

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SONOMA

DEFENDANT COPY

Case #SCR- Date: 10/21/08 Time: 0830 Courtroom #6 9/11/08 1/09/09  
Judge: NANCY CASE SHAFFER Reporter: Sworn Interpreter: [INT]  
Deputy D.A.: Clerk: Charlene Harris [112] Interpreter needed next date  
PEOPLE VS. [DE 1 ]  
TH IL

Agency #SRO-0 DDL: CA Bl 5 DOB: 1 '81  
Charges: 1) M 23152(a) VC 2) M 23152(b) VC

**A NATURE OF PROCEEDINGS: CHANGE OF PLEA**

DEFENDANT [1] present [2] not present [3] present in custody [4] not present in custody [A] pro per [5] Waiver of personal appearance filed  
[6] Pub. Def. [7] appointed [A] PD reg fee [8] relieved [21] True name is  
[9] Defense Csl. D. S. HARTZ [10] generally [11] relieved [22] Defendant advised of charges/allegations  
[12] Conflict Csl. [23] Stipulates to arraignment [24] Advised of constitutional rights  
[13] assigned [14] appointed [A] reg fee [15] relieved OFFICE Waives [25] reading [26] further advisement of rights  
[16] Complaint filed [17] Amended complaint filed Complaint not filed [27] Defendant discharged [28] Continued for complaint  
[18] Defense provided with [A] Complaint [B] Report [C] Cite [29] Mutual discovery granted by [30] Judge recuses self per 170.1 CCP  
[19] Complaint amended to [31] 170.6 CCP filed re: Judge by [A] DA [B] Defense  
[20] Charge(s) amended to ADD CT 3 n) 23103.5 VC P.O. [32] present [A] gives oral report  
[33] City Attorney present  
[34] Criminal Protective Order [A] issued & filed [B] vacated [C] served

**B BAIL/CUSTODY STATUS**

DEFENDANT [1] REMANDED [2] RELEASED FROM CUSTODY  
BAIL [3] forfeited [4] reinstated [5] exonerated [7] reinstated and exon  
[8] Bench warrant to issue per Bail \$  
Do not [9] cite out/release on OR [10] recalendar  
[11] Bail may be forfeited in lieu of appearance [12] EXECUTION STAYED  
Declaration & warrant to be prepared by [13] DA [14] City Attorney  
WARRANT [15] RECALLED [18] remains out  
[19] Bail set \$ [A] as set [20] NO BAIL  
Bail [21] increased to \$ [22] reduced to \$  
Mtn. for [24] OR [25] Sup. OR [A] granted [B] denied [C] conditions attached  
[26] OR [27] Sup. OR [A] reinstated [B] revoked [C] terminated [D] continued  
[28] Summary judgment extended to  
[29] Reassumption of liability filed

**C DEFENDANT INFORMED OF RIGHTS/ADVISEMENTS**

[1] to counsel [2] of time for trial [3] to confront/cross exam witnesses  
[4] against self-incrimination [5] to jury/court trial [6] to VOP hearing  
[7] possible assessment of P.D. fees [8] alien advisement per 1016.5PC  
[9] Faretta advisement given re: counsel & waived  
DEFENDANT [10] waives each right [11] waives time  
[12] does not waive time [13] withdraws time waiver  
[14] waives VOP hearing [15] waives jury trial [16] People waive jury trial  
DNA test [DNA1] ordered [DNA2] previously done  
Qualifying offense

**D DEFENDANT PLEADS**

[1] Not Guilty [A] NGI [2] Not guilty plea w/drawn  
[3] Absentia plea filed [4] Priors denied [5] Enhancements/allegations denied  
Advised of [6] max. penalties [7] future consequences [8] understands &  
waives each right [9] Defense Csl. joins in waiver [10] TAHL waiver filed  
[11] GUILTY [12] NO CONTEST CT 3 + WATSON  
Admits [13] priors [14] enhancement [15] enhancement stricken  
[16] Violation of Probation [A] denied [B] admitted [C] dropped  
[17] Priors found constitutionally [A] valid [B] invalid  
[18] Stipulates to [A] factual basis for plea [B] probable cause for arrest  
[C] Commissioner [19] Report/memo filed [A] Bail [B] PI  
COURT FINDS [20] factual basis for plea [21] admission [22] Def. knowingly  
intelligently, freely, voluntarily waives rights [23] Def guilty [24] in Viol. Prob.  
[25] People's motion to dismiss remaining counts at time of sentencing granted  
DEFENDANT waives time for [26] sentencing [27] referral to Probation  
Enters [28] Arbuckle [29] Harvey waiver  
[30] Referred to [31] Accepted in [A] 1210 PC Court [B] Drug Court  
[C] DV Court [D] FACT Court [E] DUI Court  
CRIMINAL PROCEEDINGS [32] suspended [33] reinstated  
Refer to [34] Project Intercept [35] Educational Sentencing - contact w/in 48 hrs  
[36] P.I. [37] ESP [38] NBRC on ct(s) [A] accepted [B] denied [C] vacated  
Terminate [39] successfully [40] unsuccessfully [A] P.I. [B] NBRC  
[41] GUILTY plea for deferred entry of judgment on ct(s)  
Deferred entry completed [41A] successfully [41B] unsuccessfully  
[42] Dr. appointed to examine defendant  
[43] Report due, appointed per  
DEFENDANT [44] found mentally [A] competent [B] incompetent  
[45] committed to Norton Center [A] contested [B] uncontested  
[46] If sentenced to Jail, term would be yrs/mos. Credits

