

# WARRANT STANISLAUS COUNTY/SUPERIOR COURT MINUTE ORDER

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CITING OFF / AGENCY **MPD**  
Nature of Hearing **PT** *PK-4-24*

CASE NO. **1498584**  
DATE **02/10/2017** 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**

D.A. *Murphy/Kee* Clerk **GOMEZ, GLORIA** Reporter *Scott* Bailiff Prob. Off.  
PD  CF I / CF II / Def. Atty: *Keller/Saunders* Def.  pres.  NOT pres.  C  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: **4-24-17** TIME: **830** AM / PM DEPT: **8**  Def. ordered to appear / excused  
OTHER APPEARANCE DATE: TIME: AM / PM DEPT:  Def. ordered to appear / excused  
OTHER APPEARANCE DATE: **8-21-17** 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 Cr.  Prop 36  Drug Cr.  Def. Jdmt 1 2 3  Rev  VACATE **9-24-17**  
 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** Min/Hrs/Days/Weeks. Mot(s) in Limine est. Hrs./Days  
 Motion of  Court  D.A.  Prob.  Defense  Cont'd **PK**  Auth. inv.  Add'l disc.  to ret. co.  
 People  Defense  Object  No oppos.  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: *COPIED FROM ORIGINAL - 1-10-17 - CERTIFIED*  
 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. Priorable  Def. enters a plea of  GUILTY  
 NOLO CONTENDERE  NOT GUILTY  NOT GUILTY / NGI to Ct(s): *- Daily worked -*

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** *PK*  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