

Case # 17-170125-0 Date: 11/05/17 Times 3:30 Courtroom # 9 1st App: 8/15/17 Target: 8/15/17
Judge BARRY NADLER Reporter: _____ Sworn Interpreter: _____ INT
Deputy D.A.: ALD Clerk John King Cert # _____ Language _____
PEOPLE VS. [DE] [] Oath on file [] Identity verified
[112] _____ Interpreter needed next date

Agency # SRD-173576

Charges: 1) M 23152(a) VC (P) (1.5) 2) M 23152(b) VC (P) (1.5)
3) M 23152(c) VC (P) (1.5) 4) M 13601.2(a) VC 5) I 21563 VC

BAC' 33/34 Method Breath

A NATURE OF PROCEEDINGS:

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. D Schwartz [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] Cont. 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
Order for CAM is vacated [33] City Attorney _____ present
[34] Criminal Protective Order [A] issued & filed [B] vacated [C] served

B BAIL/CUSTODY STATUS

WARRANT [15] RECALLED [18] remains out Bail [21] increased to \$ _____ [22] reduced to \$ _____
DEFENDANT [1] REMANDED [2] RELEASED FROM CUSTODY Mtn. for [24] OR [A] granted [B] denied [C] conditions attached
BAIL [3] forfeited [4] reinstated [5] exonerated [7] reinstated and exon [26] OR [A] reinstated [B] revoked [C] terminated [D] continued
[8] Bench warrant to issue per _____ Bail \$ _____ [28] Summary judgment extended to _____
Do not [9] cite out/release on OR [10] recalendar [12] EXECUTION STAYED [29] Reassumption of liability filed
Declaration & warrant to be prepared by [13] DA [14] City Attorney PTR [PTR03] Granted [PTR05] Denied [PTR04] Conditions attached
[19] Bail set \$ _____ [A] as set [20] NO BAIL [PTR06] Reinstated [PTR07] Revoked [PTR08] Terminated [PTR09] Continued

C DEFENDANT INFORMED OF RIGHTS/ADVISEMENTS

DEFENDANT [10] waives each right [11] waives time
[1] to counsel [2] of time for trial [3] to confront/cross exam witnesses [12] does not waive time [13] withdraws time waiver
[4] against self-incrimination [5] to jury/court trial [6] to VOP hearing [14] waives VOP hearing [15] waives jury trial [16] People waive jury trial
[7] possible assessment of P.D. fees [8] alien advisement per 1016,SPC [17] Declaration, Notice, & Order re: Vio. of Conditional Sentence filed
[9] Faretta advisement given re: counsel & waived and Watson [PTR01] Petition for Violation of PTR Filed

D DEFENDANT PLEADS

[1] Not Guilty [A] NGI [2] Not guilty plea w/drawn **Enters** [28] Arbucler [29] Harvey waiver 34 CT 8
[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 & waives each right [9] Defense Csl. joins in waiver [10] TAHL waiver filed [C] DV Court [D] FACT Court [E] DUI Court
[11] **GUILTY** [12] **NO CONTEST** M 23152(a) VC, 2) M 23152(b) VC **CRIMINAL PROCEEDINGS** [32] suspended [33] reinstated
[13] Admits [13] _____ priors [14] enhancement [15] enhancement stricken Refer to [34] CAD Contact within 48 hours [35A] Alcohol Monitoring
[16] Violation of Probation [A] denied [B] admitted [C] dropped [36] CAD [A] accepted [B] denied [C] vacated
[17] Priors _____ found constitutionally [A] valid [B] invalid Terminate [39] successfully [40] unsuccessfully [A] CAD [B] NBRC
[18] Stipulates to [A] factual basis for plea [B] probable cause for arrest [41] **GUILTY** plea for deferred entry of judgment on ct(s) _____
[C] Commissioner [19] Report/memo filed [A] Bail [B] CAD [PTR02] PTR Deferred entry completed [41A] successfully [41B] unsuccessfully
COURT FINDS [20] factual basis for plea [21] admission [22] Def. knowingly [42] Dr. _____
intelligently, freely, voluntarily waives rights [23] Def guilty [24] in Viol. Prob. [43] Report due _____, appointed per _____
[25] People's motion to dismiss remaining counts at time of sentencing granted **DEFENDANT** [44] found mentally [A] competent [B] incompetent
DEFENDANT waives time for [26] sentencing [27] referral to Probation [45] committed to Sonoma County Jail [A] contested [B] uncontested
[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
SPRAT referral [CP217] to Prob. Dept. [CP218] to Sheriff Dept. [PTR02] SPRAT filed [8] Refer to [A] Mental Health [B] Mental Health Review Team [9] Report due _____

