

Department 96  
DATE: 3/17/2004

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO  
MINUTE ORDER AND COMMITMENT**

COURT CLERK: *Lopez*  
CUST. STATUS: IC  
CASE NO: F04901785-6

JUDGE: BRANT BRAMER COMM.  
PNP DEFT: MARCUS DELON WESSON  
PNP DEFENSE:  
PNP D.A. *L. Samoran*  
PNP P.O.

RPTR/TAPE: *Cynthia Garza*  
HRG/MTN: Arraignment  
BKG/JID #: T00213778

CHARGE(S): \*\*\*PC187(a) PC187(a) PC187(a) PC187(a)

TC: \_\_\_\_\_ TRIAL: \_\_\_\_\_ RPO: \_\_\_\_\_  
995: *3/18/04 @ 130* MP: \_\_\_\_\_ RP: \_\_\_\_\_  
CONT TO: *596* FOR: *Arra* DOB: \_\_\_\_\_

**ARRAIGNMENT-VOP** T/N \_\_\_\_\_

(Re)appt.  Conflict  
 PD  Barker  ADO/ \_\_\_\_\_ Ind.C./ \_\_\_\_\_  
 Sub in \_\_\_\_\_  Relieved \_\_\_\_\_  
 Def rec copy \_\_\_\_\_ amended/Comp/Info.  WR/WFA/CSR  
 PLEA  NG  NGI  DENIES  PRIOR  ENHANCEMENT  
 T/D set w/in statutory time  WFTF *general*  
 DA & Def counsel stip disc purs to PC 105  Adv. PO 987.8  
 Def ADMITS/DENIES VOP  Crf finds VOP for \_\_\_\_\_  
 Fail to OAL/PLEA in # \_\_\_\_\_  Prob Revok \_\_\_\_\_  
 Crf accepts admis; finds def KIV admit VOP for: \_\_\_\_\_  
 Refer PO:  Supp/Oral Rept  HRO  1203C Rept  
**MOTIONS:** *defendant request 24 hr delay to contact/retail*  
 Granted  Denied  
 Court/Peo. Mtn; case dismiss *private counsel*  
**COP/TC/HTA**  DEJ  NOC  PC17(b)  
 Guilty  No Contest  Prelim waived  HTA as to \_\_\_\_\_

Admits  Enh. In Ct. \_\_\_\_\_  priors \_\_\_\_\_  strikes \_\_\_\_\_  Cert to Sup. Ct.  
 COP form signed, filed in open Cr. CRT accept Plea, find KIV made & Supp'd by factual basis.  Ref PO  RPO  DV/PC1000 Assess.  
 Def adv  Serious felony enh. -PC667/PC969f.  
 Mtn. Dismiss rem cts & alleg. Grtd.  w/RTC&Rest.  Arbuckle waiver  
 Go  No Go  Time Est: \_\_\_\_\_  Trial # \_\_\_\_\_

**REJECTION PLEA-MTN WITHDRAW PLEA**

DA does not support plea agreement  Crf rejects plea  
 Def mtn w/draw plea. Cont. to  Muni  CVMC

**RPO & JUDGMENT**

Orig.  Supp Rept of PO read & considered  Plea renegotiated  
 Rept of Dr. \_\_\_\_\_ read.  
 Def WFA/NLC  Def WFTS  Waives RPO & Req immed sent.  
Prob:  granted  denied  reins same T&C  Mod  termin.  
 additional term \_\_\_\_\_ yrs.  Misd. Sent \_\_\_\_\_

**LOCAL COMMIT.**

Def waives \_\_\_\_\_ days credit for local/all purposes.  
CT \_\_\_\_\_ L/M/U \_\_\_\_\_ YRS+ \_\_\_\_\_  
CT \_\_\_\_\_ L/M/U \_\_\_\_\_ YRS+ \_\_\_\_\_  
 Concur  Consec.  Parole Viol.  Any other sent.  
 Exec of sent stay \_\_\_\_\_ yrs;  
 IMPOS of jdg/sent susp \_\_\_\_\_ yrs  Formal  Cond. Prob.  
 Commit \_\_\_\_\_ days Co. jail  all susp./stayed except \_\_\_\_\_ days  
 All susp/stayed on condition def comply with Probation.  
 Exec of sent. stayed to \_\_\_\_\_ am/pm at FCJ.  Pending Rev. Hrg.  
Ref:  AOWP  WFO  Report to PO \_\_\_\_\_  
 CFTS \_\_\_\_\_ (Actual \_\_\_\_\_ /GTWT \_\_\_\_\_ /Trmt \_\_\_\_\_) TRD \_\_\_\_\_

**FEES:** PC1202.4 (rest.) \_\_\_\_\_ Cite \_\_\_\_\_ Drug/DV Diversion \_\_\_\_\_  
PC290.3 \_\_\_\_\_ H&S 11372.5 \_\_\_\_\_ PO rept fee \_\_\_\_\_  
PC1203.1b \$ \_\_\_\_\_ TTP \_\_\_\_\_ Pay by \_\_\_\_\_  
or \$ \_\_\_\_\_ per mo. begin \_\_\_\_\_ thru Court/RRD/as directed by PO.  
Atty fee \_\_\_\_\_ thru RRD by \_\_\_\_\_  
Bkg fee \_\_\_\_\_ payable to arresting agency.

