

DATE: 5/20/2004

SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO

MINUTE ORDER AND COMMITMENT

COURT CLERK: *B. Jones*

JUDGE: R. L. PUTNAM

RPTR/TAPE: *D. Declmon*

CUST. STATUS: IC

CASE NO: F04901785-6

PNP DEFT: MARCUS DELON WESSON

PNP DEFENSE: P.D. *P. Jones*, *R. Torres* + *g. Byers*

D.A. NO: 2004H9621

INTERP:

PNP D.A. *L. Gamolay*PNP P.D. *L. Donaldson*PNP *B. Oudom*

HRG/MTN: Motion for Dismissal

BKG/JID #: t-213778

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

TC: *5/29/04 9am 53*TRIAL: *6/1/04 9am 53*

RPO:

995:

MP:

RP:

CONT TO: *6/1/04 9am 53*FOR: *Motions in Limine*

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
☐ DA & Def counsel stip disc purs to PC 1054 ☐ Adv. PC 987.8
☐ Def ADMITS/DENIES VOP ☐ Crt finds VOP for
☐ Fail to OAL/PLEA in # ☐ Prob Revok
☐ Crt accepts admis; finds def KIV admit VOP for:
☐ Refer PO: ☐ Supp/Oral Rept ☐ HRO ☐ 1203C Rept
MOTIONS: TO DENY courts 1-9 by Defense
☐ Granted ☒ Denied
☐ Court/Peo. Mtn; case dismiss
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 Crt. 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: *6 to 8 wks* Trial # *_____*

REJECTION PLEA-MTN WITHDRAW PLEA

- ☐ DA does not support plea agreement ☐ Crt 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 arresting agency

OTHER

Medic requests are granted for this hearing only.

Defendant not to be dressed out for next hearing.

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 reassumption 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 ☐

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CRIMINAL MINUTE ORDER ATTACHMENT

DATE: 5/28/04

CASE NO. F04901785-6

CASE TITLE: Marcus Delon Wesson

ADDITIONAL COUNTS:

Ct _____ L/M/U _____ YRS+ _____

Ct _____ L/M/U _____ YRS+ _____

Ct _____ L/M/U _____ YRS+ _____

Ct _____ L/M/U _____ YRS+ _____

Ct _____ L/M/U _____ YRS+ _____

ADDITIONAL FINDINGS/ORDERS:

The Fresno Bee's motion To Unseal Search Warrant Records is argued and Submitted, matter is Taken Under advisement.

Sheriff's Department motion for Reconsideration of Court order That Defendant Dress out for Every hearing is withdrawn and taken off calendar pursuant to letter request of County Counsel.

Handwritten signature/initials