CaseBank: Cases added during July 2024 (sorted by Court)

www.casebanklaw.com

After ct sustains der resentencing, ct ma the case. It MAY NO	dd - POST GRANT - FELONY 18 Ps PC 1172.6 petition re: felony y ADD an uncharged count tha DT add any uncharged enhance derlying felonies? Not answere P. v. ()	r-murder 187 conviction, at at was the underlying felon ements (like GBI). Questio	S TITUTE t the y in	After ct sustains def's resentencing, ct may the case. It MAY NOT	dd P PC - POST GRANT - FELON PC 1172.6 petition re: felony-r ADD an uncharged count that T add any uncharged enhancer erlying felonies? Not answered P. v. ()	murder 187 conviction, a was the underlying felor ments (like GBI). Questio	HARGED at the ny in
		eb D. P. / SPEC.				bb EVID	DENCE
SPECIAL CIRCUM	ISTANCES	eb D. P. / SPEC.	CIRC.	352 / RELEVANCE			ENCE
	IG MURDER - AFFECTED BY	AB 333 CHANGES TO 18	86 22 PC	JJZ / RELEVANCE			MOTIVE
	Gang elements apply to the Sp			Local TV news segme	ent was extremely prejudical to	def, plus was unproven	
the only Spec Circ i	n this 2003 Death Penalty case	e must be Reversed.		hearsay. BUT, the se	gment itself was the motive for	the 187. Trial Ct admits	the
LAMB	P. v. () CAL		CAL	segment, but with limiting instruction that that NOTHING in it should be			
				considered as being t	true. UPHELD.		
		7/11/2024		LAMB	P. v. ()	7/11/2024	CAL
				1			
	_	bb EVIDI	ENCE			ee MENTAL HEAI	RINGS
				SexVioPredator			
352 / RELEVANCE							
352 0	ENERALLY - ADMIT ANYWA		UCTION	-	E - EXPERTS - DDA MUST U		ts - Not
352 G Local TV news seg	SENERALLY - ADMIT ANYWA ment was extremely prejudical f	to def, plus was unproven		HELD: (1) DDA may r	retain own shrink to give opinio	ons to the jury at a	
352 G Local TV news segu hearsay. BUT, the s	SENERALLY - ADMIT ANYWA ment was extremely prejudical to segment itself was the motive for	to def, plus was unproven or the 187. Trial Ct admits		HELD: (1) DDA may r SexVioPredator trial.	retain own shrink to give opinio (2) DDA may share all discove	ons to the jury at a ery with the shrink. (3) I	Def
352 G Local TV news segu hearsay. BUT, the s segment, but with li	SENERALLY - ADMIT ANYWA ment was extremely prejudical t segment itself was the motive for miting instruction that that NOT	to def, plus was unproven or the 187. Trial Ct admits		HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA	ons to the jury at a ery with the shrink. (3) I	Def
352 G Local TV news segu hearsay. BUT, the s	SENERALLY - ADMIT ANYWA ment was extremely prejudical t segment itself was the motive for miting instruction that that NOT g true. UPHELD.	to def, plus was unproven or the 187. Trial Ct admits		HELD: (1) DDA may r SexVioPredator trial.	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA	ons to the jury at a ery with the shrink. (3) I	Def
352 C Local TV news segu hearsay. BUT, the s segment, but with li considered as being	SENERALLY - ADMIT ANYWA ment was extremely prejudical t segment itself was the motive for miting instruction that that NOT	to def, plus was unproven or the 187. Trial Ct admits 'HING in it should be	the	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink	ons to the jury at a ery with the shrink. (3) I shrink or consent to any	Def /
352 C Local TV news segu hearsay. BUT, the s segment, but with li considered as being	SENERALLY - ADMIT ANYWA ment was extremely prejudical to segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i>	to def, plus was unproven or the 187. Trial Ct admits 'HING in it should be	the CAL	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink	ons to the jury at a ery with the shrink. (3) I shrink or consent to any	Def 7 CAL
352 C Local TV news segu hearsay. BUT, the s segment, but with li considered as being	SENERALLY - ADMIT ANYWA ment was extremely prejudical to segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i>	to def, plus was unproven or the 187. Trial Ct admits 'HING in it should be 7/11/2024	the CAL	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink	ons to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024	Def 7 CAL
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 PC	SENERALLY - ADMIT ANYWA ment was extremely prejudical to segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i>	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENT RY FINDINGS RE: CONS	the CAL ENCE	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink <i>def v. SUP CT</i>	ee MENTAL HEAI	Def CAL RINGS LLS TIME
352 C Local TV news segn hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 Pt 1995: Def convicted	SENERALLY - ADMIT ANYWA ment was extremely prejudical f segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENTI RY FINDINGS RE: CONS ISPIRACY to commit 1st	the CAL ENCE PIRACY	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink <i>def v. SUP CT</i> CAP ON HOSPITA	ns to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAI LIZATION - WHAT TOL ef runs until trial court ru	CAL RINGS LLS TIME illes
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 Pd 1995: Def convicted degree 187 instruct	SENERALLY - ADMIT ANYWA ment was extremely prejudical f segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU d of aid/abet murder under CON	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENTI RY FINDINGS RE: CONS ISPIRACY to commit 1st	the CAL ENCE PIRACY	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m def has been returned	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink <i>def v. SUP CT</i> CAP ON HOSPITA nax confinement for PC 1368 d	Ins to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAI LIZATION - WHAT TOL ef runs until trial court ru clock is TOLLED during	CAL RINGS LLS TIME les g any
