



CALIFORNIA SUPREME COURT
HISTORICAL SOCIETY

Review

CHIEF JUSTICE TANI CANTIL-SAKAUYE, *Chair*
 RICHARD H. RAHM, *President*
 DANIEL M. KOLKEY, *Vice President*
 KATHLEEN TUTTLE, *Treasurer*
 GEORGE S. HOWARD, JR., *Secretary*
 GEORGE W. ABELE, *Immediate Past President*
 SELMA MOIDEL SMITH, *Publications Chair*
 MOLLY SELVIN, *Review Editor*
 JAKE DEAR, *Review Associate Editor*
 CHRIS STOCKTON, *Director of Administration*

**CALIFORNIA SUPREME COURT HISTORICAL
SOCIETY BOARD OF DIRECTORS**

JOHN F. BURNS	DAVID MCFADDEN
JOHN CARAGOZIAN	JORGE E. NAVARRETE
JOSEPH L. CHAIREZ	EDWARD S. RENWICK
HON. MING W. CHIN	KENT RICHLAND
JOYCE COOK	ALANA H. ROTTER
JAKE DEAR	JASON RUSSELL
DAVID S. ETTINGER	PROF. HARRY SCHEIBER
HON. BARRY GOODE	MOLLY SELVIN
HON. JOSHUA P. GROBAN	JAMES SHEKOYAN
DAN GRUNFELD	SELMA MOIDEL SMITH
PROF. LAURA KALMAN	HON. KATHRYN M. WERDEGAR
MITCHELL KEITER	JOHN WIERZBICKI
JENNIFER KING	ROBERT WOLFE
THOMAS McDERMOTT	

CALIFORNIA SUPREME COURT
HISTORICAL SOCIETY
4747 N. First Street, Suite 140
Fresno, CA 93726
Phone (800) 353-7537
director@cschs.org
www.cschs.org

SPRING/SUMMER 2021
TABLE OF CONTENTS

What Did We Learn from the
California Courts' Response to the
Influenza Epidemic of 1918–1919?
JENNIFER KING 2

“Mentoring” Martin Jenkins: California’s
New Associate Supreme Court Justice
THELTON E. HENDERSON 10

APPRECIATION:
Cruz Reynoso, California’s First Latino
California Supreme Court Justice
MARIA LA GANGA, GUSTAVO ARELLANO
AND LEILA MILLER 12

California Constitutional Law —
The Casebook
TANI CANTIL-SAKAUYE 14

Bernie Witkin’s Early Life and Career:
Preparing for a Public Life
JOHN R. WIERZBICKI 15

Becoming Chief Justice: The Nomination
and Confirmation of Rose Elizabeth Bird
ROBERT VANDERET 20

UCLA School of Music Endowment
Honors Selma Moidel Smith 23

Racism, Birthers and the Rule of Law
in Early California
MICHAEL L. STERN 24

The Facts and Law Didn’t Seem to
Matter — Until They Did
GARY L. SIMMS 26

ON THE BOOKSHELF:
Once Upon a Time in Los Angeles
DAN GRUNFELD 30

ON THE BOOKSHELF:
An Essential Resource for Researching
Legal History
LEVIN 32

CSCHS Board Member John Wierzbicki
MOLLY SELVIN 35

On the Cover: Rail commuters wearing white protective masks during the 1918 influenza pandemic in California, one with the additional message “Wear a mask or go to jail.” *Raymond Coyne/Courtesy of Lucretia Little History Room, Mill Valley Public Library.* © *The Annual Dipsea Race.*