**E PROBATION**

[1] Referred to Prob. Dept. for RPO [2] re-referral [A] OR Bail Reduction [B] Presentence [C] VOP [D] NBRC [E] Post Sentence  
[F] Other [3] PROBATION SUMMARILY REVOKED [4] Prob. Rpt filed [5] See P.O. today [6] Test today  
[7] Cont. to Ctrm [8] Refer to [A] Mental Health [B] Mental Health Review Team [9] Report due

**F CALENDAR SETTINGS**

[1] Sett. Conf. set Ctrm [A]  
[2] Readiness Conf. set Ctrm [A]  
[3] Jury trial set Ctrm [A]  
[4] Court trial Ctrm [A]  
[5] Vio. Probation hrg. set Ctrm [A]  
[6] Hearing  
[7] VACATED  
[8] Cont. to Ctrm  
HELD [9] Cert per 1368 PC for hrg. Ctrm [A] HELD  
[10] Proceeding suspended & case Certified to Juvenile Court  
MOTION [11] 1538.5 PC [12] 1050 PC [13] Other  
Set Ctrm [A] HELD [B] granted  
[14] P & A's by [15] Response by  
[16] Plea of guilty/conviction set aside [17] Case dismissed per 1203.4 PC  
[18] Case [19] Cts. 1, 2 DISMISSED [A] People's motion  
[B] Interest of Justice [C] Insufficient Evidence [D] With TVS proof  
[E] On condition(s):  
Judge

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SONOMA

Case #SCR-5 6

Date 0/21/2008

Time:

0830

Courtroom #5

PEOPLE VS. THU... [DE 1]

[G] No legal cause why jdgmt. should not be pronounced [1] Imposition of sentence suspended [2] Probation denied [3] Probation summarily imposed

[4] **CONDITIONAL SENTENCE** [5] FORMAL PROBATION [6] SENTENCE MODIFIED

[A] Granted 24 mos. [7] Extended \_\_\_ mos. [A] from today's date [B] to \_\_\_ [8] Modified [9] Revoked [10] Reinstated

Convert to [11] formal probation [12] conditional sentence [A] upon \_\_\_\_\_

To [17] terminate [13] successfully [14] unsuccessfully [A] upon payment of fine [B] upon completion of jail time [C] On date: \_\_\_\_\_

[15] Terminated [A] successfully [B] unsuccessfully [16] All other terms & conditions remain in full force & effect

[H] [1] Commence & continue education, counsel, other rehab. programs Do not own, possess or use any [22] firearms [23] weapons [A] ammunition

as directed including [A] residential treatment at \_\_\_\_\_ [24] firearms for 10 yrs or any weapons for 3 yrs. Per 12021(c)(1) PC

[B] 52-session Batterer's program [C] and do not leave any program [25] Stay out of places where alcohol is the primary item of sale

without prior written consent [2] \_\_\_ meetings as directed \_\_\_\_\_ [26] Do not drive with any alcohol in system

[3] Make all court appearances & appointments (including intake) [27] Do not drive without valid California license & insurance in effect

[4] Report to Prob. Officer as directed [5] Observe curfew as directed [28] EODDP referral [C] 9 mo extended program [A] vacated

[6] Complete \_\_\_ hrs. work thru Sonoma Co. Volunteer Center as directed [29] MODDP referral [A] vacated

by \_\_\_\_\_ [7] vacated [8] in lieu of \_\_\_\_\_ [9] Contact by \_\_\_\_\_ [30] Enroll within 21 days & complete as directed

[10] Seek & maintain employment or enroll in educational program [31] MODDP re-referral [A] DL-104 2nd offender re-referral

Do not [11] harm, harass, or annoy victim [A] molest, attack, strike, stalk, [32] Referred to Orenda Center Alcohol/Other Drug Assessment

threaten, sexually assault, batter, & do not disturb victim's peace Program w/in 30 days & pay \$100 assessment fee

[12] Do not contact victim directly or indirectly \_\_\_\_\_ License [33] suspended per DMV regulations [33A] surrendered to Court

[13] Do not congregate/frequent locations or associate with gang [33B] Court orders DMV not to issue a restricted license

members, wear gang attire or colors, or possess gang paraphernalia [37] Interlock [A] advisement given [B] to be installed

[14] Be of good conduct & obey all laws [15] Abide by any protective orders [C] waived, not in the Interest of Justice

[16] Register per [A] 290 PC [B] 11590 H&S [17] HIV test ordered [38] DL-309 Habitual Traf. Offender [39] DL310 Verbal suspension ntc.

