

APPENDICES

APPENDIX A

SUPREME COURT
FILED

JAN 15 2020

Jorge Navarrete Clerk

S259833

Deputy

IN THE SUPREME COURT OF CALIFORNIA

En Banc

SHANEL STACZ, Petitioner,

V

COURT OF APPEAL, FOURTH APPELLATE DISTRICT, DIVISION TWO,
Respondent;

ESA MANAGEMENT, LLC, Real Party in Interest.

The petition for writ of mandate and/or prohibition and application for stay are denied.

CANTIL-SAKAUYE

Chief Justice

APPENDIX B

COURT OF APPEAL -- STATE OF CALIFORNIA FOURTH DISTRICT DIVISION TWO

ORDER

SHANEL STACZ,
Petitioner,

E0741111

v.

(Super.Ct.Nos. PSC1903472 &
APP1900203)

ESA MANAGEMENT, LLC,
Respondent.

The County of Riverside

THE COURT

The court has considered the petition for transfer of this superior court appellate division denial of a petition for writ. (Cal. Rules of Court, rule 8.1000 et seq.) The request is DENIED because this court does not have jurisdiction to transfer.

A court of appeal cannot take jurisdiction of an appellate division case for transfer unless the petition for transfer is made within the time limitations imposed by the transfer rules. (See *Gersten Companies v. Deloney* (1989) 212 Cal.App.3d 1119, 1125, fn. 5 [transfer time limits are jurisdictional].) A petition for transfer must be filed in the Court of Appeal no later than 15 days after the appellate division's decision is final. (Cal. Rules of Court, rule 8.1006(b)(1).) This court's power to transfer an appellate division decision on our motion expires 30 days after the appellate division decision is final. (Cal. Rules of Court, rule 8.1008(a)(1)(B).)

In this case, the appellate division summarily denied the writ petition on October 8, 2019. That decision was final upon filing. (Cal. Rules of Court, rule 8.935(b)(1)(A).) Therefore, the petition for transfer filed on November 18, 2019, was untimely filed more than 15 days after the finality of the denial on October 8, 2019. Furthermore, this court's power to transfer the case expired November 7, 2019.

RAMIREZ

Presiding Justice

cc: See attached list

MAILING LIST FOR CASE: E074111
Shanel Stacz v. ESA Management, LLC

Superior Court Clerk
Riverside County
P.O. Box 431 - Appeals
Riverside, CA 92502

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Palm Springs, CA 92262

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Irvine, CA 92612

APPENDIX C

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF RIVERSIDE
APPELLATE DIVISION

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

NOV 06 2019

ESA MANAGEMENT, LLC,

Plaintiff and Respondent,

v.

SHANEL STACZ,

Defendant and Appellant.

Case No: APP1900203

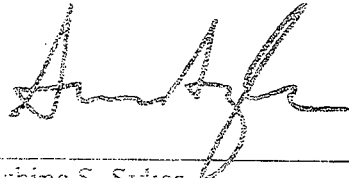
(Trial Court: PSC1903472)

ORDER

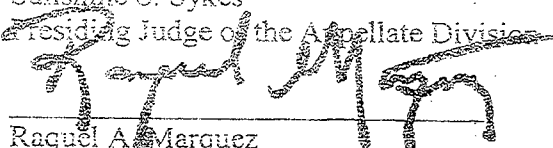
THE COURT

The application for certification for transfer to the Court of Appeal is DENIED. Transfer is not necessary to secure uniformity of decision or to settle an important question of law.


(Cal. Rules of Court, rule 8.1005(a).)



Sunshine S. Sykes
a residing Judge of the Appellate Division



Raquel A. Marquez
Judge of the Appellate Division



Sean Lafferty
Judge of the Appellate Division