**OTHER** *defendant does not wish to have public defender appointed*

**OUT OF CUSTODY DEFT STATUS:**

Remains  OR  FR  Cite  NS  SB  CB  PB  OP  Released OR  
 ETA:  Appearing to be in VOP  CB  SB  PB forfeited.  OR  FR  Cite  NS revoked.  
BW to issue, bail \$ \_\_\_\_\_ B/W (recalled) (filed) (held until) \_\_\_\_\_

**BOND ORDERS:**  For vac purs to reassumption letter filed by \_\_\_\_\_  SB  CB  PB reins. & exon  
 Upon payment of Reins. Fee \_\_\_\_\_  OTHER: *completed phone call to counsel*

**IN CUSTODY DEFT STATUS:**

Remains  JC  Remanded  No Bail  Bail set/incr./red. \_\_\_\_\_  
 Released  OR  Cruz Waiver on record  W/CFTS  All Cts  On Prob \_\_\_\_\_  St. Parole  Purs. to PC 1170(a)(3)  
 FSO ordered to transport Def to \_\_\_\_\_ CDC \_\_\_\_\_ CrC \_\_\_\_\_  
 State Hospital \_\_\_\_\_  Upon available bed space, Def may be rel. to rep. of: \_\_\_\_\_  
 Ref 4011.6 PC (72hr)  Other \_\_\_\_\_  Def to be trans. on Salvation Army bus for interview on \_\_\_\_\_

**PRISON COMMIT.**  Rule 412  Prob. Denied  CDC  Stay lifted

CYA housing - WIC 1731.5(c)  CYA purs to WIC 1731.5(a)  
CT \_\_\_\_\_ L/M/U \_\_\_\_\_ YRS+ \_\_\_\_\_  
 PC667.5(b); 1 yr.  HS 11370.2; 3 yrs.  667(a); 5 yrs.  
 Tot Priors \_\_\_\_\_ yrs  Ct \_\_\_\_\_ dbl/trpl purs to \_\_\_\_\_  
 PC 654 stay: \_\_\_\_\_ Sentence:  Concur  Consec.  
Case # \_\_\_\_\_  Parole Viol  Any other sent.  
PC 1202.4 \_\_\_\_\_; HS 11372.5 \_\_\_\_\_  
 PC 290.3 fees \_\_\_\_\_ Testing:  PC1202.1  PC290.2  
 REG PC 290.1  REG HS 11590  Recom Housing/PC2684  
 No violation between def and child victim purs to PC1202.05.  
 Def advised  Parole  Appeal  
 CFTS: \_\_\_\_\_  Sent. Stayed to \_\_\_\_\_

**TOTAL DETERMINATE YRS** \_\_\_\_\_ **MOS** \_\_\_\_\_  
**TOTAL INDETERMINATE TERM** \_\_\_\_\_

**CRC COMMITMENT**

Sent susp purs WIC 3051  
 Rept Dr. \_\_\_\_\_ read.  Rec'd into evidence.  
 Purs to stip Counsel  Crf finds def addicted or in imminent danger  
 Per CRC parole status of addiction to narcotics  
 Commit to CRC purs to WIC 3051  for prev imposed term  
**CRC**  
 Def waives CRC exclusion hrg.  Crf vacates civil addict commit  
 Crim proc reins  def on Prob 1 day & terminate  
 SERVE TERM PREV IMPOSED \_\_\_\_\_ CREDIT \_\_\_\_\_  
 Time credit exceed term imposed, commit purs PC 1170(a)(3)  
 Report to Parole forthwith

**DIAGNOSTIC EVALUATION**

Crim Proc susp purs  PC 1203.03  WIC 707.2 commit  
 PC 1170(d):  120-day eval.  Crf maintains jurisdiction

**APPOINTMENT OF DOCTOR**

Crim Proc Susp.  
Appt Dr. purs to  WIC 3051  PC 288.1  PC 1368  
 PC457  General sent Rept;  Other \_\_\_\_\_  
Dr. \_\_\_\_\_ to exam def at:  Main Jail Clinic, 2nd fl;  
 Dr's office on \_\_\_\_\_ at \_\_\_\_\_ am/pm  
 Def ordered to appear for Dr's appt.  Report due: \_\_\_\_\_

**COMPETENCY/SANITY FINDINGS**

Crf finds def is/is not  Competent  Sane  
 Crim proc rem susp/reins  Ref to Forensic M.H. for rept/recom:  
 Def comm to state hosp purs to \_\_\_\_\_; Transp upon receipt rept

**TERMS OF PROBATION/RELEASE/SENTENCE/VOP FINDINGS-SEE BACK**

OAL  T(ALC/NAR)  SS  Fin  Decert FS/AFDC 6 mos/1 yr  
 MR(PO/FSD/FCU)  AD  EN(MH/ALC/NAR)  SW  
 PRGM \_\_\_\_\_  (In/Out) patient/Batterer's trmt  
 SM  CMS HRS: \_\_\_\_\_  PEEP  REP. PO  
 PDW  CONS ALC  USE NAR  MIN  V  FV  
 CHK  PRE PROP  CO-DEF  DMV  INS  DMA  
 REVOK/SUSP/RES \_\_\_\_\_  
 Reg:  HS11590  PC 290  Protective Order  PC1202.6 Testing  
 Weapon (destroy/dispose/other: \_\_\_\_\_)

*\*Court addresses one (1)*