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 Pd 1995: Def convicted degree 187 instruct	SENERALLY - ADMIT ANYWA ment was extremely prejudical f segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU f of aid/abet murder under CON ions. 2022: def files PC 1172.0	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENTI RY FINDINGS RE: CONS ISPIRACY to commit 1st	the CAL ENCE PIRACY	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m def has been returned	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink <i>def v. SUP CT</i> CAP ON HOSPITA hax confinement for PC 1368 di d to competency. (2) the 2-yr (this case: def atty requested	Ins to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAI LIZATION - WHAT TOL ef runs until trial court ru clock is TOLLED during	Def CAL RINGS LLS TIME iles g any
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 PC 1995: Def convicted degree 187 instruct UPHELD: Jury four	SENERALLY - ADMIT ANYWA ment was extremely prejudical f segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU t of aid/abet murder under CON ions. 2022: def files PC 1172.0 nd def had intent to kill.	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENTI RY FINDINGS RE: CONS ISPIRACY to commit 1st	the CAL ENCE PIRACY ied.	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m def has been returned delay caused by def.	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink <i>def v. SUP CT</i> CAP ON HOSPITA hax confinement for PC 1368 di d to competency. (2) the 2-yr (this case: def atty requested	Ins to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAI LIZATION - WHAT TOL ef runs until trial court ru clock is TOLLED during	CAL RINGS LLS TIME les g any
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 PC 1995: Def convicted degree 187 instruct UPHELD: Jury four	SENERALLY - ADMIT ANYWA ment was extremely prejudical f segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU t of aid/abet murder under CON ions. 2022: def files PC 1172.0 nd def had intent to kill.	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENTI RY FINDINGS RE: CONS ISPIRACY to commit 1st 6 petition Summarily den 7/11/2024	the CAL ENCE PIRACY ied. 6:	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m def has been returned delay caused by def. post-hospital hearing.	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink <i>def v. SUP CT</i> <i>CAP ON HOSPITA</i> nax confinement for PC 1368 dd d to competency. (2) the 2-yr (this case: def atty requested d .) <i>def v. SUP CT</i>	Ins to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAI LIZATION - WHAT TOL ef runs until trial court ru clock is TOLLED during continuances to prepare 7/10/2024	CAL RINGS LLS TIME iles g any t for 6:
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 PC 1995: Def convicted degree 187 instruct UPHELD: Jury four NGUYEN	SENERALLY - ADMIT ANYWA ment was extremely prejudical f segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU d of aid/abet murder under CON ions. 2022: def files PC 1172.0 nd def had intent to kill. <i>P. v. ()</i>	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENTI RY FINDINGS RE: CONS ISPIRACY to commit 1st 6 petition Summarily den	the CAL ENCE PIRACY ied. 6:	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m def has been returned delay caused by def. post-hospital hearing. RODRIGUEZ	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink <i>def v. SUP CT</i> <i>CAP ON HOSPITA</i> nax confinement for PC 1368 dd d to competency. (2) the 2-yr (this case: def atty requested d .) <i>def v. SUP CT</i>	ee MENTAL HEAI ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAI LIZATION - WHAT TOL ef runs until trial court ru clock is TOLLED during continuances to prepare	Def CAL RINGS LS TIME Iles g any for 6:
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 PC 1995: Def convicted degree 187 instruct UPHELD: Jury four	SENERALLY - ADMIT ANYWA ment was extremely prejudical f segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU. d of aid/abet murder under CON ions. 2022: def files PC 1172.0 nd def had intent to kill. <i>P. v. ()</i>	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENTI RY FINDINGS RE: CONS ISPIRACY to commit 1st 6 petition Summarily den 7/11/2024 db APPELLATE IS.	the CAL ENCE PIRACY ied. 6: SUES	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m def has been returned delay caused by def. post-hospital hearing. RODRIGUEZ	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA hrink <i>def v. SUP CT</i> CAP ON HOSPITA hax confinement for PC 1368 di d to competency. (2) the 2-yr (this case: def atty requested of .) <i>def v. SUP CT</i> <i>def v. SUP CT</i>	Ins to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAN LIZATION - WHAT TOL ef runs until trial court ru clock is TOLLED during continuances to prepare 7/10/2024 PETITIONS TO RESENT	CAL RINGS LLS TIME des g any e for 6: FENCE
