil action. This case presents the following issue: In a lawsuit against a skilled nursing facility arising from the facility's alleged failure to protect a decedent from falls and infection, can the facility rely on an arbitration agreement signed only by the decedent to compel the decedent's heirs to arbitrate a wrongful death claim?

#24-154 *Hernandez v. Sohnen Enterprises*, S285696. (B323303; 102 Cal.App.5th 222; Los Angeles County Superior Court; 21STCV26283.) Petition for review after the Court of Appeal reversed an order in a civil action.

#24-155 *Solis v. Sohnen Enterprises*, S285733. (B323296; nonpublished opinion; Los Angeles County Superior Court; 21STCV26265.) Petition for review after the Court of Appeal reversed an order in a civil action.

The court ordered briefing in *Hernandez* and *Solis* 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?

#24-156 *People v. Nieto Mora*, S286030. (E081353, E081352; nonpublished opinion; San Bernardino County Superior Court; 16CR038681.) Petition for review after the Court of Appeal affirmed orders denying post-judgment motions in a criminal matter.

#24-157 *People v. Perez-Niebles*, S285393. (H051062; nonpublished opinion; Santa Cruz County Superior Court; 21CR05853.) Petition for review after the Court of Appeal affirmed a judgment of conviction of a criminal offense.

The court ordered briefing in *Nieto Mora* and *Perez-Niebles* 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?

#24-158 *In re P.M.*, S285657. (E082577; nonpublished opinion; San Bernardino County Superior Court; J286868.) Petition for review after the Court of Appeal affirmed an order in a juvenile dependency proceeding. The court ordered briefing deferred pending decision in *In re Ja.O.*, S280572 (#23-153), which presents the following issue: Does the duty of a child welfare agency to inquire of extended family members and others about a child's potential Indian ancestry apply to children who are taken into custody under a protective custody warrant? and pending finality of the decision in *In re Dezi C.* (Aug. 19, 2024, S275578) ___ Cal.5th ___.

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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.