

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE

JUSTICE CENTER: Central Justice Center
Civil Operations - Appellate Division
700 Civic Center Dr. West
Santa Ana, CA 92701

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

APPELLANT: E [REDACTED] H [REDACTED]

AUG 26 2011

RESPONDENT: **People Of The State Of California**

ALAN CARLSON, Clerk of the Court

NOTICE OF FILING OF JUDGMENT/ORDER
Appellate Division

BY: L. DURAN, DEPUTY
APPEAL CASE NUMBER:
30-2011-00440885
TRIAL COURT CASE NUMBER:
SA159845PE

To the above named parties and their attorneys of record:

You are notified that a **Judgment** in the above entitled matter was filed on: **August 26, 2011**

A Copy of the **Judgment** is attached for reference.

CLERK'S CERTIFICATE OF MAILING

R. Allen Baylis
9042 Garfield Ave. Suite 306
Huntington Beach, Ca 92646

By Interoffice Delivery:

Central Justice Center – Traffic – Appellate Clerk

Hon. Clancy Haynes- Commissioner - Dept. C66

Hon. Erick L. Larsh - Supervising Judge - Dept. C55

Santa Ana City Attorney
20 Civic Center Plaza #M-29
Santa Ana, CA 92701

I certify that I am not a party to this action and that this certificate was mailed in accordance with Section 1013a of the Code of Civil Procedure. A copy of this Notice of Filing of Judgment/Order with a copy of the Judgment/Order was deposited in the United States mail, in a sealed envelope with postage fully prepaid addressed as shown above.

The mailing and this certification occurred at Santa Ana, California, on August 26, 2011.

ALAN CARLSON, Clerk of the Court

LLUVIA DURAN

L. Duran, Deputy Clerk

AUG 23 2011

ALAN CARLSON, Clerk of the Court

BY L. DURAN

APPELLATE DIVISION

SUPERIOR COURT OF CALIFORNIA

COUNTY OF ORANGE

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7 PEOPLE OF THE STATE OF)
CALIFORNIA,)

CASE NO. 30-2011-00440885

8 Plaintiff and)
9 Respondent,)

JUDGMENT ON APPEAL

10 vs.)

from the)
SUPERIOR COURT)
of)

11 E [REDACTED] H [REDACTED])

ORANGE COUNTY)
CENTRAL JUSTICE CENTER)

12 Defendant and)
13 Appellant.)

HON. CLARENCE E. HAYNES)
COMMISSIONER)

14 There appears to be sufficient evidence of compliance with the
15 statutory requirements for the issuance of warning notices and for
16 the phasing of the yellow signal at the intersection in question,
17 and the record does not show that appellant preserved his Sixth
18 Amendment confrontation rights by asserting a timely evidentiary
19 objection at trial. However, appellant is correct that the record
20 contains insufficient foundational evidence supporting the
21 admissibility of key trial exhibits, and in the absence of these
22 photographs and declarations the evidence necessary for a
23 conviction was lacking. (People v. Khaled (2010) 186 Cal.App.4th
24 Supp. 1; People v. Beckley (2010) 185 Cal.App.4th 509, 514-516.)

25 The judgment is reversed, with direction that the charge be
26 dismissed.

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[REDACTED]
ROBERT C. GANNON, JR., Presiding Judge