



Supreme Court of California
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NEWS RELEASE

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FOR IMMEDIATE RELEASE

December 30, 2022

Summary of Cases Accepted and Related Actions During Week of December 27, 2022

[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.]

#22-315 *People v. Cooper*, S277431. (C095245; nonpublished opinion; Sacramento County Superior Court; 18FE012454.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. The court ordered briefing deferred pending decision in *People v. Salazar*, S275788 (#22-264), which presents the following issue: Did the Court of Appeal err by finding the record clearly indicates the trial court would not have imposed a low term sentence if it had been fully aware of its discretion under newly-added subdivision (b)(6) of Penal Code section 1170? (See *People v. Gutierrez* (2014) 58 Cal.4th 1354, 1391.)

#22-316 *In re E.T.*, S277264. (B315104; nonpublished opinion; Los Angeles County Superior Court; 19CCJP05355.) Petition for review after the Court of Appeal affirmed orders in a juvenile court proceeding.

#22-317 *In re Z.C.*, S277229. (C094803; nonpublished opinion; Yolo County Superior Court; JV20193243.) Petition for review after the Court of Appeal affirmed orders in a juvenile court proceeding.

The court ordered briefing deferred in *In re E.T.* and *In re Z.C.* pending decision in *In re Dezi C.*, S275578 (#22-254) which presents the following issue: What constitutes reversible error when a child welfare agency fails to make the statutorily required inquiry concerning a child's potential Indian ancestry?

#22-318 *People v. Hernandez*, S277044. (C095190; nonpublished opinion; Sacramento County Superior Court; 19FE016011.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses.

#22-319 *People v. Nixon*, S277219. (C094767; nonpublished opinion; Sacramento County Superior Court; 17FE009669.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses.

#22-320 *People v. Sovalbarro*, S277121. (B317652; nonpublished opinion; Los Angeles County Superior Court; PA095723.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses.

The court ordered briefing in *Hernandez*, *Nixon*, and *Sovalbarro* deferred pending decision in *People v. Mitchell*, S277314 (#22-305), which presents the following issue: Does Senate Bill No. 567 (Stats. 2021, ch. 731), which limits a trial court's discretion to impose upper term sentences, apply retroactively to defendants sentenced pursuant to stipulated plea agreements?

#22-321 *People v. Reynoso*, S277436. (F083359; nonpublished opinion; Kern County Superior Court; LF013051A.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. The court ordered briefing deferred pending decision in *People v. Lynch*, S274942 (#22-217), which presents the following issue: What prejudice standard applies on appeal when determining whether a case should be remanded for resentencing in light of newly-enacted Senate Bill No. 567 (Stats. 2021, ch. 731)?

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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.