

***[NO MINUTES WERE GENERATED FOR
MONDAY, NOVEMBER 17, 2014]***

1893

**SUPREME COURT MINUTES
TUESDAY, NOVEMBER 18, 2014
SAN FRANCISCO, CALIFORNIA**

S093944

**PEOPLE v. BERTSCH (JOHN
ANTHONY) & HRONIS
(JEFFERY LEE)**

Extension of time granted

Good cause appearing, and based upon counsel Thomas Lundy's representation that appellant Bertsch's opening brief is anticipated to be filed by October 31, 2015, counsel's request for an extension of time in which to file that brief is granted to January 20, 2015. After that date, only five further extensions totaling about 278 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S097668

**PEOPLE v. SHERMANTINE,
JR., (WESLEY HOWARD)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to January 16, 2015.

S106274

**PEOPLE v. CARO (SOCORRO
SUSAN)**

Extension of time granted

Good cause appearing, and based upon counsel Tracy J. Dressner's representation that the appellant's reply brief is anticipated to be filed by March 16, 2015, counsel's request for an extension of time in which to file that brief is granted to January 12, 2015. After that date, only one further extension totaling about 60 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S119296**PEOPLE v. BATTLE
(THOMAS LEE)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Michael Pulos's representation that the respondent's brief is anticipated to be filed by December 17, 2014, counsel's request for an extension of time in which to file that brief is granted to December 17, 2014. After that date, no further extension is contemplated.

S131819**PEOPLE v. WILLIAMS
(GEORGE)**

Extension of time granted

Good cause appearing, and based upon counsel Paul J. Spiegelman's representation that the appellant's reply brief is anticipated to be filed by March 12, 2015, counsel's request for an extension of time in which to file that brief is granted to January 9, 2015. After that date, only one further extension totaling about 60 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S139702**PEOPLE v. BRACAMONTES
(MANUEL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to January 20, 2015.

S140795**PEOPLE v. ESPINOZA
(JOHNNY)**

Extension of time granted

The application of appellant for relief from default for the failure to timely file appellant's request for extension of time is granted.

Good cause appearing, and based upon counsel Ralph H. Goldsen's representation that the appellant's reply brief is anticipated to be filed by February 15, 2015, counsel's request for an extension of time in which to file that brief is granted to December 10, 2014. After that date, only one further extension totaling about 68 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S142857**PEOPLE v. DUNLAP (DEAN ERIC)**

Extension of time granted

Good cause appearing, counsel Assistant State Public Defender Jessica K. McGuire's request for an extension of time in which to file the appellant's opening brief is granted to January 12, 2015. After that date, no further extension will be granted. Counsel is ordered to inform her supervising attorney, if any, of this schedule, and to take all steps necessary to meet it.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S143531**PEOPLE v. LEON (JOSE LUIS)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Andrea G. Asaro's representation that the appellant's reply brief is anticipated to be filed by May 22, 2015, counsel's request for an extension of time in which to file that brief is granted to January 20, 2015. After that date, only two further extensions totaling about 120 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S150524**PEOPLE v. ARGUETA (CARLOS MARVIN)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Tasha G. Timbadia's representation that the respondent's brief is anticipated to be filed by March 14, 2015, counsel's request for an extension of time in which to file that brief is granted to January 13, 2015. After that date, only one further extension totaling about 60 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S156877**PEOPLE v. BROTHERS (VINCENT EDWARD)**

Extension of time granted

Good cause appearing, and based upon counsel Phillip H. Cherney's representation that the appellant's opening brief is anticipated to be filed by February 27, 2015, counsel's request for an extension of time in which to file that brief is granted to January 20, 2015. After that date, only one further extension totaling about 38 additional days is contemplated.

S157458**PEOPLE v. BELTRAN
(JULIAN ARTURO)**

Extension of time granted

Good cause appearing, and based upon counsel Joseph Baxter's representation that the appellant's opening brief is anticipated to be filed by February 10, 2015, counsel's request for an extension of time in which to file that brief is granted to January 12, 2015. After that date, only one further extension totaling about 30 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S162506**PEOPLE v. CHAVEZ (JUAN
JOSE)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to January 13, 2015.

S168204**PEOPLE v. MOSLEY (BARRY
WENDELL)**

Extension of time granted

Good cause appearing, and based upon counsel Ronald F. Turner's representation that the appellant's opening brief is anticipated to be filed by April 15, 2015, counsel's request for an extension of time in which to file that brief is granted to January 2, 2015. After that date, only two further extensions totaling about 100 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S168441**PEOPLE v. McKNIGHT
(ANTHONY)**

Extension of time granted

Good cause appearing, and based upon counsel Thomas Lundy's representation that the appellant's opening brief is anticipated to be filed by December 31, 2014, counsel's request for an extension of time in which to file that brief is granted to December 31, 2014. After that date, no further extension is contemplated.

