



March 15, 2021

Chief Justice Tani Cantil-Sakauye and the Associate Justices
of the California Supreme Court
350 McAllister Street
San Francisco, CA 94102-4797

Dear Chief Justice and Associate Justices:

We write to update the Court on the status of long-pending appeals in the Third Appellate District about which we previously wrote to this Court on February 16, 2021.

Our previous letter apprised this Court of 57 fully briefed appeals in the Third Appellate District which had not yet been scheduled for oral argument or submitted for decision but had been pending for periods of time between nearly two years to more than five years since they had become fully briefed.

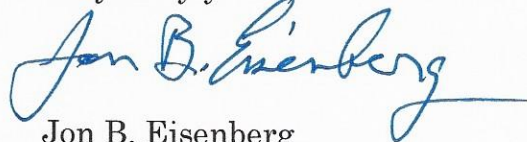
Since then, only 16 of those cases have been scheduled for oral argument, submitted for decision, or adjudicated. The other 41 cases remain uncalendared, unsubmitted, and unadjudicated. Attached is a list of those 41 cases.

Meanwhile, during the past month, the Third Appellate District has calendared, submitted, or adjudicated an additional 24 long pending appeals that we had not previously discovered and were not included in the list of 57 appeals of which we previously apprised this Court. Attached is a list of those 24 additional cases. No doubt more such cases will surface.

With those 41 long pending appeals in the Third Appellate District remaining untouched a month later – in addition to the others that have yet to surface – the urgent need for this Court’s intervention has become even clearer. If left to its own devices, as the Third Appellate District occupies itself with adjudicating those 41 appeals in the months to come, other pending appeals that are consequently neglected will cross the threshold into unacceptable delay.

Again, we urge this Court to order a transfer of causes between the Courts of Appeal pursuant to rule 10.1000(a)(2)(C) of the California Rules of Court for the purpose of alleviating this critical backlog of long-pending appeals in the Third Appellate District.

Very truly yours,

A handwritten signature in blue ink that reads "Jon B. Eisenberg". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Jon B. Eisenberg

A handwritten signature in blue ink that reads "Gary E. Strankman". The signature is cursive and somewhat stylized.

Hon. Gary E. Strankman (ret.)

cc: The Honorable Tani Cantil-Sakauye
The Honorable Carol A. Corrigan
The Honorable Goodwin H. Liu
The Honorable Mariano-Florentino Cuéllar
The Honorable Leondra R. Kruger
The Honorable Joshua P. Groban
The Honorable Martin J. Jenkins
The Honorable Vance W. Raye

THIRD APPELLATE DISTRICT

**Revised Partial List of Cases Awaiting Decision but Not Yet Calendared
As of March 15, 2021
(Length of Time Fully Briefed; Criminal (CR) or Civil (CV))**

1. C074524 6 years 6 months CR
2. C077197 5 years 6 months CR
3. C079211 5 years 4 months CR
4. C078368 5 years 3 months CR
5. C078249 4 years 11 months CV
6. C077279 4 years 10 months CR
7. C080572 4 years 7 months CV
8. C079704 4 years 6 months CR
9. C080074 4 years 4 months CR
10. C080296 4 years 3 months CR
11. C081210 4 years 3 months CR
12. C082202 4 years 0 months CR
13. C082454 3 years 11 months CR
14. C081690 3 years 11 months CR
15. C081332 3 years 11 months CR
16. C081371 3 years 10 months CR
17. C082070 3 years 9 months CR
18. C080976 3 years 9 months CR
19. C081115 3 years 8 months CV
20. C083696 3 years 8 months CR
21. C083364 3 years 8 months CR
22. C085176 3 years 5 months CV
23. C081843 3 years 1 month CR
24. C082871 3 years 0 months CR
25. C082451 3 years 0 months CR
26. C085067 2 years 11 months CR
27. C084682 2 years 10 months CV
28. C080269 2 years 9 months CR
29. C084559 2 years 8 months CV
30. C077490 2 years 7 months CR
31. C086215 2 years 5 months CV
32. C083652 2 years 4 months CR
33. C086061 2 years 2 months CV
34. C085161 2 years 2 months CV
35. C084183 2 years 0 months CR
36. C084401 2 years 0 months CR

37. C084075	2 years 0 months CR
38. C085621	2 years 0 months CR
39. C085042	2 years 0 months CV
40. C084227	1 year 11 months CR
41. C086024	1 year 11 months CR

THIRD APPELLATE DISTRICT

List of Additional Long Pending Appeals Adjudicated as of March 15, 2021

**(Length of Time Fully Briefed; Criminal (CR) or Civil (CV);
Date Calendared, Submitted, or Opinion Filed; Author)**

1. C074485 6 years 3 months CV opinion 2/25/21 Murray
2. C076691 5 years 5 months CR opinion 3/10/21 Murray
3. C078801 5 years 0 months CV opinion 3/9/21 Murray
4. C078064 4 years 11 months CV opinion 3/9/21 Raye
5. C079181 4 years 7 months CR calendared 3/17/21
6. C079577 4 years 2 months CV calendared 3/22/21
7. C080353 4 years 2 months CV opinion 3/12/22 Raye
8. C083382 3 years 8 months CR opinion 2/26/21 Murray
9. C083537 3 years 5 months CV calendared 3/19/21
10. C083524 3 years 1 month CV submitted 2/17/21
11. C084090 3 years 0 months CR opinion 3/5/21 Murray
12. C083989 3 years 0 months CR opinion 2/25/21 Murray
13. C066930 3 years 0 months CV opinion 3/12/21 Blease
14. C084083 3 years 0 months CV submitted 2/21/21
15. C085171 2 years 11 months CR opinion 2/26/21 Murray
16. C084505 2 years 10 months CR opinion 3/3/21 Murray
17. C082704 2 years 10 months CR opinion 2/25/21 Blease
18. C082815 2 years 10 months CV calendared 3/16/21
19. C085040 2 years 9 months CR calendared 3/16/21
20. C085760 2 years 9 months CR calendared 3/16/21
21. C083695 2 years 8 months CR opinion 3/2/21 Blease
22. C085703 2 years 7 months CR opinion 2/25/21 Hull
23. C085784 2 years 4 months CR opinion 3/8/21 Hull
24. C087505 2 years 3 months CR opinion 3/12/21 Blease