

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SONOMA

DEFENDANT COPY

3/26/13 7/24/13

Case # SCR-63 B Date: 4/03/13 Time: 10:30 Courtroom # 2 1st App: Target:

Judge: CERENA WONG Reporter: Sworn Interpreter: \_\_\_\_\_ [INT]

Deputy D.A.: Andrew-Lukas KCS Clerk: Eva Osborn [I12] Interpreter needed next date

PEOPLE VS. B [DE 1] N

Agency # SRO-13 B DDL: [A B] B14 DOB: 7/1 /8  
Charges: 1) M 23152(a) VC w/ 1P 2) M 23152(b) VC w/ 1P 3) I 24400(a) VC

**A NATURE OF PROCEEDINGS:** RE: BAIL HEARING

**DEFENDANT** [1] present [2] not present [3] present in custody [4] not present in custody [A] pro per [5] Waiver of personal appearance filed  
[6] Pub. Def. \_\_\_\_\_ [7] appointed [A] PD reg fee [8] relieved [21] True name is \_\_\_\_\_  
[9] Defense Csl. Dyke Schunry [10] generally [11] relieved [22] Defendant advised of charges/allegations  
[12] Conflict Csl. \_\_\_\_\_ [23] Stipulates to arraignment [24] Advised of constitutional rights  
[13] assigned [14] appointed [A] reg fee [15] relieved Waives [25] reading [26] further advisement of rights  
[16] Complaint filed [17] \_\_\_\_\_ Amended complaint filed **Complaint not filed** [27] Defendant discharged [28] Continued for complaint  
[18] Defense provided with [A] Complaint [B] Report [C] Cite [29] Mutual discovery granted by \_\_\_\_\_ [30] Judge recuses self per 170.1 CCP  
[19] Complaint amended to \_\_\_\_\_ [31] 170.6 CCP filed re: Judge \_\_\_\_\_ by [A] DA [B] Defense  
[20] Charge(s) amended to \_\_\_\_\_ P.O. \_\_\_\_\_ [32] present [A] gives oral report  
[33] City Attorney \_\_\_\_\_ present  
[34] Criminal Protective Order [A] issued & filed [B] vacated [C] served

**B BAIL/CUSTODY STATUS**

**DEFENDANT** [1] REMANDED [2] RELEASED FROM CUSTODY **WARRANT [15] RECALLED** [18] remains out  
[3] forfeited [4] reinstated [5] exonerated [7] reinstated and exon [19] Bail set \$ \_\_\_\_\_ [A] as set [20] NO BAIL  
[8] Bench warrant to issue per \_\_\_\_\_ Bail \$ \_\_\_\_\_ Bail [21] increased to \$ \_\_\_\_\_ [22] reduced to \$ \_\_\_\_\_  
Do not [9] cite out/release on OR [10] recalendar Mtn. for [24] OR [25] Sup. OR [A] granted [B] denied [C] conditions attached  
[11] Bail may be forfeited in lieu of appearance [12] **EXECUTION STAYED** [26] OR [27] Sup. OR [A] reinstated [B] revoked [C] terminated [D] continued  
Declaration & warrant to be prepared by [13] DA [14] City Attorney [28] Summary judgment extended to \_\_\_\_\_  
[29] Reassumption of liability filed

**C DEFENDANT INFORMED OF RIGHTS/ADVISEMENTS**

[1] to counsel [2] of time for trial [3] to confront/cross exam witnesses **DEFENDANT** [10] waives each right [11] waives time  
[4] against self-incrimination [5] to jury/court trial [6] to VOP hearing [12] does not waive time [13] withdraws time waiver  
[7] possible assessment of P.D. fees [8] alien advisement per 1016.5PC [14] waives VOP hearing [15] waives jury trial [16] People waive jury trial  
[9] Faretta advisement given re: counsel & waived Watson Advice filed [17] Declaration, Notice, & Order re: Vio. of Conditional Sentence filed

