

SUPERIOR COURT
190 W. HEDDING STR
SAN JOSE, CA 95110
ANTOLIN GARCIATORRES

CASE NO. 213515

TC: CEN
DATE 12/02/2015 9:30 AM DEPT. 29

PEOPLE VS.
..K.A.

CLERK I. ARMENTA
HEARING MOTION TO DISMISS
AGENCY SJ-43100-
STATUS I-SET -NBA

CDV BK:Y

JUDGE HON. HELEN E. WILLIAMS

DV:

REPORTER A. LEVEQUE

CHILD:

DEF. ATTY. MATTHEWS, B. LOPEZ (A)

D.A. D. Boyd

CHARGES F(001)PC187
F(003)PC664/209.5

APO
F(002)PC664/209.5
F(004)PC664/209.5

VIOLATION DATE
03/16/2012

MTC 4/25/16 830 D24-RAS
NEXT APPEARANCE

1/22/16 930 D29 CONT Motion to Dismiss

Defendant Present Not Present Atty Present AIR
Arr'd Adv Arr Wav Amend Comp/Info Arr Plea IDC PTC Prob / Sent Interpreter Sworn
PC977 Filed On File Repr. Adv / Wav Bail/ OR/ SORP Rect Dr Rpt FAR/ ERC Bail Apply Balance Exonerated Sworn
NG Entered by CRT NGBRI / Adv PSet Prelim Readiness S / B MTC Bail Exonerated Forfeited Bond #
Denies Priors/ Allegations/ Enhancements/Refusal Further Jury CT Peo / Def Wav Jury Reassumption Filed Forfeiture Set Aside Bail Rein
TW TNW TW / WD TW Sentence Ref'd \$ _____ Costs Within 30 Days to Court
Ref / Appt PD / ADO / IDO Con Decl Adm A / F APO / DADS/ Prop 36 P36 Re-Assmt' SORP / OR Revoked Reinstated May Post & Forfeit
Relieved Appt'd Crim Proc Susp Rein Status Hrg BW Ordered \$ _____ Stayed To Issue
Hrg on Motion to Dismiss Granted Denied Submitted Off Cal Doubt Decl Pursuant PC 1368 No Cite Release/SCIT No Request Cash Only
Stip to Comm Drs. Appointed Subm on Report Found BW Set Aside Recalled Filed Remain Out NWF
Prelim Wav Certified to General Jurisdiction MDA / COM Amended to Proof of _____
Amended to (M) VC12500(a) / VC23103(a) Pur VC23103.5 DA Stmt Filed PROP. 47

PLEA Conditions: None No State Prison PC17 after 1 Yr Prob Includes VOP
Jail / Prison Term of _____ Add to Cal Vacate pending date
Dismissal / Striking _____ Subm time of Sent Harvey Stip _____

Adv Max Pen / Parole / Prob / Immig / Appeal Reg HS11590/PC290/PC457.1/PC186.30 FSF Fines/Fees PC29800/29805/30305/666/VC14607.8
Wav Right to Counsel Court / Jury Trial Subpoena / Confront / Examine Witnesses Self-incrimination Written Waiver filed Plea / Absentia filed
COP GUILTY NOLO CONTENDERE to charges & admits enhancements / allegations / priors PC17 Ar buckle Factual Basis found Findings stated
Prop 36 Granted / Unamenable / Refused / Term DEJ Eligibility Filed DEJ Granted / Rein / Term Fee \$ _____ Guilty Plea Renderec
Waives Referral APO Full Rpt CR110 issued Fines/Fees Pay to: DOR Traffic Court Today Audit # _____
Sent Suspended _____ PROBATION DENIED

PROBATION Execution Imposition of sentence suspended for probation period
COURT FORMAL PROBATION GRANTED for _____ Days / Mos / Yrs
Report to APO within _____ Days Terminated Upon Release
Perform _____ Hrs Volunteer Work as directed PO / SAP in lieu of fine/Jail
Not drive w/o valid DL & Ins Adv VC23600 HTO Re-refer
MOP FOP 12 hrs 3 mos 9 mos Enroll within _____ days
DL Susp/ Restr'd / Rvk'd for _____ IID Not/Ordered/ Rmv'd Term _____ Yrs
No contact with victim or family / co-defts unless appr by APO PC1202.05
DVPO issued / mod / term'd Exp _____ Victim Present
No Contact Peaceful Contact DSA thru APO / DOR / CRT Filed
Not own/possess deadly weapons Destroy/return weapon _____
Stay away from _____
Submit Search/Testing Educ/Voc Trng/Empl No alcohol / drugs or where sold
Substance Abuse, Psych, Theft, Anger Mgmt, DV, Parenting cnsl / prgm
PC296 (DNA) PC1202.1 HIV Test / Education
VOP: Wav Arr'd _____ Admits/Denies Viol Court Finds VOP / No VOP
Prob Rein / Mod / Term'd / Revoked / Remains Revoked / Ext to _____
Original Terms & Conditions Except as Amended herein
Co-terminous with _____ No Further Penalties / Reviews
Other: _____

