



Supreme Court of California
350 McAllister Street, San Francisco, CA 94102-4797
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NEWS RELEASE

Contact: [Cathal Conneely](mailto:Cathal.Conneely@courts.ca.gov), 415-865-7740

FOR IMMEDIATE RELEASE

November 19, 2021

Summary of Cases Accepted and Related Actions During Week of November 15, 2021

[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.]

#21-533 *Family Health Centers of San Diego v. State Dept. of Health Care Services, S270326.* (C089555; 67 Cal.App.5th 356; Sacramento County Superior Court; 34201880002953CUWMGDS.) Petition for review after the Court of Appeal denied a petition for writ of mandate. This case presents the following issue: Are community outreach service expenses incurred by a qualified health center reimbursable as allowable costs under Medi-Cal as related to patient care, or are they non-reimbursable advertising to increase patient utilization?

#21-534 *People v. Robinson, S271109.* (C091744; nonpublished opinion; Sacramento County Superior Court; 95F04763.) Petition for review after the Court of Appeal affirmed an order denying a post-judgment motion in a criminal matter.

#21-535 *People v. Session, S271219.* (E075808; nonpublished opinion; San Bernardino County Superior Court; FVI023867.) Petition for review after the Court of Appeal affirmed an order denying a post-judgment motion in a criminal matter.

The court ordered briefing in *Robinson* and *Session* deferred pending decision in *People v. Strong, S266606* (#21-101), which presents the following issue: Does a felony-murder special circumstance finding (Pen. Code, § 190.2, subd. (a)(17)) made before *People v. Banks* (2015) 61 Cal.4th 788 and *People v. Clark* (2016) 63 Cal.4th 522 preclude a defendant from making a prima facie showing of eligibility for relief under Penal Code section 1170.95?

DISPOSITIONS

People v. Crawford, S107653, an automatic appeal, was abated upon the death of the appellant.

The following case was transferred for reconsideration in light of Senate Bill No. 775 (Stats, 2021, ch. 551) and *People v. Lewis* (2021) 11 Cal.5th 952:

#20-102 <i>People v. Bautista</i> , S260558.	(G057499; nonpublished opinion; Orange County Superior Court; 09NF3148)
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The following case was transferred for reconsideration in light of *People v. Lewis* (2021) 11 Cal.5th 952:

#21-206 <i>People v. Amador</i> , S267378.	(B305288; nonpublished opinion; Los Angeles Superior Court; BA234510)
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Review in the following cases, which were granted and held for *People v. Lewis* (2021) 11 Cal.5th 952, was dismissed:

#20-243 <i>People v. Perez</i> , S263671.	(G057539; nonpublished opinion; Orange County Superior Court; 07NF3732)
#20-269 <i>People v. Soto</i> , S263939.	(H047581; 51 Cal.App.5th1043; Santa Clara County Superior Court County Superior Court; 185328)
#20-281 <i>People v. Osband</i> , S263809.	(C089290; nonpublished opinion; Sacramento County Superior Court; CR74780)
#20-302 <i>People v. Reyes</i> , S264155.	(B298586; nonpublished opinion; Los Angeles County Superior Court; BA108837)
#20-355 <i>People v. Lara</i> , S265054.	(B299714; nonpublished opinion; Los Angeles County Superior Court; A885034)
#20-402 <i>People v. Torlucci</i> , S265769.	(B299582; nonpublished opinion; Los Angeles County Superior Court; BA126357)
#21-41 <i>People v King</i> , S265722.	(B302319; nonpublished opinion; Los Angeles County Superior Court; A350469)

#21-42 <i>People v. Pelayo</i>, S265629.	(B303425; nonpublished opinion; Los Angeles County Superior Court; PA021870)
#21-111 <i>People v. Gaines</i>, S266888.	(A158339; nonpublished opinion; Contra Costa County Superior Court; 50811190)
#21-167 <i>People v. Lallis</i>, S267458.	(B300926; nonpublished opinion; Los Angeles County Superior Court; PA006473)
#21-189 <i>People v. Gandara</i>, S267733.	(B298394; nonpublished opinion; Los Angeles County Superior Court; BA005631)
#21-244 <i>People v. Martinez</i>, S267782.	(B300317; nonpublished opinion; Los Angeles County Superior Court; BA240842)

STATUS

In the following cases, in which briefing was previously deferred pending decision in *People v. Lewis* (2021) 11 Cal.5th 952, the court ordered briefing deferred pending decision in *People v. Strong*, S266606 (21-101):

#20-176 <i>People v. May</i>, S262510.	(E073498; nonpublished opinion; Riverside County Superior Court; RIF100589)
#20-256 <i>People v. Garrison</i>, S263830.	(E072645; nonpublished opinion; Riverside County Superior Court; RIF095477)
#20-263 <i>People v. Carrera</i>, S263980.	(E072781; nonpublished opinion; Riverside County Superior Court; RIF150270)
#20-295 <i>People v. Cortez</i>, S264004.	(B301016; nonpublished opinion; Ventura County Superior Court; 2004045000)
#20-303 <i>People v. Thomas</i>, S264345.	(E072539; nonpublished opinion; Riverside County Superior Court; INF058881)
#20-320 <i>People v. Marcus</i>, S264319.	(B300883; nonpublished opinion; Los Angeles County Superior Court; YA071844)
#20-349 <i>People v. Thomas</i>, S264808.	(E073036; nonpublished opinion; Riverside County Superior Court; RIF080665)
#20-371 <i>People v. Servin</i>, S265187.	(B301690; nonpublished opinion; Los Angeles County Superior Court; BA190204)

#20-390 <i>People v. Parker, S265613.</i>	(A159440; nonpublished opinion; Sonoma County Superior Court; SCR654799)
#20-401 <i>People v. Nowden, S265614.</i>	(D075767; nonpublished opinion; San Diego County Superior Court; SCD143117)
#21-08 <i>People v. Gonzales, S265857.</i>	(B304135; nonpublished opinion; Santa Barbara County Superior Court; 1434089)
#21-13 <i>People v. Owens, S265897.</i>	(E072711; nonpublished opinion; Riverside County Superior Court; INF039223)
#21-15 <i>People v. Walton, S265961.</i>	(E0727770; nonpublished opinion; Riverside County Superior Court; INF039223)
#21-37 <i>People v. Culpepper, S266036.</i>	(E072675; nonpublished opinion; Riverside County Superior Court; RIF084270)

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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.