

COPY

VENTURA  
SUPERIOR COURT  
FILED

JUL 16 2012

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF VENTURA  
MICHAEL D. PLANET  
Executive Officer and Clerk  
BY JRA Deputy

APPELLATE DIVISION

THE PEOPLE OF THE STATE OF CALIFORNIA,	)	Case No.: 2011560494
	)	SUBMISSION OF MATTER VACATED;
	)	ACTION DEFERRED.
Plaintiff/Respondent,	)	
vs.	)	
	)	
	)	
Defendant/Appellant.	)	


**ACTION DEFERRED PENDING DISPOSITION  
OF A RELATED MATTER**

The submission of this matter is vacated and the matter is held and stayed until the California Supreme Court reviews case law which addresses issues raised in this appeal. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Goldsmith* (2012) 203 Cal.App.4th 1515, review granted S201443. The issues to be addressed by the California Supreme Court in *People v. Goldsmith, supra*, are: 1. What testimony, if any, regarding the accuracy and reliability of the automated traffic enforcement system (ATES) is required as a prerequisite to admission of the ATES-generated evidence?

2. Is the ATES evidence hearsay and, if so, do any exceptions apply?

(*People v. Goldsmith* (May 9, 2012) 2012 Cal. LEXIS 4378.)

Dated: 7/13/12

  
 KEVIN G. De NOCE  
 Judge of the Superior Court