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 Pd 1995: Def convicted degree 187 instruct UPHELD: Jury four NGUYEN	SENERALLY - ADMIT ANYWA ment was extremely prejudical f segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU. d of aid/abet murder under CON ions. 2022: def files PC 1172.0 nd def had intent to kill. <i>P. v. ()</i>	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENTI RY FINDINGS RE: CONS ISPIRACY to commit 1st 6 petition Summarily den 7/11/2024 db APPELLATE IS I OF DCA AFTER CASE I	the CAL ENCE PIRACY ied. 6: SUES S FINAL	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m def has been returned delay caused by def. post-hospital hearing. RODRIGUEZ PETITIONS TO 1172.6 PC - SUMI	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink <i>def v. SUP CT</i> <i>CAP ON HOSPITA</i> nax confinement for PC 1368 dd d to competency. (2) the 2-yr (this case: def atty requested d .) <i>def v. SUP CT</i>	Ins to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAI LIZATION - WHAT TOL ef runs until trial court ru clock is TOLLED during continuances to prepare 7/10/2024 PETITIONS TO RESENT FINDING - DEF WAS So	CAL RINGS LLS TIME any for 6: TENCE OLE DEF
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 Pc 1995: Def convicted degree 187 instruct UPHELD: Jury four NGUYEN MISC APPELLATE 2008: Def tried, con	SENERALLY - ADMIT ANYWA ment was extremely prejudical f segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU d of aid/abet murder under CON ions. 2022: def files PC 1172.0 nd def had intent to kill. <i>P. v. ()</i> MISC - JURISDICTION	to def, plus was unproven or the 187. Trial Ct admits 'HING in it should be 7/11/2024 PETITIONS TO RESENT RY FINDINGS RE: CONS ISPIRACY to commit 1st 6 petition Summarily den 7/11/2024 db APPELLATE IS I OF DCA AFTER CASE I def files PC 1172.6 petitio	the CAL ENCE PIRACY ied. 6: SUES S FINAL n	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m def has been returned delay caused by def. post-hospital hearing. RODRIGUEZ PETITIONS TO 1172.6 PC - SUMI 2010: Def is sole defe	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink <i>def v. SUP CT</i> (<i>AP ON HOSPITA</i> hax confinement for PC 1368 di d to competency. (2) the 2-yr (this case: def atty requested .) <i>def v. SUP CT</i> <i>dd P</i> MARY DENIALS - NO FACT 1	Ins to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAN LIZATION - WHAT TOL ef runs until trial court ru clock is TOLLED during continuances to prepare 7/10/2024 PETITIONS TO RESENT FINDING - DEF WAS Si ef personally shot him. E	CAL RINGS LLS TIME any for 6: TENCE OLE DEF
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 PC 1995: Def convicted degree 187 instruct UPHELD: Jury four NGUYEN MISC APPELLATE 2008: Def tried, con which is denied. On	SENERALLY - ADMIT ANYWA ment was extremely prejudical to segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU, d of aid/abet murder under CON ions. 2022: def files PC 1172.0 nd def had intent to kill. <i>P. v. ()</i> <i>MISC - JURISDICTION</i> victed, and sentenced. 2022: APPEAL of 1172.6 denial, def	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENT RY FINDINGS RE: CONS ISPIRACY to commit 1st 6 petition Summarily den 7/11/2024 db APPELLATE IS I OF DCA AFTER CASE I def files PC 1172.6 petitio raised issue that his sented	the CAL ENCE PIRACY ied. 6: SUES S FINAL n ence	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m def has been returned delay caused by def. post-hospital hearing. RODRIGUEZ PETITIONS TO 1172.6 PC - SUMI 2010: Def is sole defe then takes plea barga	retain own shrink to give opinio (2) DDA may share all discove ed to take any tests from DDA nrink <i>def v. SUP CT</i> (<i>AP ON HOSPITA</i> hax confinement for PC 1368 di d to competency. (2) the 2-yr (this case: def atty requested .) <i>def v. SUP CT</i> <i>dd P</i> MARY DENIALS - NO FACT I endant. At prelim, victim said def	Ins to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAN ef runs until trial court ru clock is TOLLED during continuances to prepare 7/10/2024 PETITIONS TO RESENT FINDING - DEF WAS So ef personally shot him. D s boilerplate PC 1172.6	CAL RINGS LLS TIME iles g any for 6: TENCE OLE DEF Def
352 G Local TV news segu hearsay. BUT, the s segment, but with li considered as being LAMB PETITIONS TO 1172.6 PC 1995: Def convicted degree 187 instruct UPHELD: Jury four NGUYEN MISC APPELLATE 2008: Def tried, con which is denied. On	SENERALLY - ADMIT ANYWA ment was extremely prejudical to segment itself was the motive for miting instruction that that NOT g true. UPHELD. <i>P. v. ()</i> dd C - SUMMARY DENIALS - JU d of aid/abet murder under CON ions. 2022: def files PC 1172.0 nd def had intent to kill. <i>P. v. ()</i> <i>MISC - JURISDICTION</i> victed, and sentenced. 2022: APPEAL of 1172.6 denial, def DCA has no jurisdiction to add	to def, plus was unproven or the 187. Trial Ct admits HING in it should be 7/11/2024 PETITIONS TO RESENT RY FINDINGS RE: CONS ISPIRACY to commit 1st 6 petition Summarily den 7/11/2024 db APPELLATE IS I OF DCA AFTER CASE I def files PC 1172.6 petitio raised issue that his sented	the CAL ENCE PIRACY ied. 6: SUES S FINAL n ence	HELD: (1) DDA may r SexVioPredator trial. may NOT be compelle interview with DDA sh NEEDHAM 1368 Held: (1) the two-yr m def has been returned delay caused by def. post-hospital hearing. RODRIGUEZ PETITIONS TO 1172.6 PC - SUMI 2010: Def is sole defet then takes plea bargat petition. HELD: Ct er	retain own shrink to give opinio (2) DDA may share all discover ed to take any tests from DDA nrink <i>def v. SUP CT</i> (<i>Africal Construction of the state of the st</i>	Ins to the jury at a ery with the shrink. (3) I shrink or consent to any 7/1/2024 ee MENTAL HEAI LIZATION - WHAT TOL ef runs until trial court ru clock is TOLLED during continuances to prepare 7/10/2024 PETITIONS TO RESENT FINDING - DEF WAS So ef personally shot him. D s boilerplate PC 1172.6 nding when it found No F	CAL RINGS LLS TIME iles g any for 6: TENCE OLE DEF Def

CaseBank: Cases added during July 2024 (sorted by Court)

www.casebanklaw.com

	dd P	ETITIONS TO RESENTE	NCE		а	b CONSTITUTIONAL IS	SUES
