

Court of Appeal, Second Appellate District, Division Two - No. B285285, B272124,
B276842

S250379

IN THE SUPREME COURT OF CALIFORNIA

En Banc

SUPREME COURT
FILED

OCT 15 2018

ROBERT MALLANO, Plaintiff and Respondent,

Jorge Navarrete Clerk

v.

JOHN CHIANG et al., Defendants and Appellants.

Deputy

The justices of this court, having determined recusal is appropriate in the present posture of the above-captioned matter, hereby recuse themselves.

Pursuant to California Constitution, article VI, section 6, subdivision (e), Code of Civil Procedure, section 170.8, and the established procedure set out in the Internal Operating Practices and Procedures of the California Supreme Court, section IV.J., a subsequent order, to be filed as soon as possible, is contemplated, assigning other judicial officers who first took judicial office on or after July 1, 2017, to adjudicate the pending petition for review. (See *Mosk v. Superior Court* (1979) 25 Cal.3d 474, 480-483; *Carma Developers (Cal.), Inc. v. Marathon Development California, Inc.* (1992) 2 Cal.4th 342, 350, fn. 1; *Schwarzenegger v. California Court of Appeal, Sixth Appellate District* (S189114) [Dec. 21 & 22, 2010, orders recusing and assigning replacement justices].)

CANTIL-SAKAUYE

Chief Justice