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NEWS RELEASE

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FOR IMMEDIATE RELEASE

September 27, 2013

Summary of Cases Accepted and Related Actions During Week of September 23, 2013

[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.]

#13-84 *In re R.V.*, S212346. (G046961; 217 Cal.App.4th 296; Orange County Superior Court; DL034139.) Petition for review after the Court of Appeal affirmed orders in a juvenile wardship proceeding. This case includes the following issues: (1) Which party bears the burden of proof in a juvenile competency proceeding? (2) What is the proper standard of review on appeal of a trial court's finding that the juvenile is competent?

#13-85 *People v. Blackwell*, S212074. (A128197; nonpublished opinion; Sonoma County Superior Court; SCR511523.) Petition for review after the Court of Appeal remanded for resentencing and otherwise affirmed a judgment of conviction of criminal offenses. The court ordered briefing deferred pending decision in *People v. Gutierrez*, S206365 (#13-01), and *People v. Moffett*, S206771 (#13-03), which present issues concerning the sentencing of juvenile offenders under Penal Code section 190.5, subdivision(b), in light of *Miller v. Alabama* (2012) 567 U.S. __ [132 S.Ct. 2455].

DISPOSITIONS

Review in the following case was dismissed in light of *People v. Davis* (2013) 57 Cal.4th 353:

#11-144 *People v. Le*, S197493.

The following case was transferred for reconsideration in light of *People v. Davis* (2013) 57 Cal.4th 353:

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#13-61 *People v. Bender*, S210965.