PETITIONS TO 1172.75 PC - 667.5 PRIORS - FULL RESENTENCE - DDA STUCK W/ PLEA 2013: Def enters into plea bargain that includes 667.5(b) one-yr priors. 2023: def gets a PC 1172.75 resentencing. Trial Ct strikes a GBI enhancement per New PC 1385(c). HELD: (1) New PC 1385(c) applies. (2) DDA is NOT entitled to				RETROACTIVE BENEFIT TO DEF - PLEA BARGAINS, EFFECT ON - 1172.75 PC 2013: Def enters into plea bargain that includes 667.5(b) one-yr priors. 2023: def			
				gets a PC 1172.75 resentencing. Trial Ct strikes a GBI enhancement per New PC 1385(c). HELD: (1) New PC 1385(c) applies. (2) DDA is NOT entitled to			
				seek to cancel plea bar			
HERNANDEZ	P. v. ()	7/22/2024	4:3	HERNANDEZ	P. v. ()	7/22/2024	4:3
PETITIONS TO	dd P	PETITIONS TO RESENTE	NCE	DIVERSION		de SENTEN	ICING
PETITIONS TO 1172.6 PC - SUMMARY DENIALS - GUILTY PLEAS 2018: Def pled guilty to attempt 187 as an aid/abetter. Def admitted he had intent				DIVERSION DIVERSION - MENTALLY ILL - 1001.36 PC - 1368 IS PENDING While def's PC 1368 competency issue is pending, def asks for PC 1001.36			
to kill. 2023: def files P	PC 1172.6 petition. Summaril	y denied due to on-the-		Mental Health diversi	on. HELD: Trial court need	d not wait until def is found	
record admission of inte	ent to kill. UPHELD.			competent before ruli	ng on Diversion request		
RAMOS	P. v. ()		4:3	VELADOR	P. v. ()		4:2
		6/12/2024				7/11/2024	
		bd OTHER TRIAL ISS				bd OTHER TRIAL IS	SUES
WHEELE		bu OTTIER TRIAL 155	UE3	WHEELE		bu OTTER TRIAL IS	30E3
	CRJA - PREEMPT - DEF ATT			VVIICELE		COURT BEHAVIOR - CT MU	IST SEE
Trial court SUSTAINS 1	two objections from the DDA	to two Detense peremptor	rv	Atty gives two reason	is for Preempt. One of which	h is presumptively invalid un	nder
Trial court SUSTAINS f					is for Preempt. One of whic		nder
challenges of WHITE F	emale jurors per CCP 231.7.	Court found that the stat	ted	CCP 231.7. IF the co	ourt's personal observations	to NOT confirm the invalid	ider
challenges of WHITE F reasons (body languag	Female jurors per CCP 231.7. le, evasive answers) were NC	Court found that the stat	ted	CCP 231.7. IF the co reason factually exists	ourt's personal observations s, then GAME OVER. Even	to NOT confirm the invalid n if the other reason is race	ider
challenges of WHITE F reasons (body languag At that point, the object	emale jurors per CCP 231.7. e, evasive answers) were NC tion MUST be sustained.	Court found that the stat DT what the court observed	ted d.	CCP 231.7. IF the co reason factually existent neutral, objection to F	ourt's personal observations s, then GAME OVER. Even Preempt must be sustained.	to NOT confirm the invalid n if the other reason is race	
challenges of WHITE F reasons (body languag	Female jurors per CCP 231.7. le, evasive answers) were NC	Court found that the stat	ted	CCP 231.7. IF the co reason factually exists	ourt's personal observations s, then GAME OVER. Even	to NOT confirm the invalid n if the other reason is race	1der 4:1
challenges of WHITE F reasons (body languag At that point, the object	emale jurors per CCP 231.7. e, evasive answers) were NC tion MUST be sustained.	Court found that the stat DT what the court observed	ted d. 4:1	CCP 231.7. IF the co reason factually existent neutral, objection to F	ourt's personal observations s, then GAME OVER. Even Preempt must be sustained.	to NOT confirm the invalid n if the other reason is race	4:1
challenges of WHITE F reasons (body languag At that point, the object	emale jurors per CCP 231.7. le, evasive answers) were NC tion MUST be sustained. <i>P. v. (</i>)	Court found that the stat DT what the court observed 7/16/2024	ted d. 4:1	CCP 231.7. IF the co reason factually existent neutral, objection to F	ourt's personal observations s, then GAME OVER. Even Preempt must be sustained.	to NOT confirm the invalid n if the other reason is race 7/16/2024	4:1
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS	e, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i>	Court found that the stat DT what the court observed 7/16/2024 INSTRUCTIONS/ELEME	ted d. 4:1 ENTS PHELD	CCP 231.7. IF the co reason factually exist neutral, objection to F CAPARROTA WHEELE	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i>	to NOT confirm the invalid n if the other reason is race 7/16/2024 bd OTHER TRIAL IS REASONS GIVEN - ONE IS 1	4:1 SUES INVALID
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is	Female jurors per CCP 231.7. je, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i>	Court found that the stat DT what the court observed 7/16/2024 INSTRUCTIONS/ELEME	ted d. 4:1 ENTS PHELD	CCP 231.7. IF the co reason factually exist neutral, objection to F CAPARROTA WHEELE C Atty gives two reason	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic	to NOT confirm the invalid n if the other reason is race 7/16/2024 bd OTHER TRIAL IS CEASONS GIVEN - ONE IS of h is presumptively invalid un	4:1 SUES INVALID
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS	e, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i>	Court found that the stat DT what the court observed 7/16/2024 INSTRUCTIONS/ELEME	ted d. 4:1 ENTS PHELD	CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE Atty gives two reason CCP 231.7. IF the correct of the c	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic purt's personal observations	to NOT confirm the invalid n if the other reason is race 7/16/2024 bd OTHER TRIAL IS REASONS GIVEN - ONE IS i h is presumptively invalid un s to NOT confirm the invalid	4:1 SUES INVALID
