

Department 53

DATE: 9/14/2004

COURT CLERK: *B. Graves*

CUST. STATUS: IC

CASE NO: F04901785-6

D.A. NO: 2004H9621

INTERP:

SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO

MINUTE ORDER AND COMMITMENT

JUDGE: R. L. PUTNAM

D/NP DEFT: MARCUS DELON WESSON

D/NP DEFENSE: P.D. *P. Jones & R. Torres*

D/NP D.A. *L. Gamoian*

P/NP P.O.

RPTR/TAPE: *V. Espinoza*

HRG/MTN: General Motion Hearing

BKG/JID #: t-213778

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

Adm 1/24/05 9am 53 TRIAL: *1/24/05 9am 53*

995: _____ MP: _____

CONT TO: *12-10-04 9am 53* FOR: *Status*

10-22-04 9am 53 - Mtn - Return of Property - Status

RPO: _____

RP: _____

DOB: _____

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: *change of Venue*
☐ Granted ☒ Denied *change of Venue*
☐ 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 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./stayd except _____ days
☐ All susp./stayd 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

Transcript of 7/23/04 is corrected & certified
Transcript of 8/10/04 is corrected & certified
Defense exhibits are submitted on this date.

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. ☐ Cite ☐ 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 _____

FSC 0065.3(95) R011.98

DEFENDANT ORDERED TO BE PRESENT AT ALL HEARINGS

CRIMINAL MINUTE ORDER ATTACHMENT

DATE: 9/14/04

People v. Marques Delon Weason CASE NO. F04901785-6

☐ Witnesses excluded on motion of _____

☐ Chief Investigating Officer _____

☐ Jurors sworn to try this matter. (*Jury seating chart sealed pursuant to CCP 237.*)

☐ Opening statement made by counsel for People _____

☐ Opening statement ☐ made ☐ reserved by counsel for deft. _____

WITNESSES

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____

Sworn and testified on behalf of the People

1. Edward Nelson - P.H.D.
2. _____
3. _____
4. _____
5. _____
6. _____

Sworn and testified on behalf of the Defendant

EXHIBITS:

ID

EVID.

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____

On behalf of the People

- A. see attachment
- B. _____
- C. _____
- D. _____
- E. _____
- F. _____

On behalf of the Defendant

☒ People rest. ☒ Defense rests.

☒ Matter submitted with without argument.

☐ Case argued to the jury by both counsel. Court instructs the jury as to the law. Bailiff sworn.

☐ Jury retires at _____ and at _____ returns with the following verdict:

☐ "We, the Jury in the above mentioned cause, find the defendant _____
☐ guilty ☐ not guilty as to _____."
(Signed verdict form sealed pursuant to CCP 237.)

☐ It appearing to the Court that the jury is unable to reach a verdict, the Court declares a mistrial.