Defendant to submit to warrantless search & seizure of [18] person, [40] Traffic Violator School by \_\_\_\_\_ [41] Court monitored suspension

property, vehicle any time of day or night [A] residence any time of day or [DUI Conviction involves [42] Commercial vehicle [43] HAZMAT

reasonable hour of the night by any Probation or Law Enforcement Officer [44] Corrected abstract [45] Declaration per 23212 & 23103.5 VC filed

[19] Submit to random chemical tests [A] as directed by Orenda Center [46] Attend \_\_\_\_\_ Awareness Program by \_\_\_\_\_

for \_\_\_\_\_ months Court Costs to Clerk's Office forthwith [47] AIDS class through DAAC

Do not possess or use any [20] alcohol [21] controlled substances or [H 210] MAY NOT REFUSE TO

associated paraphernalia without valid prescription SUBMIT TO CHEMICAL TEST

[J] AMOUNT FINE AND/OR FEE DUE DATE [17] \$ \_\_\_\_\_ Diversion Rest. Fee per 1001.90 PC \_\_\_\_\_

[1] \$ \_\_\_\_\_ Court Costs [B] \_\_\_\_\_ [A] Susp. [18] Fine \$ 620 (inc. Security Fee)

[2] \$ \_\_\_\_\_ FTA Fine [B] \_\_\_\_\_ [A] Susp. [19] Previous Balance \$ \_\_\_\_\_

[3] \$ \_\_\_\_\_ Alcohol Prevention Fee [B] \_\_\_\_\_ [A] Waived [20] Vacate \$ \_\_\_\_\_

[4] \$ \_\_\_\_\_ Drug Prevention Fee [B] \_\_\_\_\_ [A] Waived [21] Suspend \$ \_\_\_\_\_

[5] \$ \_\_\_\_\_ AIDS Educ. Fee to Pub. Health [B] \_\_\_\_\_ [A] Waived Payable (A) by 1-20-08 [B] at \$ \_\_\_\_\_ mo. beg \_\_\_\_\_

[6] \$ \_\_\_\_\_ AIDS Fund Fee [B] \_\_\_\_\_ [A] Waived plus processing fee thru (C) Clerk's Office (D) Probation

[7] \$ \_\_\_\_\_ Battered Women's Shelter Fee [B] \_\_\_\_\_ [A] Waived [E] Contact the collection unit re: payment of delinquent fine.

[8] \$ 100 Restitution fine per 1202.4(b)PC [B] \_\_\_\_\_ [A] Waived [23] Bail to apply with authorization by \_\_\_\_\_

[15] \$ 100 Restitution fine per 1202.44PC, [B] \_\_\_\_\_ [A] Susp. [24] Fine reduced to \$ \_\_\_\_\_ with proof of license & insurance

unless probation is revoked [25] Vehicle to be released upon payment of impound & tow

[9] \$ \_\_\_\_\_ Restitution fine per 294 PC [B] \_\_\_\_\_ [A] Reserved fees \_\_\_\_\_

[10] \$ \_\_\_\_\_ Supervision Fee [B] \_\_\_\_\_ [A] Waived DMV hold to be released [26] forthwith [27] \_\_\_\_\_

[11] \$ \_\_\_\_\_ RPO Fees [B] \_\_\_\_\_ [A] Waived [28] Fines/fees vacated

[12] \$ \_\_\_\_\_ Dom. Viol. Fee per 1203.097 PC [B] \_\_\_\_\_ [A] Waived [29] [30] Booking fee \$

[13] \$ \_\_\_\_\_ Appt. Counsel [14] P.D. fees [B] \_\_\_\_\_ to Central Coll.

Restitution [31] in an amount & manner to be determined by the Probation Dept [32] issue reserved [33] jointly & severally liable with co-defendant(s)

[34] \$ \_\_\_\_\_ [A] at \$ \_\_\_\_\_ per mo. beginning \_\_\_\_\_ [B] as directed by Probation Officer [35] 10% Administrative fee will be assessed

[36] Def. advised of right to restitution hrg per 1214 PC (Cervantes) w/in 90 days [37] Deemed a civil judgment [38] Due to victim by \_\_\_\_\_

[M] JAIL SECTION [X] Defendant sentenced to serve \_\_\_\_\_

\_\_\_\_\_ in Sonoma County Jail [X] in any penal institution

[X] All but \_\_\_\_\_ suspended [X] Consecutive to [X] Concurrent with \_\_\_\_\_

[X] Jail time of \_\_\_\_\_ suspended [X] With credit for time served (CTS) of \_\_\_\_\_ days (\_\_\_\_\_ actual + \_\_\_\_\_ conduct)

[X] Stayed to \_\_\_\_\_ by \_\_\_\_\_ p.m. [X] Surrender to NCDF [X] forthwith [X] previously imposed [X] Defendant given credit for time served

Refer to [X] Work release - contact within 10 days [X] Work furlough [X] Supervised Electronic Confinement [X] consecutive 48 hour periods

[X] Day for day credits allowed while in residential treatment program [X] Release to program representative when bed space becomes available

[X] Sentenced to jail time on \_\_\_\_\_ cases this date [X] Jail alternative programs denied [X] Jail to calculate credits

Defendant's Signature [Signature] Phone \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_ JUDGE \_\_\_\_\_