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is	e, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i>	Court found that the stat DT what the court observed 7/16/2024 INSTRUCTIONS/ELEME	ted d. 4:1 ENTS PHELD	CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE Atty gives two reason CCP 231.7. IF the correct of the c	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic purt's personal observations	to NOT confirm the invalid n if the other reason is race 7/16/2024 bd OTHER TRIAL IS CEASONS GIVEN - ONE IS of h is presumptively invalid un	4:1 SUES INVALID
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is misleading.	Female jurors per CCP 231.7. le, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i> s GBI is UPHELD against ass	Court found that the stat DT what the court observed 7/16/2024 INSTRUCTIONS/ELEME	ted d. 4:1 ENTS PHELD	CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE CAtty gives two reason CCP 231.7. IF the correason factually existineutral, objection to F	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic burt's personal observations s, then GAME OVER. Even Preempt must be sustained.	to NOT confirm the invalid n if the other reason is race 7/16/2024 bd OTHER TRIAL IS DEASONS GIVEN - ONE IS of h is presumptively invalid un to NOT confirm the invalid n if the other reason is race	4:1 SUES INVALID
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is misleading.	Female jurors per CCP 231.7. le, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i> s GBI is UPHELD against ass	Court found that the stat DT what the court observed 7/16/2024 INSTRUCTIONS/ELEME	ted d. 4:1 ENTS PHELD	CCP 231.7. IF the cc reason factually exist neutral, objection to F CAPARROTA WHEELE C Atty gives two reason CCP 231.7. IF the cc reason factually exist	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic burt's personal observations s, then GAME OVER. Even Preempt must be sustained.	to NOT confirm the invalid n if the other reason is race 7/16/2024 bd OTHER TRIAL IS DEASONS GIVEN - ONE IS of h is presumptively invalid un to NOT confirm the invalid n if the other reason is race	4:1 SUES INVALID
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is misleading.	Female jurors per CCP 231.7. le, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i> s GBI is UPHELD against ass <i>P. v. ()</i>	Court found that the stat DT what the court observed 7/16/2024 INSTRUCTIONS/ELEME IJURY - CALCRIM 630 UI sertions it is ambigous and	ted d. 4:1 :NTS PHELD I 4:1	CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE CAtty gives two reason CCP 231.7. IF the correason factually existineutral, objection to F	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic burt's personal observations s, then GAME OVER. Even Preempt must be sustained.	to NOT confirm the invalid n if the other reason is race 7/16/2024 bd OTHER TRIAL IS DEASONS GIVEN - ONE IS A h is presumptively invalid un to NOT confirm the invalid n if the other reason is race 7/16/2024	4:1 SUES INVALID Ider 4:1
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is misleading.	Female jurors per CCP 231.7. le, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i> s GBI is UPHELD against ass <i>P. v. ()</i>	Court found that the stat T what the court observed 7/16/2024 INSTRUCTIONS/ELEME JJURY - CALCRIM 630 U sertions it is ambigous and 7/16/2024	ted d. 4:1 :NTS PHELD I 4:1	CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE CAtty gives two reason CCP 231.7. IF the correason factually existineutral, objection to F	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic burt's personal observations s, then GAME OVER. Even Preempt must be sustained.	to NOT confirm the invalid in if the other reason is race 7/16/2024 bd OTHER TRIAL IS PEASONS GIVEN - ONE IS in h is presumptively invalid un is to NOT confirm the invalid in if the other reason is race 7/16/2024	4:1 SUES INVALID Ider 4:1
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is misleading. CAPARROTA WHEELE	Female jurors per CCP 231.7. le, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i> s GBI is UPHELD against ass <i>P. v. ()</i>	Court found that the stat T what the court observed 7/16/2024 INSTRUCTIONS/ELEME JURY - CALCRIM 630 U sertions it is ambigous and 7/16/2024 bd OTHER TRIAL ISS	ted d. 4:1 ENTS PHELD 1 4:1 EUES	CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE CAtty gives two reason CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE WHEELE	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic purt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i>	to NOT confirm the invalid n if the other reason is race 7/16/2024 bd OTHER TRIAL IS DEASONS GIVEN - ONE IS A h is presumptively invalid un to NOT confirm the invalid n if the other reason is race 7/16/2024	4:1 SUES INVALID Ider 4:1 SUES
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is misleading. CAPARROTA WHEELE	Female jurors per CCP 231.7. le, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i> s GBI is UPHELD against ass <i>P. v. ()</i>	Court found that the stat T what the court observed 7/16/2024 INSTRUCTIONS/ELEME IJURY - CALCRIM 630 U sertions it is ambigous and 7/16/2024 bd OTHER TRIAL ISS IRT BEHAVIOR - CT MUS	ted d. 4:1 ENTS PHELD 4:1 EUES ST SEE	CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE CAtty gives two reason CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE A	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic purt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i>	to NOT confirm the invalid in if the other reason is race 7/16/2024 bd OTHER TRIAL IS TEASONS GIVEN - ONE IS in h is presumptively invalid un is to NOT confirm the invalid in if the other reason is race 7/16/2024 bd OTHER TRIAL IS FERENCE TO TRIAL COUF	4:1 SUES INVALID Ider 4:1 SUES
