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# NEWS RELEASE

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## **Summary of Cases Accepted During the Week of March 23, 2009**

*[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.]*

**#09-10 *Galindo v. Superior Court, S170550.*** (B208923; 169 Cal.App.4th 1332; Los Angeles County Superior Court; BA337159.) Petition for review after the Court of Appeal denied a petition for peremptory writ of mandate. This case presents the following issue: Does a criminal defendant have a right to obtain *Pitchess* discovery (*Pitchess v. Superior Court* (1974) 11 Cal.3d 531) prior to the preliminary hearing?

**#09-11 *Hertz Corp. v. Workers' Comp. Appeals Bd., S169313.*** (H032438; 169 Cal.App.4th 232.) Petition for review after the Court of Appeal annulled a decision of the Board. This case presents the following issue: Is an employer liable for increased permanent total disability benefits when the injured worker's inability to participate in vocational rehabilitation is due to nonindustrial causes?

**#09-12 *People v. Martinez, S170016.*** (B194836; 169 Cal.App.4th 199; Los Angeles County Superior Court; LA049659.) Petition for review after the Court of Appeal reversed judgments of conviction of criminal offenses. The court ordered briefing deferred pending decision in *People v. Medina*, S155823 (#07-434), which presents the following issue: Did the Court of Appeal err in holding the evidence insufficient to support defendants' convictions for murder and attempted murder under the natural and probable consequences doctrine based on the target offenses of assault and battery?

## **DISPOSITION**

The following case was transferred for reconsideration in light of *In Re Gomez* (2009) 45 Cal.4th 650:

***#08-137 In re Saade, S164595.***

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