

DATE: 9/13/2004

SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO

MINUTE ORDER AND COMMITMENT

COURT CLERK: *Drunk J. Mis*
 CUST. STATUS: IC
 CASE NO: F04901785-6

JUDGE: R. L. PUTNAM
 PNP DEFT: MARCUS DELON WESSON
 PNP DEFENSE: P-B: *Westmouland*
 PNP D.A. *L. Gamoian*
 PNP P.O. *Return of Property*

RPTR/TAPE: *V Espinosa*
 HRG/MTN: General Motion Hearing
 BKG/JID #: t-213778

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

TC: _____ TRIAL: _____ RPO: _____
 985 MP: _____ RP: _____
 CONT TO: *10-22-04 9AM 53* FOR *MTN - Return Property* DOB: *[REDACTED]*

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 ☐ WTFT
☐ 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 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: _____ ☐ 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 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

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 _____

FSC 0065 3(95) R011-98

DEFENDANT ORDERED TO BE PRESENT AT ALL HEARINGS

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. _____ db/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 DETERMINE YRS

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
☐ 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: _____)