

Department 53
DATE: 7/28/2004

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

COURT CLERK: B. Jones
CUST. STATUS: IC
CASE NO: F04901785-6
D.A. NO: 2004H9621
INTERP:

JUDGE: R. L. PUTNAM
P/NP DEFT: MARCUS DELON WESSON
P/NP DEFENSE: P.D. P. Jones & R. Jones
P/NP D.A. Gamoian
P/NP P.O.

RPTR/TAPE: D. Dodman
HRG/MTN: Trial Confirmation
BKG/JID #: t-213778

CHARGE(S): ***PC187(a) PC187(a) PC187(a) PC187(a)
TC: 8/11/04 Crim 53 TRIAL: 9/11/04 8:30 53
995: 8/30/04 Crim 53 MP:
CONT TO: 8/30/04 Crim 53 FOR: Case Status (witnesses)

ARRAIGNMENT-VOP T/N
 (Re)appt. Conflict
 PD Barker ADO/ Ind.C./
 Sub in Relieved
 Def rec copy amended/Compl/Info. WR/WFA/CSR
 PLEA NG NGI DENIES PRIOR ENHANCEMENT
 T/D set w/in statutory time WFTF to 9/15/04
 DA & Def counsel stip disc purs to PC 1054 Adv. PC 987.8
 Def ADMITS/DENIES VOP Cr finds VOP for
 Fail to OAL/PLEA in # Prob Revok
 Cr accepts admis; finds def KIV admit VOP for:
Refer PO: Supp/Oral Rept HRO 1203C Rept
MOTIONS:
 Granted Denied
 Court/Peo. Mtn; case dism
COP/TC/HTA DEJ NOCS 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. Ar buckle waiver
 Go No Go Time Est: Trial #

REJECTION PLEA-MTN WITHDRAW PLEA
 DA does not support plea agreement Cr 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

FINE: \$
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 [unclear] agency.
OTHER vacate 8/31 Trial

Cr + counsel conduct a Jury Questionnaire conference as stated on the record. All prior orders remain in full force & effect.

OUT OF CUSTODY DEFT STATUS: Remains OR FR Cite NS SB CB PB Released OR
 FTA: 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:

IN CUSTODY DEFT STATUS: Remains R 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 CYA upon acceptance
 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
PC290.3 fees ___ Testing: PC1202.1 PC290.2
 REG PC 290.1 REG HS 11590 Recom Housing/PC2684
 No visitation 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 Cr 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. Cr 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. Cr 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
 Cr 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: ___)