**D DEFENDANT PLEADS**

[1] Not Guilty [A] NGI [2] Not guilty plea w/drawn **Enters** [28] Ar buckle [29] Harvey waiver  
[3] Absentia plea filed [4] Priors denied [5] Enhancements/allegations denied [30] Referred to [31] Accepted in [A] 1210 PC Court [B] Drug Court  
Advised of [6] max. penalties [7] future consequences [8] understands & [C] DV Court [D] FACT Court [E] DUI Court [K] Compliance Court  
waives each right [9] Defense Csl. joins in waiver [10] **TAHL** waiver filed **CRIMINAL PROCEEDINGS** [32] suspended [33] reinstated  
[11] **GUILTY** [12] **NO CONTEST** 42 Refer to [34] CAD [35] ESP [35A] SCRAM for \_\_\_\_\_  
**Admits** [13] \_\_\_\_\_ priors [14] enhancement [15] enhancement stricken [36] CAD [37] ESP [38] NBRC on ct(s) \_\_\_\_\_ [A] accepted [B] denied [C]  
[16] **Violation of Probation** [A] denied [B] admitted [C] dropped Terminate [39] successfully [40] unsuccessfully [A] CAD [B] NBRC  
[17] Priors \_\_\_\_\_ found constitutionally [A] valid [B] invalid [41] **GUILTY** plea for deferred entry of judgment on ct(s) \_\_\_\_\_  
[18] **Stipulates to** [A] factual basis for plea [B] probable cause for arrest Deferred entry completed [41A] successfully [41B] unsuccessfully  
[C] Commissioner [19] Report/memo filed [A] Bail [B] CAD [42] Dr. \_\_\_\_\_  
**COURT FINDS** [20] factual basis for plea [21] admission [22] Def. knowingly [43] Report due \_\_\_\_\_, appointed per  
intelligently, freely, voluntarily waives rights [23] Def guilty [24] in Viol. Prob. **DEFENDANT** [44] found mentally [A] competent [B] incompetent  
[25] People's motion to dismiss remaining counts at time of sentencing granted [45] committed to Sonoma County Jail [A] contested [B] uncontested  
**DEFENDANT** waives time for [26] sentencing [27] referral to Probation [46] If sentenced to Jail, term would be \_\_\_\_\_ yrs/mos. Credits

**E PROBATION**

[1] Referred to Prob. Dept. for RPO [2] re-referral [A] OR Bail Reduction [B] Presentence [C] VOP [D] NBRC [E] Post Sentence  
[F] Other \_\_\_\_\_ [3] **PROBATION SUMMARILY REVOKED** [4] Prob. Rpt filed [5] See P.O. today [6] Test today  
[7] Cont. to \_\_\_\_\_ Ctrm \_\_\_\_\_ [8] Refer to [A] Mental Health [B] Mental Health Review Team [9] Report due \_\_\_\_\_

**F CALENDAR SETTINGS**

[1] Sett. Conf. set \_\_\_\_\_ Ctrm \_\_\_\_\_ [A] **HELD** [9] Cert per 1368 PC for hrg. \_\_\_\_\_ Ctrm \_\_\_\_\_ [A] **HELD**  
[2] Readiness Conf. set \_\_\_\_\_ Ctrm \_\_\_\_\_ [A] [10] Proceeding suspended & case Certified to Juvenile Court  
[3] Jury trial set \_\_\_\_\_ Ctrm \_\_\_\_\_ [A] **MOTION** [11] 1538.5 PC [12] 1050 PC [13] Other \_\_\_\_\_  
[4] Court trial \_\_\_\_\_ Ctrm \_\_\_\_\_ [A] Set \_\_\_\_\_ Ctrm \_\_\_\_\_ [A] **HELD** [B] granted  
[5] Vio. Probation hrg. set \_\_\_\_\_ Ctrm \_\_\_\_\_ [A] [14] P & A's by \_\_\_\_\_ [15] Response by \_\_\_\_\_  
[6] Hearing \_\_\_\_\_ [16] Plea of guilty/conviction set aside [17] Case dismissed per 1203.4 PC  
[7] **VACATED** [18] Case [19] Cts. Balance **DISMISSED** [A] People's motion  
[8] Cont. to \_\_\_\_\_ Ctrm \_\_\_\_\_ [B] Interest of Justice [C] Insufficient Evidence [D] With TVS proof  
[E] On condition(s): \_\_\_\_\_  
Judge \_\_\_\_\_