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is misleading. CAPARROTA WHEELE Trial court SUSTAINS f	emale jurors per CCP 231.7. le, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i> s GBI is UPHELD against ass <i>P. v. ()</i> <i>CRJA - PREEMPT - IN-COU</i>	Court found that the stat T what the court observed 7/16/2024 INSTRUCTIONS/ELEME JURY - CALCRIM 630 Un sertions it is ambigous and 7/16/2024 bd OTHER TRIAL ISS IRT BEHAVIOR - CT MUS to two Defense peremptor	ted d. 4:1 5NTS PHELD 4:1 5UES ST SEE	CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE C Atty gives two reason CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE A SB 310 permits felore	burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic burt's personal observations s, then GAME OVER. Even Preempt must be sustained. <i>P. v. ()</i> PPELLATE REVIEW - DEI s to be jurors. DDA uses P	to NOT confirm the invalid in if the other reason is race 7/16/2024 bd OTHER TRIAL IS TEASONS GIVEN - ONE IS in h is presumptively invalid un is to NOT confirm the invalid in if the other reason is race 7/16/2024 bd OTHER TRIAL IS FERENCE TO TRIAL COUF	4:1 SUES INVALID Ider 4:1 SUES RT - NOT
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is misleading. CAPARROTA WHEELE Trial court SUSTAINS t challenges of WHITE F	emale jurors per CCP 231.7. le, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i> s GBI is UPHELD against ass <i>P. v. ()</i> <i>CRJA - PREEMPT - IN-COU</i> two objections from the DDA	Court found that the stat T what the court observed 7/16/2024 INSTRUCTIONS/ELEME IJURY - CALCRIM 630 UI sertions it is ambigous and 7/16/2024 bd OTHER TRIAL ISS IRT BEHAVIOR - CT MUS to two Defense peremptor Court found that the stat	ted d. 4:1 5NTS PHELD 4:1 4:1 5UES 5T SEE ry ted	CCP 231.7. IF the cc reason factually exist neutral, objection to F CAPARROTA WHEELE C Atty gives two reason CCP 231.7. IF the cc reason factually exist neutral, objection to F CAPARROTA WHEELE A SB 310 permits felons felony convictions. W	burt's personal observations s, then GAME OVER. Ever Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic burt's personal observations s, then GAME OVER. Ever Preempt must be sustained. <i>P. v. ()</i> PPELLATE REVIEW - DEI s to be jurors. DDA uses P HEELER mtn denied. DCA	to NOT confirm the invalid in if the other reason is race 7/16/2024 bd OTHER TRIAL IS PEASONS GIVEN - ONE IS i th is presumptively invalid un is to NOT confirm the invalid in if the other reason is race 7/16/2024 bd OTHER TRIAL IS FERENCE TO TRIAL COUF reempt on Juror X due to 2	4:1 SUES INVALID Ider 4:1 SUES RT - NOT
challenges of WHITE F reasons (body languag At that point, the object CAPARROTA ENHANCEMENTS CalCrim 630 re: what is misleading. CAPARROTA WHEELE Trial court SUSTAINS f challenges of WHITE F reasons (body languag	Female jurors per CCP 231.7. (e, evasive answers) were NC tion MUST be sustained. <i>P. v. ()</i> <i>bc</i> <i>GBI - 12022.7 PC - IN</i> s GBI is UPHELD against ass <i>P. v. ()</i> <i>CRJA - PREEMPT - IN-COU</i> two objections from the DDA Female jurors per CCP 231.7.	Court found that the stat T what the court observed 7/16/2024 INSTRUCTIONS/ELEME IJURY - CALCRIM 630 UI sertions it is ambigous and 7/16/2024 bd OTHER TRIAL ISS IRT BEHAVIOR - CT MUS to two Defense peremptor Court found that the stat	ted d. 4:1 5NTS PHELD 4:1 4:1 5UES 5T SEE ry ted	CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE CAtty gives two reason CCP 231.7. IF the correason factually existineutral, objection to F CAPARROTA WHEELE A SB 310 permits feloms felony convictions. W NOT support Ct findir	burt's personal observations s, then GAME OVER. Ever Preempt must be sustained. <i>P. v. ()</i> CRJA - PREEMPT - TWO R is for Preempt. One of whic burt's personal observations s, then GAME OVER. Ever Preempt must be sustained. <i>P. v. ()</i> PPELLATE REVIEW - DEI s to be jurors. DDA uses P HEELER mtn denied. DCA	to NOT confirm the invalid in if the other reason is race 7/16/2024 bd OTHER TRIAL IS DEASONS GIVEN - ONE IS if the presumptively invalid un to NOT confirm the invalid in if the other reason is race 7/16/2024 bd OTHER TRIAL IS FERENCE TO TRIAL COUF reempt on Juror X due to 2 N REVERSES. Record does	4:1 SUES INVALID Ider 4:1 SUES RT - NOT

CaseBank: Cases added during July 2024 (sorted by Court)

www.casebanklaw.com

	dd PE1	TITIONS TO RESENTE	NCE		ab	CONSTITUTIONAL IS	SUES
PETITIONS TO				RETROACTIVE			. =
2022 [.] def files 2nd F	1172.6 PC - 2ND PETITIONS PC 1172.6 after 1st petition denied.			Although def's case	was FINAL, new legislation ga	VHEN DOES CASE STAY	
	oung (age 19) to form MALICE. H				es a:n appeal. Therefore, case		
	CUSES atty's failure to raise it on	•			peal, he will be entitled to NEV	-	
	Therefore, 2nd petition may proce			statutory changes th		v senteneing due to an the	•
JIMENEZ	<i>P. v. ()</i>	7/22/2024	4:1	J. M.	In Re ()	7/12/2024	3:
							-
	bc IN	ISTRUCTIONS/ELEME	INTS		bc	INSTRUCTIONS/ELEM	IENTS
CHILD AS VICTIM	CRIMES			290 PC			
PC 288.5(a) has a d	lifferent MENS REA than PC 288(a	288.5 PC - MEN a). Intent to sexually	VS REA	Def convicted of sex	SEX REGIS - 290 PC - kual child abuse in 1991. 2022	TERMINATION - 290(e) / 2 2: def seeks end to PC 290	
arouse is not require	ed.			registration. HELD: of	def was eligible for relief, but C	Court did NOT abuse discre	etion
CANALAS	P. v. ()		2:8	when it found comm	nunity safety is enhanced by re	quiring def to continue to	
				register.			
