

# WARRANT STANISLAUS COUNTY/SUPERIOR COURT MINUTE ORDER

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CITING OFF / AGENCY MPD  
Nature of Hearing PT

CASE NO. 1498584  
DATE 12/02/2016 STATUS

People vs. MARTINEZ, MARTIN Defendant JUDGE CORDOVA, RICARDO Dept. 8

Charges F PC 187(A) 2ENH, 2, F PC 187(A) 2ENH, 2, F PC 187(A) ENH, 2S, F PC 187(A) ENH, 2S

J.A. Res/murky Clerk COINEZ, GLORIA Reporter Scott Bailiff Prob. Off.

PD / CF I / CF II / Def. Atty: Sandra Def. pres.  NOT pres.  other case  ankle mon.  parole  hold  by video

SP. APP.  Ret.  Apptd INTERP: Lang:  Cert./Non-Cert.  Sworn/Oath on file  Cert. of Unavail filed

Qualified/Good cause appt.  beyond time allowed  Waiver of cert. interp/Obj. to Non-cert.  Stip to Comm./Pro Tem  EDR/Taped

TIME WAIVED  10/60  TIME NOT WAIVED  10 DAYS TOLLED  Good Cause to Con't.  Arb. Waiver  PC 977 Waiver filed

NEXT APPEARANCE DATE: TIME: AM / PM DEPT:  Def. ordered to appear / excused

OTHER APPEARANCE DATE: 1-10-17 TIME: 830 AM / PM DEPT: 8  Def. ordered to appear / excused

OTHER APPEARANCE DATE: 4-24-17 TIME: 930 AM / PM DEPT: 8  Def. ordered to appear / excused

NEXT APPEARANCE:  for POC  Case # To be Set for VOP ARR/HRG

JT  OR / Bail Rev.  Contested viol. of  Adm / Deny  Viol. of Prob. / Mand. Sup. / PRCS

Fur Arr.  Set JT  CT  Sent./Credits  Surr  DV Cal.  PC 1368 / 1370  WI 3051  Dr's Report  CONREP Report

Appt / Obt Co.  FPT  PX  MH Ct.  Prop 36  Drug Ct  Def. Jdmt 1 2 3  Rev  VACATE

EOP  PT  RJT  TRC  Prob. Modif  Trail #  L&M

LNC  NO COMPLAINT FILED  DA TO FILE BY NEXT DATE  REFER TO DA FOR AFF. / ARREST WARRANT

Assigned to Judge Dept for all purposes. CCP 170.6 / 170.3 filed by Judge / Peo/Def. against

### TRIAL STATUS / MOTIONS / COUNSEL / ARRGN / PLEA / PROBATION VIOLATION

No dispo. matter confirmed/set for JT / PX / PT / L&M / Contested VOP Time Estimate 2 1/2 Min/Hrs/Days/Weeks. Mot(s). in Limine est. Hrs./Days

Motion of  Court  D.A.  Prob.  Defense  Cont'd  futh. inv.  add'l disc.  to ret. co.

People  Defense  Object  No oppos.  daily walked Motion is  Granted  Denied  Continued  Dropped

COUNSEL: Court appts  PD  CF I  CF II  Advised purs PC 987.8  Def. waives Co.  Advised purs Faretta

Def. Co. declares conflict  is discharged / relieved  Disco. Tendered  subs. in as Def. Co.

ARR. / PLEA:  Amended  Complaint  Infor.  Disc. Stip  Lodged  Filed  Formal Arr. Waived  Def. Arrgn'd.  True name as charged

Complaint / Information amended on face to reflect: certified transcript of 10-17-16

Def. moves to change plea  Defendant  advised of  Immig. Rts given and could result in deportation, exclusion or denial of naturalization

waives his Constitutional rights  per Watson 23593 VC  re VOP  Adv. Priors  Def. enters a plea of  GUILTY

NOLO CONTENDERE  NOT GUILTY  NOT GUILTY / NGI to Ct(s):

Peo. v. West  as a lesser included / related offense to Ct(s)  Harvey Waiver entered re Case / Ct(s)

Based upon plea of NOLO CONTENDERE, Court finds Defendant GUILTY of Ct(s)  Viol. of Prob. / Mand. Sup. / PRCS DROPPED

Court finds Def. has made an intelligent waiver of his rights; plea was freely and voluntarily made; and there is a factual basis for the plea.

Def.  admits  denies  Priors  Enh  Sp. / Refusal Alleg.

Stricken:  Priors  Enh.  Sp / Refusal Alleg.  CASE / CT(S) BAL. DISM. / IOJ / ISE

Refer to Prob. / Prop. 36 / Drug Ct. / MH Ct.  to det. CTS  for pre-plea / Sent. Rpt.  Ind. Sent.

VOP: Def.  admits/denies VOP  Court finds  Prob Cause  Def. is / is NOT in VOP  as alleged  No VOP for plea in #

For FTA at:  Court / Jail on  Prob / Prop 36 / Counseling / Comm. Service / Lev I / II  Use / poss. cont. sub.

