NEWS RELEASE

Summary of Cases Accepted
During the Week of May 15, 2005

[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.]

#06-56 *People v. Allegheny Casualty Co., S141483*. (A107069; 136 Cal.App.4th 410; Alameda County Superior Court; 462174.) Petition for review after the Court of Appeal reversed an order denying a motion to vacate the forfeiture of a bail bond in a criminal case. This case presents the following issue: Do the People have the burden of demonstrating that a bail forfeiture was ordered "in open court" (Pen. Code, § 1305, subd. (a)) when there is no reporter's transcript of the hearing, or does the surety seeking exoneration of the bond have the burden of making this showing?

#06-57 *People v. Allen, S141913*. (H027835; 136 Cal.App.4th 644; Santa Clara County Superior Court; 171110.) Petition for review after the Court of Appeal reversed an order of commitment as a mentally disordered offender. This case presents the following issue: Does a trial court have jurisdiction to extend the commitment of a mentally disordered offender if the petition to extend the commitment was not filed until after the prior commitment had expired? (See Pen. Code, § 2972, subd. (e).)

DISPOSITIONS

Review in the following case was dismissed in light of *People v. Hofsheier* (2006) 37 Cal.4th 1185:

#04-62 *In re Martin M., S123963*.

(over)

The following case was transferred for reconsideration in light of *People v. Hofsheier* (2006) 37 Cal.4th 1185:

#04-91 People v. Alcala, S125898.

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