

DATE: 10/22/2004

MINUTE ORDER AND COMMITMENT

COURT CLERK: B. Graves
CUST. STATUS: IC
CASE NO: F04901785-6

JUDGE: R. L. PUTNAM
PNP DEFT: MARCUS DELON WESSON
PNP DEFENSE: P.D. P. Jones & R. Torres
PNP D.A. h. Gamoian
PNP PC C. Delgado SA

RPTR/TAPE: D. Doolmen
HRG/MTN: General Motion Hearing
BKG/JID #: t-213778

D.A. NO: 2004H9621
INTERP:

CHARGE(S): ***PC187(a) PC187(a) PC187(a) PC187(a)
On 11/24/05 9am 53 TRIAL: 11/25/05 9am 53 RPO: _____
995: _____ MP: _____ RP: _____
CONT TO 12/10/04 9am 53 FOR STATUS / min to Return DOB: _____
Property

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
 DA & Def counsel stip disc purs to PC 1054 Adv. PC 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: To Return Property - continue (see Attachment)
 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 Crf. 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 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 WTFS 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 arresting agency

OTHER Medical request is denied. (See Attachment)

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+ _____
CT _____ L/M/U _____ YRS+ _____
CT _____ L/M/U _____ YRS+ _____

PC667.5(b); 1 yr. HS 11370.2; 3 yrs. 667(a); 5 yrs.
 Tot Priors _____ yrs Ct _____ dbi/trpi 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 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: _____)

OUT OF CUSTODY DEFT STATUS: Remains OR FR Cite NS SB CB PB OP 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 reassignment letter filed by _____ SB CB PB reins. & exon.
 Upon payment of Reins. Fee _____ OTHER: _____

IN CUSTODY DEFT STATUS: Remains IC 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 _____

CRIMINAL MINUTE ORDER ATTACHMENT

DATE: 10/22/04

CASE NO. FO4901785-6

CASE TITLE: People of the State of California v. Marcus Deon Ubase

ADDITIONAL COUNTS:

Ct _____ L/M/U _____ YRS+ _____
Ct _____ L/M/U _____ YRS+ _____

ADDITIONAL FINDINGS/ORDERS:

Media agencies have been notified of the hearing on 12/10/04 at 9am in Dept. 53
Re: all media issues. the media agencies may have counsel present,

Motion to return property - matter to be taken off calendar if all parties are not properly served.

Transcript of August 20th, 2004 is certified, as corrected.

Transcript of August 30th, 2004 is certified, as corrected.

KTB