

# Charges

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Case Number:

Defendant 1 of 1

Case                      Defendant 3610966                      ISMAEL

Filed Charges						
Count	Charge	Severity	Description	Violation Date	Plea	Status
1	PC 245(A) (1)	F	ASSAULT WITH DEADLY WEAPON NOT FIREARM OR FORCE:GBI LIKELY	01/04/2011	NOT GUILTY	HTA
2	PC 422	F	THREATEN CRIME	01/04/2011	NOT GUILTY	HTA
Amended Charges						
Count	Charge	Severity	Description	Violation Date	Plea	Status
3	PC 459	F	BURGLARY	01/04/2011		HTA
Infor Charges						
Count	Charge	Severity	Description	Violation Date	Plea	Status
1	PC 245(A) (1)	F	ASSAULT WITH DEADLY WEAPON NOT FIREARM OR FORCE:GBI LIKELY	01/04/2011	NOT GUILTY	DISMISSED
2	PC 422	F	THREATEN CRIME	01/04/2011	NOT GUILTY	DISMISSED
3	PC M240	M	ASSAULT	01/04/2011	NOLO	CONVICTED

# Minutes

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Case Number:

Case **Defendant 3610966** , ISMAEL

Defendant 1 of 1

Action: 09/12/2011 - RECALL CALENDAR ▼

Case **Defendant 3610966** **ISMAEL**

Action: RECALL CALENDAR      Date: 09/12/2011      Time: 9:30 AM  
    Division: R4                      Hearing Status: DISPOSED

STEPHAN G SALESON, J-JUDGE  
 CLERK: RONNA HICKS  
 CERTIFIED COURT REPORTER: BK-BETTY KELLEY CSR# BK-3981  
 BAILIFF M SHAW

-  
 APPEARANCES  
 DEPUTY DISTRICT ATTORNEY REZA DAGHBANDAN PRESENT.  
 ATTORNEY KIA FEYZJOU PRESENT.  
 DEFENDANT PRESENT NOT IN CUSTODY.  
 CERTIFIED S-SPANISH INTERPRETER M MASTERS DULY SWORN OR BY OATH ON FILE

-  
 PROCEEDINGS  
 ACTION CAME FOR JURY TRIAL

-  
 1ST DAY OF TRIAL.

-  
 PRE-TRIAL MOTIONS

-  
 11:23  
 COURT CONVENES ALL PARTIE PRESENT. COURT AND COUNSEL DISCUSS.  
 TRIAL ESTIMATE 4 DAYS

-  
 COURT AND COUNSEL DISCUSS TRIAL POLICY AND PROCEEDURES.

-  
 S-SPANISH INTERPRETER REQUESTED FOR WITNESS.

WEDNESDAY AND THURSDAY

-

DEFENSE MOTION IN LIMINE HEARD.

-

RECESS DECLARED 1140

-

IN-CAMERA HEARING HELD.

-

RECESS DECLARED 11:55

-

13:55

COURT RECONVENES ALL PARTIES PRESENT

CERTIFIED S-SPANISH INTERPRETER PATRICIA BALDWIN DULY SWORN OR BY OATH ON FILE

-

SETTLEMENT AGREEMENT

-

PLEA INFORMATION

COMPLAINT AMENDED BY INTERLINEATION TO ALLEGE NEW COUNT #3 A VIOLATION OF M240 PC (SIMPLE ASSAULT)

-

WAIVES ANY DEFECTS.

DEFENDANT WITHDRAWS PLEA OF NOT GUILTY AND ENTERS A PLEA OF NOLO CONTENDERE AS TO COUNT(S) 3 PER PLEA BARGAIN (INCORPORATED BY REFERENCE HEREIN).

COURT ACCEPTS PLEA OF NOLO CONTENDERE AND FINDS DEFENDANT GUILTY BASED ON PLEA.

-

DISMISSALS

ON MOTION OF PEOPLE, PURSUANT TO PLEA BARGAIN, COUNT 1 2 ORDERED DISMISSED; REASON: 1385 PC

-

FINDINGS/ADVISALS:

THE COURT, AFTER READVISEMENT OF EACH OF THESE RIGHTS, FINDS THAT THE DEFENDANT UNDERSTANDS THE CHARGE(S), THE POSSIBLE PENALTIES, RIGHT AGAINST SELF-INCRIMINATION, TO CONFRONT AND CROSS EXAMINE WITNESSES, TO A PUBLIC AND SPEEDY TRIAL, TO JURY

TRIAL, TO HAVE AN ATTORNEY PRESENT AT ALL STAGES OF THE PROCEEDINGS AND TO THE PUBLIC DEFENDER IF INDIGENT AND TO THE

COMPULSORY PROCESS OF THE COURT TO SUBPOENA WITNESSES.

COURT FINDS PLEA IS BASED ON FACT.

SEE FINDINGS IN FILE.

PLEA BARGAIN AGREEMENT FILED.

TAHL WAIVER FILED.

DEFENDANT IS INFORMED OF HIS/HER RIGHT TO BE SENTENCED NO EARLIER THAN SIX HOURS NOR ANY LATER THAN FIVE DAYS AFTER HE/SHE HAS ENTERED HIS/HER PLEA OF

GUILTY OR NOLO CONTENDERE OR FOUND GUILTY. THE COURT FINDS THAT HE/SHE KNOWINGLY, FREELY AND EXPRESSLY WAIVES THAT RIGHT.

DEFENDANT WAIVES FORMAL ARRAIGNMENT FOR PRONOUNCEMENT OF JUDGMENT AND STATES THERE IS NO LEGAL CAUSE WHY JUDGMENT SHOULD NOT NOW BE PRONOUNCED.

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SENTENCING INFORMATION

FOR THE CHARGE(S): 3

PRONOUNCEMENT OF JUDGMENT IS ORDERED WITHHELD AND CONDITIONAL AND REVOCABLE  
RELEASE IS GRANTED FOR A PERIOD OF 36 MONTH(S)

ON THE FOLLOWING TERMS AND CONDITIONS:

VIOLATE NO LAW OTHER THAN MINOR TRAFFIC.

PAY \$110.00 TO VICTIM RESTITUTION FUND TO THE COURT; INCLUDES 10% ADMINISTRATIVE FEE  
CRIMINAL ASSESSMENT AND SECURITY FEES OF \$70 PER CONVICTION FOR COUNT(S) 3 PAYABLE TO  
THE COURT.

A STATE SECURITY SURCHARGE PER CONVICTION IS BEEN INCLUDED IN THE FINE  
NUMBER OF CONVICTED COUNTS 001 WITH A CONVICTION ASSESSMENT FEE INCLUDED.

SERVE 1 DAYS IN A SAN BERNARDINO COUNTY JAIL FACILITY.

WITH CREDIT FOR TIME SERVED OF 1 DAY(S).

STAY AWAY FROM:

DESTROY THE BAT

DEFENDANT ACCEPTS PROBATION AND IS GIVEN A COPY OF THE TERMS AND CONDITIONS.

WEAPON ORDERED DISPOSED OF PURSUANT TO PC12028(A).

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CUSTODY STATUS

CASE CUSTODY - PROBATION.

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CURRENT BAIL BOND EXONERATED.

===== MINUTE ORDER END =====

CASE CLOSED.