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SONOMA**

Case # SICR-63 B

Date: 4/03/2013 Time: 0130

0130

Courtroom # 2

PEOPLE VS. H

N [DE 1]

**G** No legal cause why jdgmt. should not be pronounced  [1] Imposition of sentence suspended [2] Probation denied [3] Probation summarily imposed  
 [4] **CONDITIONAL SENTENCE** [5] **FORMAL PROBATION** [6] **SENTENCE MODIFIED**  
 [A] **Granted** 36 mos. [7] **Extended** \_\_\_\_\_ mos. [A] from today's date [B] to \_\_\_\_\_ [8] **Modified** [9] **Revoked** [10] **Reinstated**  
 Convert to  [11] formal probation [12] conditional sentence [A] upon \_\_\_\_\_  
 To  [17] **terminate** [13] successfully [14] unsuccessfully [A] upon payment of fine [B] upon completion of jail time [C] On date: \_\_\_\_\_  
 [15] **Terminated** [A] successfully [B] unsuccessfully [16] All other terms & conditions remain in full force & effect  
 [H]  [1] Commence & continue education, counsel, other rehab. programs  [21B] Do not commit criminal offense, refuse a BAC (blood alcohol as directed including [A] residential treatment at \_\_\_\_\_ test), or drive with any measurable amount of alcohol in blood.  
 [B] 52-session Batterer's program [C] and do not leave any program **Do not own, possess or use any** [22] firearms [23] weapons [A] ammunition without prior written consent [2] \_\_\_\_\_ meetings as directed [24] firearms for 10 yrs or any weapons for 3 yrs. Per 12021(c)(1) PC  
 [3] **Make all court appearances & appointments** (including intake) [25] Stay out of places where alcohol is the primary item of sale  
 [4] Report to Prob. Officer as directed [5] Observe curfew as directed [26] Do not drive with any alcohol in system  
 [6] Complete \_\_\_\_\_ hrs. work thru Sonoma Co. Volunteer Center as directed [27] Do not drive without valid California license & insurance in effect by \_\_\_\_\_ [7] vacated [8] in lieu of \_\_\_\_\_ [9] Contact by \_\_\_\_\_ [28] FODDP referral [C] 9 mo extended program [A] vacated by 7-1-13  
 [10] Seek & maintain employment or enroll in educational program [29] MODDP referral [A] vacated [30] Enroll within 21 days & complete as  
**Do not** [11] harm, harass, or annoy victim [A] molest, attack, strike, stalk, directed [31] MODDP re-referral [A] DL-104 2<sup>nd</sup> offender re-referral  
 threaten, sexually assault, batter, & do not disturb victim's peace [32] Referred to Orenda Center Alcohol/Other Drug Assessment  
 [12] Do not contact victim directly or indirectly \_\_\_\_\_ Program w/in 30 days & pay \$100 assessment fee  
 [13] Do not congregate/frequent locations or associate with gang members, License [33] suspended per DMV regulations [33A] surrendered to Court wear gang attire or colors, or possess gang paraphernalia [33B] Court orders DMV **not to issue a restricted license**  
 [14] **Be of good conduct & obey all laws** [15] Abide by any protective orders [37] **Interlock** [A] advisement given [B] to be installed for 30 mo. [C] waived, not in the Interest of Justice  
 [16] Register per [A] 290 PC [B] 11590 H&S [17] HIV test ordered [38] DL-309 Habitual Traf. Offender [39] DL310 Verbal suspension ntc.  
 **Defendant to submit to warrantless search & seizure of** [18] person, [40] Traffic Violator School by \_\_\_\_\_ [41] Court monitored suspension  
 [19] Submit to random chemical tests [A] as directed by Orenda Center for **DUI Conviction involves** [42] Commercial vehicle [43] HAZMAT \_\_\_\_\_ months [C] as directed by Probation and pay \$7.00 fee per test [44] Corrected abstract [45] Declaration per 23212 & 23103.5 VC filed  
**Do not possess or use any** [20] alcohol [21] controlled substances or [46] Attend \_\_\_\_\_ Awareness Program by \_\_\_\_\_ associated paraphernalia without valid prescription Court Costs to Clerk's Office forthwith [47] AIDS class through DAAC