Failure to:  Pay Restitution  Obey all laws  Provide curr./change of address  Re-refer / Re-enroll  In Compliance

### DEFERRED JUDGMENT / DRUG COURT / PROP. 36 / MENTAL HEALTH / VETERAN'S COURT / DOMESTIC VIOLENCE REVIEW

Judgment Deferred  pur. PC1000  Pend. Drug Court Completion  Enroll in  PC 1000.90 \$

Div. Admin. Fee \$  Show  PROOF OF ENROLLMENT  shown  Cont'd to Show Proof of Completion  Contact treatment provider

W/  days/hrs.  Ref. to  Drug Ct. / M.H Ct. / VTC  Granted / Denied / Rejected as to Ct(s)  Released purs. to:

DCT contract / VTC treatment program  Def. Jdmt rein/ext. mos.  Re-ref. for Def. Jdmt.  Def. Jdmt. / Prop 36 / DCT / MH Ct. / VTC:

success. completed. / inelig. / deleted terminated.  Def. Jdmt. / Prop 36 / DCT / MH Ct. / VTC continued  to pay fees  for final review.  No new law

viol., plea of GUILTY/NOLO set aside.  Jail release to Prob / BHRS / MH / VTC / for entry into

### SENTENCING / PRISON / PROBATION / POST RELEASE SUPERVISION

Report From:  Prob.  Waived re Sentencing  BHRS / Doctor(s) / VMRC / CONREP / Other  Rec'd & Consid'd  Submit'd

IT IS ORDERED: PROB. / PRCS / MAND. SUPV. IS / REMAINS  GRANTED  DENIED  REV.  REIN.  MOD.  TERM.

EXTENDED TO  Prob. to prepare 1203c report.  Def. is sentenced to State Prison:

Pursuant to 1170(h)(5)(A)(B) to a total term of mths./yrs.; mths.yrs. county jail; mths./yrs. susp'd.; mandatory supervision

Execution  Imposition of sentence is susp. Def. admitted to  FORMAL  INFORMAL probation for a period of years months

Add'l. conditions of prob./post rel. suprvs. imposed as set forth and filed this date. As a condition precedent to being released to probation:

Def. shall serve a term of hrs/days cs cc to: Total Days: days suspended  Pend. Drug Ct. / Prob.

Def. awarded credits of days, plus days good/work time credits, total of days.

Stay of execution  granted  ext'd until at / by AM / PM Surrender to  Jail  PSC  Dept. #

FEES/FINES:  PC 1202.4(b)/PC 1202.44/45 \$ payable through  Prob.  DOC  Revenue Recovery  Prob. Mgt Fee up to \$50

Booking Fee \$88.26  Cite Fee \$10.00  Atty Fees \$ payable through Revenue Recovery  Fine \$ with

\$ CTS.  Emergency Med. fee \$4.00  C.A.F. \$ GC 70373  Court Oper. Assess. \$  PC 1203.097 fee \$

\$25 Admin. Screen Fee PC 1463.07, payable through  Prob.  Rev. Rec.

Submit to DNA/Testing pursuant to: PC 1202.6 / PC 1202.1 / PC 296  Def. given copy of PC 1202.6 test  Retest at Pub. Health by

HS 11372.5 Lab Fee, w/pen. assess. \$135.00  HS 11372.7 Drug Ed. Fee \$150.00  \$70 AIDS Ed. Fee  PC 1202.5 fine \$

Pay victim restitution [PC 1202.4(E)] of \$ to  Court reserves Juris.  Appeal Rts given / waived

### 1368 PC PROCEEDINGS

CRIM. PROC.  Remain  SUSP.  REIN. RE  PC 1368 / PC 1369(a) / 1370.01  Ref. to BHRS / Dr.(s)

Court finds def.  incompet. / devel. disabled / compet.  Ref. to:  CONREP for exam & rpt.  VMRC  DBHC for in-patient

competency restoration prog., including meds.  SO to trans. to DBHC / back to court  Ref. to doctor for antipsych. med. review.

Defendant committed to Napa / Atascadero / Patton / for a max. term of:

### BAIL / OR / BENCH WARRANT / ARREST WARRANT

Def. FTA  Bail forf. In open court  OR rev'k'd  Good cause not to forf. bail / not to rev'k OR / prob.

BENCH WARRANT ISSUED, day/night service  Bail  set at \$  Exonerated / Reduced / Increased to \$

Forf. set aside/bail rein.  Pay \$50 admin. fee  B/W stayed  B/W RECALLED  OR reinst.  OSC issued  Surr letter to issue

Do Not O.R./Cite  Dropped from cal., B/W remains out  Do not recalendar.  \$75 fee for FTA  ARREST WARR.

### SPECIAL TERMS REGARDING OR / BAIL RELEASE / SENTENCING

Register pursuant to H&S 11590 / PC 290 / PC 457.1 / PC 186.30  DO NOT drive unless properly licensed and insured.

DO NOT:  Contact  Annoy, harass, molest, strike, harm, phone, stalk, assault, disturb the peace of  be within 100 yards of the

residence / employment of  alleged victim  except for peaceful / lawful child visitation.

DO NOT USE / POSSESS:  alcohol  drugs/drug paraph.  Do not be in / about place where alcoh. is sold  Shall not assoc.

w/ known users  Submit your person, home, & vehicle to search for  alcohol  drugs/drug paraph.  firearms  deadly weapons

stolen property  Hrs. community service

Attend  AA / NA meetings times per week.  Show proof to attend. at each court hearing.

CUSTODY:  Defendant released on  Bail  OR  PC 1320 ADVISED  Probation  Mand. Supv.  Parole  PRCS  Discharged  this case

Bail currently set at \$ NO BAIL  Def. remanded to the custody of the Sheriff  to serve original sent. / VOP

for delivery to  NKSP  CCWF  Atascadero  Napa  Patton  BUT NOT BEFORE

DEF. REPORT NOW  Window "A"  WITHIN / BY days  of Release to  Prob.  Rev. Recov.  Pub. Def.  CF I / CF II  Lev I / Lev II

Hearing still pending, DO NOT TRANSPORT TO CDCR  Surrender date of is VACATED.

Jail please dress out Defendant for next appearance.

DA PD JAIL CF I CF II D.CO. DEF PROB BHRS REVREC L-1 L-2 MH INT M.CA CA DOC PAR CONREP BOND REPTR