		7/9/2024		MALBRY	P. v. ()	7/26/2024	2:8
PETITIONS TO	dd PE1	TITIONS TO RESENTE	NCE		ab	CONSTITUTIONAL IS	SUES
PETITIONSTO				RETROACTIVE			
	26 DC SUMMADY DENIALS D			DE			
1172 Def pled guilty attem	2.6 PC - SUMMARY DENIALS - L npt 187 in 2016. 2021: def files PC	C 1172.6 petition. HELD):	2022: def files succe	ENEFIT TO DEF - WHEN DOE essful HABEAS petition seekin	g a resentencing on one	
1172 Def pled guilty attern Once court finds def	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game	C 1172.6 petition. HELD over. No other findings):	2022: def files succe particular issue. Cas		g a resentencing on one	
1172 Def pled guilty attem Once court finds def need be made. Defs	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all	C 1172.6 petition. HELD over. No other findings): S	2022: def files succe particular issue. Cas FULL resentencing.	essful HABEAS petition seekin se was otherwise FINAL. HEI	g a resentencing on one	а
1172 Def pled guilty attern Once court finds def	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game	C 1172.6 petition. HELD over. No other findings relevant issues.):	2022: def files succe particular issue. Cas	essful HABEAS petition seekin	g a resentencing on one .D: Def is NOT entitled to a	
1172 Def pled guilty attem Once court finds def need be made. Defs	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all	C 1172.6 petition. HELD over. No other findings): S	2022: def files succe particular issue. Cas FULL resentencing.	essful HABEAS petition seekin se was otherwise FINAL. HEI	g a resentencing on one	а
1172 Def pled guilty attem Once court finds def need be made. Defs	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all	C 1172.6 petition. HELD over. No other findings relevant issues.): 5 2:6	2022: def files succe particular issue. Cas FULL resentencing.	essful HABEAS petition seekin se was otherwise FINAL. HEI	g a resentencing on one .D: Def is NOT entitled to a	a 2:2
1172 Def pled guilty attem Once court finds def need be made. Defs	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all	C 1172.6 petition. HELD over. No other findings relevant issues. 7/1/2024): 5 2:6	2022: def files succe particular issue. Cas FULL resentencing.	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i>	g a resentencing on one .D: Def is NOT entitled to a 7/18/2024	a 2:2
1172 Def pled guilty attem Once court finds def need be made. Def's RODRIGUEZ	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all	C 1172.6 petition. HELD over. No other findings relevant issues. 7/1/2024 cd MOTI D-19 PANDEMIC - BAG	2:6 2:6 ONS CKLOG	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i>	g a resentencing on one .D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEM	a 2:2 IENTS N - 69 PC
1172 Def pled guilty attem Once court finds def need be made. Defs RODRIGUEZ SPEEDY San Francisco Supe	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI	C 1172.6 petition. HELD over. No other findings relevant issues. 7/1/2024 cd MOTI D-19 PANDEMIC - BAG onger use COVID as an	2:6 2:6 ONS CKLOG	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> bc EXECUTIVE OFFICER	g a resentencing on one .D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEN violence". HELD: this doe	a 2:2 IENTS N - 69 PC
1172 Def pled guilty attem Once court finds def need be made. Defs RODRIGUEZ SPEEDY San Francisco Supe	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI erior Ct finally concedes it can no lo	C 1172.6 petition. HELD over. No other findings relevant issues. 7/1/2024 cd MOTI D-19 PANDEMIC - BAG onger use COVID as an	2:6 2:6 ONS CKLOG	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis NOT necessarily me	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> <i>bc</i> <i>EXECUTIVE OFFICER</i> sting the officer using "force or	g a resentencing on one .D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEM violence". HELD: this doe ence on the person of the	a 2:2 IENTS N - 69 PC 25
1172 Def pled guilty attem Once court finds def need be made. Defs RODRIGUEZ SPEEDY San Francisco Supe excuse for failure to	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI erior Ct finally concedes it can no lo	C 1172.6 petition. HELD over. No other findings relevant issues. 7/1/2024 cd MOTI D-19 PANDEMIC - BAG onger use COVID as an	2:6 2:6 ONS CKLOG	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis NOT necessarily me	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> <i>bc</i> <i>EXECUTIVE OFFICER</i> sting the officer using "force or ean application of force or viole Def resisted by pulling out an u	g a resentencing on one .D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEM violence". HELD: this doe ence on the person of the	2:2 IENTS N - 69 PC 25
1172 Def pled guilty attem Once court finds def need be made. Defs RODRIGUEZ SPEEDY San Francisco Supe excuse for failure to DISMISSED.	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI erior Ct finally concedes it can no lo criminal cases to trial in an timely	C 1172.6 petition. HELD over. No other findings relevant issues. 7/1/2024 cd MOTI D-19 PANDEMIC - BAG onger use COVID as an	2:6 Z:6 CKLOG	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis NOT necessarily me officer. This case: D	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> <i>bc</i> <i>EXECUTIVE OFFICER</i> sting the officer using "force or ean application of force or viole Def resisted by pulling out an u	g a resentencing on one .D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEM violence". HELD: this doe ence on the person of the	2:2 IENTS N - 69 PC 25
1172 Def pled guilty attem Once court finds def need be made. Defs RODRIGUEZ SPEEDY San Francisco Supe excuse for failure to DISMISSED.	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI erior Ct finally concedes it can no lo criminal cases to trial in an timely	C 1172.6 petition. HELD over. No other findings relevant issues. 7/1/2024 cd MOTI D-19 PANDEMIC - BAG onger use COVID as an fashion. This case is 7/15/2024	2:6 2:6 CKLOG 1:4	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis NOT necessarily me officer. This case: D the officer. UPHEL	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> <i>EXECUTIVE OFFICEF</i> sting the officer using "force or ean application of force or viole Def resisted by pulling out an u D.	g a resentencing on one .D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEN violence". HELD: this doe ence on the person of the nloaded gun and pointing 7/8/2024	a 2:2 IENTS V - 69 PC es it at 1:1
