

Department 53
DATE: 6/21/2004

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

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

JUDGE: R. L. PUTNAM
PNP DEFT: MARCUS DELON WESSON
PNP DEFENSE: P.D. *P. Jones*
PNP D.A. *K. Gamoian*
PNP P.O.

RPTR/TAPE: *D. Dedmon*
HRG/MTN: Case Status
BKG/JID #: t-213778

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

TC: *7/28/04 9am 53* TRIAL: *8/31/04 9am 53*
995 motions 8/20/04 9am 53 MP: *8/1*
CONT TO: *8/30/04 9am 53* FOR: *management conference*

RPO: *8/18*
RP: *8/18*

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 ☐ WFTT
☐ 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:

☐ 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 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: _____ ☐ 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 *Almay Wesson, Marcus Wesson & Serapine Wesson are ordered to be present on 8/30/04 at 9am in this Department*

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+ _____

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 ☐ Crt 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. ☐ Crt 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. ☐ Crt 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

☐ Crt 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

☐ POW ☐ CONS ALC ☐ USE NAR ☐ MIN ☐ V ☐ FV

☐ KIK ☐ 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 reassumption letter filed by _____ ☐ SB ☐ CB ☐ PB reins. & exon.

☐ Upon payment of Reins. Fee _____ ☐ OTHER: _____

IN CUSTODY DEFT STATUS: ☐ Remains ☐ 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: 6/21/04

CASE NO. F04901785-6

CASE TITLE: People v. 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:

9:15 a.m. - Witnesses Gypsy Wesson, Kiani Wesson, Elizabeth Wesson and Rosa Solerio are not present. The Court orders a body attachment issued for each witness for their non-appearance. Body attachments to be held until 12:00 noon.

9:18 a.m. - Witnesses Gypsy Wesson, Kiani Wesson, Elizabeth Wesson and Rosa Solerio appear. The Court orders the witnesses to be present on 8/30/04 at 9:00 a.m. in this department.

Court orders the body attachment orders be vacated.

RTB