S174709**PEOPLE v. SARIÑANA
(CATHY LYNN) &
SARIÑANA (RAUL
RICARDO)**

Extension of time granted

On application of appellant Raul Sariñana and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to January 9, 2015.

S178123**BUTLER (RAYMOND
OSCAR) ON H.C.**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to file reply to the informal response to the petition for writ of habeas corpus is extended to December 3, 2014.

S191587**ALEXANDER (ANDRE
STEPHEN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Joseph P. Lee's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by May 15, 2015, counsel's request for an extension of time in which to file that document is granted to January 16, 2015. After that date, only two further extensions totaling about 120 additional days are contemplated.

S206963**CRUZ (GERALD DEAN) ON
H.C.**

Extension of time granted

Good cause appearing, Assistant State Public Defender Kathleen M. Scheidel's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to January 20, 2015. After that date, only two further extensions totaling about 73 additional days will be granted.

S216305

B239602 Second Appellate District, Div. 3

**QUESADA (MICHELLE) v.
HERB THYME FARMS, INC.**

Extension of time granted

On application of amicus curiae Public Citizen, Inc., and good cause appearing, it is ordered that the time to serve and file its application for permission to file an amicus curiae brief in support of appellant is hereby extended to December 11, 2014. (See Cal. Rules of Court, rule 8.520(f).)

S216305 B239602 Second Appellate District, Div. 3 **QUESADA (MICHELLE) v.
HERB THYME FARMS, INC.**

Extension of time granted

On application of amici curiae Center for Food Safety and the Organic Consumers Association and good cause appearing, it is ordered that the time to serve and file their application for permission to file the amici curiae brief in support of appellant is hereby extended to December 11, 2014. (See Cal. Rules of Court, rule 8.520(f).)

S218247 **LANCASTER (MARCUS) ON
H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to December 15, 2014.

S219178 G048659 Fourth Appellate District, Div. 3 **PEOPLE v. ARROYO
(ISAIAS)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to December 19, 2014.
No further extensions will be granted.

S220187 C074264 Third Appellate District **IN RE ABBIGAIL A.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to December 8, 2014. No further extensions of time will be granted.

S221296 A140767/A140768 First Appellate District, Div. 5 **PEOPLE v. S.C. (JOHNSON)**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to January 9, 2015. No further extensions of time are contemplated.

S221802**DUFF (DEWEY JOE) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General John A. Bachman's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by April 10, 2015, counsel's request for an extension of time in which to file that document is granted to January 9, 2015. After that date, only two further extensions totaling about 90 additional days are contemplated.

S222200

B249119 Second Appellate District, Div. 6

**CASTANEDA (JOHN) v.
ENSIGN GROUP, INC.**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to December 1, 2014.

S056364**PEOPLE v. JONES (ALBERT)**

Order appointing Habeas Corpus Resource Center filed

Upon request of condemned inmate Albert Jones for appointment of counsel, the Habeas Corpus Resource Center is hereby appointed to represent Albert Jones for habeas corpus/executive clemency proceedings related to the above automatic appeal now final in this court.

Any "petition for writ of habeas corpus will be presumed to be filed without substantial delay if it is filed . . . within 36 months" of this date (Supreme Ct. Policies Regarding Cases Arising From Judgments of Death, policy 3, timeliness std. 1-1.1), and it will be presumed that any successive petition filed within that period is justified or excused (see *In re Clark* (1993) 5 Cal.4th 750, 774-782), in light of this court's delay in appointing habeas corpus/executive clemency counsel on behalf of condemned inmate Albert Jones.

S195568**PEOPLE v. BELL
(CIMARRON BERNARD)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, John L. Staley is hereby appointed to represent appellant Cimarron Bernard Bell for the direct appeal in the above automatic appeal now pending in this court.

S196185**PEOPLE v. MACIAS
(ARMANDO)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Robert W. Gehring is hereby appointed to represent appellant Armando Macias for the direct appeal in the above automatic appeal now pending in this court.

S214960 B248199 Second Appellate District, Div. 2 **BONILLA (JOSEPH) ON H.C.**
Order filed

The application of petitioner for permission to file an untimely opening brief on the merits is hereby granted.

S221817

GALINDO (JESUS) v. S.C.
(PEOPLE)

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,175)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)