J	AMOUNT	FINE AND/OR FEE	DUE DATE
[1]	\$ _____	Court Costs	[B] _____ [A] Susp.
[2]	\$ _____	FTA Fine	[B] _____ [A] Susp.
[3]	\$ _____	Alcohol Prevention Fee	[B] _____ [A] Waived
[4]	\$ _____	Drug Prevention Fee	[B] _____ [A] Waived
[5]	\$ _____	AIDS Educ. Fee to Pub. Health	[B] _____ [A] Waived
[6]	\$ _____	AIDS Fund Fee	[B] _____ [A] Waived
[7]	\$ _____	Battered Women's Shelter Fee	[B] _____ [A] Waived
[8]	\$ <u>140-</u>	Restitution fine per 1202.4(b)PC	[B] _____ [A] Waived
[15]	\$ _____	Restitution fine per 1202.44PC. Suspended unless probation is revoked	[B] _____ [A] Susp.
[9]	\$ _____	Restitution fine per 294 PC	[B] _____ [A] Reserved
[10]	\$ _____	Supervision Fee	[B] _____ [A] Waived
[11]	\$ _____	RPO Fees	[B] _____ [A] Waived
[12]	\$ _____	Dom. Viol. Fee per 1203.097 PC	[B] _____ [A] Waived
[13]	\$ _____	Appt. Counsel [14] P.D. fees	[B] _____ to Central Coll.

[17] \$ \_\_\_\_\_ Diversion Rest. Fee per 1001.90 PC \_\_\_\_\_  
 [18] Fine \$ 2,240- (inc. Security Fee)  
 [19] Previous Balance \$ \_\_\_\_\_  
 [20] Vacate \$ \_\_\_\_\_  
 [21] Suspend \$ \_\_\_\_\_  
**Payable** [A] by \_\_\_\_\_ [B] at \$ 75- mo. beg 6-1-13  
 plus processing fee thru **[C] Clerk's Office [D] Probation**  
 [E] Contact the collection unit re: payment of delinquent fine.  
 [23] Bail to apply with authorization by \_\_\_\_\_  
 [24] Fine reduced to \$ \_\_\_\_\_ with proof of license & insurance  
 [25] Vehicle to be released upon payment of impound & tow fees \_\_\_\_\_  
 DMV hold to be released [26] forthwith [27] \_\_\_\_\_  
 [28] ~~Fines/fees vacated 10~~  
 [29] \_\_\_\_\_ [30] Booking fee \$ \_\_\_\_\_

**Restitution** [31] in an amount & manner to be determined by the Probation Dept [32] issue reserved [33] jointly & severally liable with co-defendant(s)  
 [34] \$ \_\_\_\_\_ [A] at \$ \_\_\_\_\_ per mo. beginning \_\_\_\_\_ [B] as directed by Probation Officer [35] **10% Administrative fee will be assessed**  
 [36] Def. advised of right to restitution hrg per 1214 PC (Cervantes) w/in 90 days [37] Deemed a civil judgment [38] Due to victim by \_\_\_\_\_

**M JAIL SECTION**  [X] Defendant sentenced to serve 30 days Credits 4/2  6/2

\_\_\_\_\_ in Sonoma County Jail [X] in any penal institution  
 [X] All but \_\_\_\_\_ suspended [X] Consecutive to [X] Concurrent with \_\_\_\_\_  
 [X] Jail time of \_\_\_\_\_ suspended [X] With credit for time served (CTS) of \_\_\_\_\_ days (\_\_\_\_\_ actual + \_\_\_\_\_ conduct)  
 [X] Stayed tdo-7-13 by 7:00 p.m.  [X] Surrender to NCDF [X] forthwith [X] previously imposed [X] Defendant given credit for time served  
 Refer to  [X] Work release - contact within 10 days [X] Work furlough [X] Supervised Electronic Confinement [X] consecutive 48 hour periods  
 [X] Day for day credits allowed while in residential treatment program [X] Release to program representative when bed space becomes available  
 [X] Sentenced to jail time on \_\_\_\_\_ cases this date [X] Jail alternative programs denied [X] Jail to calculate credits

Defendant's Signature [Signature] Phone \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_ JUDGE [Signature]