1172 Def pled guilty attem Once court finds def need be made. Defs RODRIGUEZ SPEEDY San Francisco Supe excuse for failure to DISMISSED. MENDOZA	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI erior Ct finally concedes it can no lo criminal cases to trial in an timely to <i>def v. SUP CT</i>	C 1172.6 petition. HELD over. No other findings relevant issues. 7/1/2024 cd MOTI D-19 PANDEMIC - BAG onger use COVID as an fashion. This case is	2:6 2:6 CKLOG 1:4	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis NOT necessarily me officer. This case: D the officer. UPHELI MORGAN	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> <i>bc</i> <i>EXECUTIVE OFFICER</i> sting the officer using "force or ean application of force or viole Def resisted by pulling out an u .D. <i>P. v. ()</i>	g a resentencing on one D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEN violence". HELD: this doe ence on the person of the nloaded gun and pointing	a 2:2 IENTS V - 69 PC es it at 1:1
1172 Def pled guilty attem Once court finds def need be made. Def's RODRIGUEZ SPEEDY San Francisco Supe excuse for failure to DISMISSED. MENDOZA MISC - SENTENCIN	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI erior Ct finally concedes it can no lo criminal cases to trial in an timely i <i>def v. SUP CT</i>	C 1172.6 petition. HELD over. No other findings relevant issues. 7/1/2024 cd MOTI D-19 PANDEMIC - BAG onger use COVID as an fashion. This case is 7/15/2024 de SENTENO	2:6 2:6 CKLOG 1:4 CING	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis NOT necessarily me officer. This case: D the officer. UPHEL	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> <i>bc</i> <i>EXECUTIVE OFFICER</i> sting the officer using "force or ean application of force or viole Def resisted by pulling out an u D. <i>P. v. ()</i>	g a resentencing on one D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEM violence". HELD: this doe ence on the person of the nloaded gun and pointing 7/8/2024 de SENTEM	a 2:2 N - 69 PC es it at 1:1 VCING
1172 Def pled guilty attem Once court finds def need be made. Def's RODRIGUEZ SPEEDY San Francisco Supe excuse for failure to DISMISSED. MENDOZA MISC - SENTENCIN	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI erior Ct finally concedes it can no lo criminal cases to trial in an timely to <i>def v. SUP CT</i>	C 1172.6 petition. HELE over. No other findings relevant issues. 7/1/2024 cd MOTI D-19 PANDEMIC - BAG onger use COVID as an fashion. This case is 7/15/2024 de SENTENG 57 - PRIOR CONVICTIO	2:6 2:6 CKLOG 1:4 CING	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis NOT necessarily me officer. This case: D the officer. UPHELI MORGAN MISC - SENTENCIN	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> <i>bc</i> <i>EXECUTIVE OFFICER</i> sting the officer using "force or ean application of force or viole Def resisted by pulling out an u D. <i>P. v. ()</i>	g a resentencing on one D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEM violence". HELD: this doe ence on the person of the nloaded gun and pointing 7/8/2024 de SENTEM GACTORS - DUAL USE OF	a 2:2 N - 69 PC es it at 1:1 VCING
1172 Def pled guilty attem Once court finds def need be made. Defs RODRIGUEZ SPEEDY San Francisco Supe excuse for failure to DISMISSED. MENDOZA MISC - SENTENCIA Even after new PC 1	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI erior Ct finally concedes it can no lo criminal cases to trial in an timely i <i>def v. SUP CT</i> NG GGRAVATING FACTORS - SB 56	C 1172.6 petition. HELD over. No other findings relevant issues. 7/1/2024 cd MOT/ D-19 PANDEMIC - BAG onger use COVID as an fashion. This case is 7/15/2024 de SENTENG 67 - PRIOR CONVICTIO ake findings of	2:6 2:6 CKLOG 1:4 CING	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis NOT necessarily me officer. This case: D the officer. UPHEL MORGAN MISC - SENTENCII Court may NOT use	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> <i>bc</i> <i>EXECUTIVE OFFICER</i> sting the officer using "force or ean application of force or viole Def resisted by pulling out an u D. <i>P. v. ()</i> NG <i>AGGRAVATING F</i>	g a resentencing on one D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEM violence". HELD: this doe ence on the person of the nloaded gun and pointing 7/8/2024 de SENTEM GACTORS - DUAL USE OF	a 2:2 N - 69 PC es it at 1:1 VCING
1172 Def pled guilty attem Once court finds def need be made. Defs RODRIGUEZ SPEEDY San Francisco Supe excuse for failure to DISMISSED. MENDOZA MISC - SENTENCII AC Even after new PC 1 AGGRAVATION bas	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI erior Ct finally concedes it can no lo criminal cases to trial in an timely to <i>def v. SUP CT</i> NG GGRAVATING FACTORS - SB 56 1170(b)(3), Court, not jury, may ma sed on prior convictions including:	C 1172.6 petition. HELE over. No other findings relevant issues. 7/1/2024 cd MOT/ D-19 PANDEMIC - BAG onger use COVID as an fashion. This case is 7/15/2024 de SENTENG 57 - PRIOR CONVICTIC ake findings of def crimes are of	2:6 2:6 CKLOG 1:4 CING	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis NOT necessarily me officer. This case: D the officer. UPHEL MORGAN MISC - SENTENCII Court may NOT use	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> <i>bc</i> <i>EXECUTIVE OFFICER</i> sting the officer using "force or ean application of force or viole Def resisted by pulling out an u .D. <i>P. v. ()</i> <i>NG</i> <i>AGGRAVATING F</i> e the same fact to both impose o impose Upper or Mid term.	g a resentencing on one D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEM violence". HELD: this doe ence on the person of the nloaded gun and pointing 7/8/2024 de SENTEM GACTORS - DUAL USE OF	a 2:2 N - 69 PC es it at 1:1 VCING
1172 Def pled guilty attem Once court finds def need be made. Defs RODRIGUEZ SPEEDY San Francisco Supe excuse for failure to DISMISSED. MENDOZA MISC - SENTENCII AC Even after new PC 1 AGGRAVATION bas	npt 187 in 2016. 2021: def files PC f was the SOLE perpetrator, game s guility plea is an admission of all <i>P. v. ()</i> TRIAL DELAY - CAUSE - COVI erior Ct finally concedes it can no lo criminal cases to trial in an timely to <i>def v. SUP CT</i> NG GGRAVATING FACTORS - SB 56 1170(b)(3), Court, not jury, may ma	C 1172.6 petition. HELE over. No other findings relevant issues. 7/1/2024 cd MOT/ D-19 PANDEMIC - BAG onger use COVID as an fashion. This case is 7/15/2024 de SENTENG 57 - PRIOR CONVICTIC ake findings of def crimes are of	2:6 2:6 CKLOG 1:4 CING	2022: def files succe particular issue. Cas FULL resentencing. ESQUIVIAS MISC - PC 69 requires resis NOT necessarily me officer. This case: D the officer. UPHELI MORGAN MISC - SENTENCII Court may NOT use Aggravating factor to	essful HABEAS petition seekin se was otherwise FINAL. HEI <i>P. v. ()</i> <i>bc</i> <i>EXECUTIVE OFFICER</i> sting the officer using "force or ean application of force or viole Def resisted by pulling out an u D. <i>P. v. ()</i> NG <i>AGGRAVATING F</i> e the same fact to both impose	g a resentencing on one D: Def is NOT entitled to a 7/18/2024 INSTRUCTIONS/ELEM R, RESIST OR THREATEM violence". HELD: this doe ence on the person of the nloaded gun and pointing 7/8/2024 de SENTEM GACTORS - DUAL USE OF	a 2:2 IENTS V - 69 PC 25 it at 1:1 VCING F FACTS