

SUPERIOR COURT - STATE OF CALIFORNIA

COUNTY OF RIVERSIDE

-o0o-

PEOPLE OF THE STATE OF CALIFORNIA,)

Plaintiff,)

vs.)

Case No. RIF240 [REDACTED]

IGRISelda [REDACTED])

Defendant.)

REPORTER'S TRANSCRIPT OF PRELIMINARY HEARING

BEFORE THE HONORABLE FRANCISCO J. NAVARRO - DEPARTMENT 45

JUNE 12, 2025

APPEARANCES:

For the Plaintiff:

**OFFICE OF THE DISTRICT ATTORNEY
By: MICHAEL HUGGINS
3960 Orange Street
Riverside, California 92501**

For the Defendant:

**KIA LAW FIRM
By: KIA FEYZJOU
4275 Main Street
Riverside, California 92501**

**CERTIFIED
TRANSCRIPT**

Reported by:

KLARISSA YANEZ, CSR 14393

1 MR. HUGGINS: No.

2 THE COURT: May this witness be excused?

3 MR. FEYZJOU: Yes.

4 MR. HUGGINS: Yes.

5 THE COURT: All right. Thank you, sir. You are
6 excused.

7 THE WITNESS: Thank you, Your Honor.

8 THE COURT: Any further witnesses from the People?

9 MR. HUGGINS: No.

10 THE COURT: People rest?

11 MR. HUGGINS: Yes.

12 THE COURT: Any affirmative defense?

13 MR. FEYZJOU: No, Your Honor.

14 THE COURT: Just the admission of Defense Exhibit A?

15 MR. FEYZJOU: Yes.

16 THE COURT: Any objection?

17 MR. HUGGINS: No.

18 THE COURT: All right. Defense Exhibit A will be
19 admitted into evidence. If I can please see that.

20 All right. The Court has reviewed Defense Exhibit A.
21 This hearing is closed to evidence. I'll hear argument.

22 MR. HUGGINS: Thank you, Your Honor. The People will
23 submit, subject to rebuttal.

24 MR. FEYZJOU: Your Honor, the only request I would make
25 is for the Court to consider -- I know it is a stretch, based on
26 the nature of the act and the use of a weapon -- but a motion to
27 reduce pursuant to 17(b). She has no criminal history; she is
28 41 years old; has several children -- two children, I believe,

1 with the individual that she felt was intimate with her husband;
2 going through cancer treatment and made a very poor judgment,
3 and we just ask the Court consider a 17(b).

4 THE COURT: All right. People?

5 MR. HUGGINS: Thank you, Your Honor. We would be
6 opposed to a 17(b). I will concede that there is no criminal
7 record. Having said that, though, what we have here is clearly
8 felonious conduct. She drew a knife. She admitted to drawing a
9 knife. She slashed at the victim with it and actually made
10 contact with her, and we have got multiple witnesses who the
11 officer identified. Given the nature of the act, I think it is
12 inherently felonious.

13 As to the elements of the 245(a)(1), the defendant did
14 an act with a deadly weapon that, by its nature, would directly
15 and probably result in the application of force. We know that
16 it would result, because, frankly, it did. The victim did
17 receive a cut to her abdomen. The defendant did that act
18 willfully. Again, we have her admission to the officer.

19 When the defendant acted, she was aware of facts that
20 would lead a reasonable person to realize that her act, by its
21 nature, would directly and probably result in the application of
22 force to someone. In this case, there is no other reasonable
23 conclusion from drawing a knife and slashing at someone that you
24 will inevitably cause some kind of injury, which would be the
25 application of force.

26 When the defendant acted, she had the present ability
27 to apply force with a deadly weapon. Again, we know that,
28 because she did, and she did not act in self-defense. There is

1 no affirmative defense by Mr. Feyzjou that was raised that would
2 indicate any act of self-defense. On the contrary, we have
3 testimony that she was the initial and persistent instigator, so
4 with that, the People believe we have proved up the 245(a)(1).
5 Based on the conduct, I would argue that it is felonious and ask
6 that the Court deny the 17(b) motion.

7 THE COURT: You said, "knife," but it was a box cutter,
8 right?

9 MR. HUGGINS: I'm sorry, box cutter.

10 THE COURT: Do you have any photos of the box cutter?

11 MR. HUGGINS: I do, if you would like to see it.

12 THE COURT: For the 17(b) request, I would like to.

13 Any objection, Mr. Feyzjou?

14 MR. FEYZJOU: No, not at all.

15 THE COURT: All right. So based on Defense Exhibit A,
16 what appears to the Court has occurred -- because I do find that
17 there is sufficient evidence to prove each of the elements of
18 Penal Code Section 245(a)(1). I would describe it as more of a
19 slashing as opposed to a stabbing, in the sense that it doesn't
20 look like the box cutter actually, I guess, was used in a
21 stabbing motion, because the injury goes from left to right,
22 creating an injury consistent with more of a slashing as opposed
23 to a stabbing. That makes a difference to the Court, because I
24 believe a stabbing where a knife, box cutter, or other object
25 entered into somebody's body can pose a much greater danger than
26 just a slashing motion where there are superficial injuries.

27 So because of that, because of the fact that
28 Ms. Acueteco is 41 years old, no criminal history, and the

1 impact of a felony could be very impactful and based on the
2 conduct that has been alleged here, the circumstances, the Court
3 is going to grant the request to make Count 1 a misdemeanor for
4 all purposes.

5 So we now need to discuss a trial readiness conference
6 date. And then what department will this go to?

7 Okay. It will go to Department 22. Do the parties
8 want to take a moment to discuss dates?

9 MR. FEYZJOU: Can we do the June 27th date and just
10 take it downstairs?

11 THE COURT: Mr. Huggins?

12 MR. HUGGINS: Yeah, the 27th will be fine.

13 THE COURT: All right. So, Ms. Acueteco, I'm going to
14 order you to be in Department 22 at 8:30 in the morning on
15 June 27th.

16 Is there a waiver for trial that we're anticipating for
17 that date?

18 MR. FEYZJOU: Plus 45.

19 THE COURT: All right. Ms. Acueteco, you do have a
20 right to have a jury trial within 45 days of today's date.
21 Would you agree that your trial would be held timely if held
22 within 45 calendar days of June 27th?

23 THE DEFENDANT: Yes.

24 THE COURT: All right. And, Counsel, you join?

25 MR. FEYZJOU: Yes, Your Honor.

26 THE COURT: So that's what we'll do, June 27th, at 8:30
27 in the morning, plus 45.

28 MR. FEYZJOU: Thank you, Your Honor.