MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT

September 22, 2008

DIVISION ONE

B203510 People (Not for Publication)
v.
Savino H.

Finding no error, we affirm the order.

Rothschild, J.

We concur: Mallano, P.J.
Hastings, J. (Assigned)

DIVISION TWO

B208947 Paula C. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children and Family Services, r.p.i.)

The petition for extraordinary writ is denied and the stay order issued on August 4, 2008, is vacated. Pursuant to California Rules of Court, rule 8.264(B)(3), this opinion is made final forthwith.

Chavez, J.

We concur: Boren, P.J.
Doi Todd, J.

DIVISION TWO (continued)

B202839 Howrey LLP (Not for Publication)
v.
Alan I. Casden

The judgment is affirmed.

Boren, P.J.

We concur: Ashmann-Gerst, J.
Chavez, J.

B200677 People (Not for Publication)
v.
Jaramillo

The abstract of judgment is modified to reflect that the first sentence at part 11 is replaced with the following: "Sentences in both Counts 1 and 2 are life with minimum parole ineligibility of 15 years pursuant to section 186.22, subdivision (b)(5), and a consecutive term of 25 years-to-life pursuant to section 12022.53, subdivision (d). The sentence in Count 2 is to run concurrent to the sentence in Count 1." The third sentence at part 11 shall remain unchanged. The trial court is ordered to send a corrected copy of the abstract of judgment to the Department of Corrections.
In all other respects, the judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.
Chavez, J.

DIVISION TWO (continued)

B199570 People (Not for Publication)
v.
Salazar

The judgment is modified to stay the term imposed for the count 12 grand theft offense, thus reducing appellant's aggregate term in state prison term to eight years eight months. The trial court's order requiring $12,800 in victim restitution (§ 1202.4, subd. (a)) is vacated, and the matter is remanded for a further hearing on victim restitution. In all other respects, the judgment is affirmed.

On remand, after a new restitution hearing, the superior court shall have its clerk prepare and send to the California Department of Corrections and Rehabilitation an amended abstract of judgment that reflects the modifications to the judgment.

Boren, P.J.

We concur: Ashmann-Gerst, J.
Chavez, J.

DIVISION FOUR

B198663 Peralda et al. (Not for Publication)
v.
Fire Insurance Exchange

The judgment is affirmed. Respondent(s) to recover costs.

Manella, J.

We concur: Willhite, Acting P.J.
Suzukawa, J.

DIVISION FOUR (continued

B203057 Peterson (Not for Publication)
v.
Carson Trailer

The judgment is affirmed. Respondent(s) to recover costs.

Suzukawa, J.

We concur: Willhite, Acting P.J.
Manella, J.

B201304 Schurtz (Not for Publication)
v.
Susan Kaye Paster
Barry Paster

The order is affirmed. Each party to bear their own costs.

Willhite, J.

We concur: Epstein, P.J.
Suzukawa, J.

DIVISION SIX

B207177 People (Not for Publication)
v.
Hernandez

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
Coffee, J.

DIVISION SEVEN

B199173 People v. Batres (Not for Publication)

The appellant's sentence is vacated and the true finding as to the strike allegation is reversed. The matter is remanded to the trial court for retrial of this issue in a manner consistent with this opinion. In the event the prior serious felony allegation is not proved beyond a reasonable doubt, appellant shall be resentenced.

In all other respects, the judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.