F CALENDAR SETTINGS

HELD [9] Cert per 1368 PC for hrg. _____ Ctrm _____ [A] **HELD**
[1] Sett. Conf. set _____ Ctrm [A] **MOTION** [11] 1538.5 PC [12] 1050 PC [13] Other _____
[2] Readiness Conf. set _____ Ctrm [A] Set _____ Ctrm _____
[3] Jury trial set _____ Ctrm [A] [A] **HELD** [B] granted [R31E] Denied
[4] Court trial _____ Ctrm [A] [14] P & A's by _____ [15] Response by _____
[5] Vio. Probation hrg. set _____ Ctrm [A] [16] Plea of guilty/conviction set aside [17] Case dismissed per 1203.4 PC
[7] **VACATED** 10-18-17 8:30 4 [18] Case [19] Cts. DISMISSED [A] People's motion
[8] Cont. to piece of Alive at 25 Ctrm _____ [B] Interest of Justice [C] Insufficient Evidence [D] With TVS proof
[X] Defendant ordered to be present [X] 977 appearance authorized [E] On condition(s): _____
Judge _____

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SONOMA

Case # 23-101264

Date: 7/16/2024

Time: 04:30

Courtroom #

PEOPLE VS.

DE 1

No legal cause why jdgmt. should not be pronounced Imposition of sentence suspended Probation denied Probation summarily imposed

CONDITIONAL SENTENCE **FORMAL PROBATION** **SENTENCE MODIFIED**

(A) Granted 3 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 (24) 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 [A] or intoxicating substance

(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 [B] Wet Reckless Referral [C] 9 mo extended program (A) vacated

(10) Seek & maintain employment or enroll in educational program (29) MODDP referral (A) vacated (30) Enroll within 21 days & complete as directed (31) MODDP re-referral (A) DL-104 2nd offender re-referral

Do not (11) harm, harass, or annoy victim [A] molest, attack, strike, stalk, threaten, sexually assault, batter, & do not disturb victim's peace complete alive ct as

(12) Do not contact victim directly or indirectly (13) Do not congregate/frequent locations or associate with gang members, wear gang attire or colors, or possess gang paraphernalia (33) License (33) suspended per DMV regulations (33A) surrendered to Court

(14) Be of good conduct & obey all laws (15) Abide by any protective orders (37) Interlock (A) advisement given (B) to be installed for 36 mo.

(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

property, vehicle any time of day or night [A] residence any time of day or reasonable hour of the night by any Probation or Law Enforcement Officer (41) DUI Conviction involves (42) Commercial vehicle (43) HAZMAT

(19) Submit to random chemical tests [C] as directed by Probation and pay testing fee (44) Corrected abstract (45) Declaration per 23212 & 23103.5 VC filed

[SE074] No marijuana even with a 215 card or recommendation (46) Attend (X) Alive at 25

Do not possess or use any (20) alcohol (21) controlled substances or with proof of attendance to clerk's office by

associated paraphernalia without valid prescription

J AMOUNT FINE AND/OR FEE DUE DATE (17) \$ Diversion Rest. Fee, per 100190 PC

(1) \$ Court Costs (B) (A) Susp. (18) Fine \$ 2500 (inc. Security Fee)

(2) \$ FTA Fine (B) (A) Susp. (19) Previous Balance \$ ct.

(3) \$ Alcohol Prevention Fee (B) (A) Waived (20) Vacate \$ ct.

(4) \$ Drug Prevention Fee (B) (A) Waived (21) Suspend \$ ct.

(5) \$ AIDS Educ. Fee to Pub. Health (B) (A) Waived **Payable** [A] by (B) at \$ 15 mo. beg 8-15-17

(6) \$ AIDS Fund Fee (B) (A) Waived plus processing fee thru (C) Clerk's Office (D) Probation

(7) \$ 150 Battered Women's Shelter Fee (B) (A) Waived (23) Bail to apply with authorization by

(8) \$ 150 Restitution fine per 1202.4(b)PC (B) (A) Waived

(15) \$ Restitution fine per 1202.44PC, (B) (A) Susp.

 Suspended unless probation is revoked

(9) \$ Restitution fine per 294 PC (B) (A) Reserved

(10) \$ Supervision Fee (B) (A) Waived DMV hold to be released (26) forthwith (27)

(11) \$ RPO Fees (B) (A) Waived (28) Fines/fees vacated

(12) \$ Dom. Viol. Fee per 1203.097 PC (B) (A) Waived (29) (30) Booking fee \$

(13) \$ Appt. Counsel (14) P.D. fees (B) to Central Coll.

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 (38) Due to victim by

M JAIL SECTION (X) Defendant sentenced to serve 90 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) any time previously imposed

(X) Jail time of suspended (X) With credit for time served (CTS) of days (actual + conduct)

(X) Stayed to 8-15-17 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 Phone

Address:

State Zip JUDGE