

Department 53  
DATE: 1/11/2005

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

COURT CLERK: *B. G. Jones*  
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. *K. Gervacio*  
PNP P.O.

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

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

*16405 9am 53* TRIAL: *1/25/05 9am 53*

995: \_\_\_\_\_ MP: \_\_\_\_\_  
CONT TO: *1/13/05 1:30pm 53* FOR: *Review Status*

RPO: \_\_\_\_\_  
RP: \_\_\_\_\_  
DOB: \_\_\_\_\_

*of Questionnaire  
& Defense Holey Mtn*

ARRAIGNMENT-VOP

- (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 Cr. 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; \_\_\_\_\_ 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

*Count Exhibit 2 (Qury. Questionnaire Information (Draft of 1/13/05) marked for identification.*

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 \_\_\_\_\_ dbi/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
- 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:

- Forf 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 \_\_\_\_\_

DEFENDANT ORDERED TO BE PRESENT AT ALL HEARINGS

*RJH*