COUNT	\$ _____	+ PA \$ _____	<input type="checkbox"/> Purs HS11350d
COUNT	\$ _____	+ PA \$ _____	<input type="checkbox"/> PC290.3
AIDS / CPP	\$ _____	+ PA \$ _____	<input type="checkbox"/> SORP
DPF	\$ _____	+ PA \$ _____	<input type="checkbox"/> EMAT \$ _____
LAB	\$ _____	+ PA \$ _____	
DRF / RF	\$ _____	Add'l RF \$ _____	<input type="checkbox"/> Susp'd PC1202.44/4
AEF	\$ _____	Original Fine \$ _____	
SECA/COPA	\$ _____	CTS PC290.5 \$ _____	
ICMF	\$ _____	TOTAL DUE \$ _____	
ICIN	\$ _____	Payments Granted / Modified	
AR	\$ _____	\$ _____ / Mo beginning	
SHELTER	\$ _____	FINE STAYED	
DV	\$ _____	Committed @ \$ _____ / day	<input type="checkbox"/> May Pay Out
ATTY	\$ _____	Consec/Conc to	
ASF\$25/CPF\$10	\$ _____	Fine / Fees <input type="checkbox"/> Deemed Satisfied <input type="checkbox"/> Commuted	
P/INVEST	\$ _____	<input type="checkbox"/> P/SUP \$ _____ / Mo <input type="checkbox"/> Waived	
CJAF \$129.75/\$259.50	\$ _____	<input type="checkbox"/> Addtl Fees Waived	
		<input type="checkbox"/> SECA, ICMF, ICIN, CJAF, PINVEST, PSUP FEES NOT COND. OF PROB	
		<input type="checkbox"/> Restit <input type="checkbox"/> Gen \$ _____ to _____	
		<input type="checkbox"/> As determined by APO/Court <input type="checkbox"/> Referred to VWAC <input type="checkbox"/> Collect Civilly	

JAIL/PRISON See Attach'mt Pg CDCR/Parole collect restit from Def's earnings Blended Sentence
County Jail

Count	F/M	Violation	Prison Term / Yrs	Enhancement / Priors	Yrs / Styd / Strkn	HRS / DAYS / MOS
1		3 page Document - SCC Sheriff Report number 12-076-03686				ID ONLY
2		2 page Document - Email from Karissa Pugh to DA David Boyd dated 10/23/15				ID ONLY

Enhancement	Yrs/S	Enhancement	Yrs/S	Enhancement	Yrs/S	Enhancement	Yrs/S	Enhancement	Yrs/S	Total
-------------	-------	-------------	-------	-------------	-------	-------------	-------	-------------	-------	-------

CTS = _____ ACT + _____ 4019 1/2 1/3 PC2933.1 _____ Total Total term _____ CDCR / PC 1170h
 Straight time In Camp WWP PC1209 Fees Waived Court Rec _____ All / Except EMP/PSP/ERP/DRP/Co Parole/NP
 Sent Deemed Srv'd Rpt to Parole/Prob w/in _____ Adv/ORD _____ Yrs/Mos Parole/MS/PRCS/Appeal Consec Conc to _____
 Bal CJ Susp All but _____ Hrs/Days/Mos On Cond Complete Residential Treatment Prgm Serve Consec MO/TU/WE/TH/FR/SA/SU
 Pre-process _____ AM/PM Stay / Surrender / Transport to _____ @ _____ AM/PM or Sooner
REMANDED-BAIL \$ _____ REMAIN AS SET NO BAIL COMMITTED RELEASED OR SORP JAC PHONE ASSMT P36
 AS COND OF SORP RAIL INCREASED / REDUCED TO PRGM AS REC BY JAC DOC TO ARRANGE TRANSPORT UPON AVAIL BED