



# ON THE DOCKET

For the week ending Friday, May 18th, 2007

A publication of the Stanislaus County District Attorney's Office

**#1217957** Defendants Armando Lopez, Paul Lopez, Albert Andrew Lucero, and Timothy James McKenzie. After a 3 & ½ week jury trial in Department 11 before Judge Salter, defendants Lopez, Lopez and Lucero were convicted of Attempted Murder with Premeditation, Great Bodily Injury and a Gang Enhancement, Possession of a Shank in Jail with a Gang Enhancement, and Active Participation in the Norteno Criminal Street Gang. All three face life in prison for their participation in a jail stabbing that occurred in October of 2006. The case returns to court on May 25<sup>th</sup>, 2007 in Dept 11 for further proceedings. Defendant Timothy McKenzie was acquitted by the jury of all charges.

**#1223923** Defendant Harold Dean Fletcher was set for jury trial May 15<sup>th</sup> in Department 7 before Judge Shaver on felony charges of Possession of Controlled Substance with having at least two specified serious or violent felony prior convictions. Trial date was vacated after the People agreed to reduce the charges based upon the facts involved in the case and the defendant pled guilty. Fletcher was sentenced to 6 years in state prison. He previously faced the possibility of 25 years to life under the "Three Strikes Law."

**#1107910** Defendant Albert Anthony Arcure. Set for jury trial May 7<sup>th</sup> in Department 11 before Judge Salter on felony charges of Possession of a Controlled Substance for Sale. Trial date vacated when defendant pled guilty as charged. Next court date is July 3<sup>rd</sup>, 2007 to review a probation report and sentencing.

**#1222186** Defendant Jeffrey Allen McMahon. Defendant pled guilty at a pretrial hearing in Department 3 before Judge Whiteside to misdemeanor charges of Driving On A Suspended or Revoked License for Driving Under the Influence with Five Prior convictions for Driving on a Suspended or Revoked License. The People recommended 180 days in jail while the defense sought 90 days. Judge Whiteside sentenced defendant to 130 days jail and suspended his license again for the next 3 years.

**#1218515** Defendant Peter Stavrianoudakis. Set for jury trial May 14<sup>th</sup> in Department 5 before Judge Begen on felony charges of Possession of a Controlled Substance. Trial date vacated and case continued to appoint counsel for defendant, who had previously been representing himself.

**#1218124** Defendant Pablo Enriquez Quintero. Set for jury trial May 15<sup>th</sup> in Department 6 before Judge Ashley on misdemeanor charges of Driving Under the Influence (DUI). Defendant appeared through counsel and attempted to plea to the charge. Trial date vacated and case continued for counsel to complete required paperwork.

**#1221741** Defendant Keaton Morrow. Set for jury trial May 22<sup>nd</sup> in Department 6 before Judge Ashley on misdemeanor charges of Furnishing Alcohol to a Minor and

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Possession of Marijuana. Trial vacated when defendant pled guilty to all charges and was sentenced to 40 hours community service and ordered to pay a \$1140 fine.

**#1224810** Defendant Lonzo Ellzey. Set for jury trial May 14<sup>th</sup> in Department 6 before Judge Ashley on misdemeanor charges of Trespassing. Trial date vacated when defendant pled guilty for a suspended sentence of 10 days in jail and ordered to stay away from the Children's Center.

**#1084172** Defendant Ignacia Linda Rodriguez. Set for jury trial May 14<sup>th</sup> in Department 9 before Judge Steffen on felony charges of Possession of Controlled Substance for Sale. Trial vacated when defendant pled guilty as charged. Case referred to Probation Department for a pre-sentencing report. Sentencing scheduled for June 11<sup>th</sup>.

**#1210085** Defendant Ranjit Singh. Jury trial set for May 15<sup>th</sup> in Department 8 before Judge Cordova on misdemeanor charges of Driving Under the Influence (DUI). Trial date vacated after the People requested the case be dismissed due to insufficient evidence and the Court granted the People's motion.

**#1226648** Defendant Michael Salgado. Set for jury trial May 22<sup>nd</sup> in Department 8 before Judge Cordova on misdemeanor charges of Being Drunk in Public. Trial date vacated when defendant pled guilty and was sentenced to 120 days in jail, with 60 days of that suspended and ordered to stay away from arrest location.

**#1220594** Defendant Jason Gary Allen Boesen. Set for jury trial May 15<sup>th</sup> in Department 3 before Judge Whiteside on misdemeanor charges of Driving Under the Influence (DUI), Being under the Influence of a Controlled Substance and Possession of Drug Paraphernalia. Trial date vacated when defendant pled guilty to Driving under the Influence of Alcohol and Being Under the Influence of a Controlled Substance. He was sentenced to 3 years probation and ordered to serve 90 days jail and pay specified fines.

**#1222937** Defendant Juan Alberto Reynoso. Set for jury trial May 15<sup>th</sup> in Department 4 before Judge Johnson on misdemeanor charges of Driving Under the Influence (DUI). Trial vacated when defendant pled no contest for 3 years probation, 4 days in jail with credit for time served and various fines.

**#1221963** Defendant Jose Raul Juarez Rodriguez. Defendant pled no contest on May 14<sup>th</sup> at a hearing to set a jury trial in Department 4 before Judge Johnson on misdemeanor charges of Domestic Battery. Defendant was placed on 3 years probation, sentenced to time served in jail and ordered to pay several fees and fines, complete 40 hours of community service and pay restitution to the victim.

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**#1215677, #1221668 and #1223659** Defendant Bradley Leon Fisher. Case #1215677 was set for jury trial May 15<sup>th</sup> in Department 4 before Judge Johnson on misdemeanor charges of Driving Under the Influence (DUI). Defendant was also charged in #1221668 with misdemeanor charges of Driving Under the Influence (DUI) and Driving on a Suspended License, and in #1223659 for misdemeanor charges of Driving on a Suspended License. Jury trial date was vacated after the defendant pled no contest to Driving Under the Influence in Case #1215677 and #1221668 and admitted prior convictions. In return for the plea in those two cases, the People agreed to dismiss the remaining charges. The court placed defendant on 3 years probation with the usual terms and ordered him to serve a total of 130 days in jail.

**#1220066** Defendant Brodi Kim Brown. Jury trial set for May 15<sup>th</sup> in Department 4 before Judge Johnson on misdemeanor charges of Domestic Battery. Trial date vacated and the Court granted People's motion to dismiss the case due to witness problems.

**#1214827** Defendant Thomas James Gonzales. Set for jury trial May 15<sup>th</sup> in Department 4 before Judge Johnson on misdemeanor charges of Domestic Violence. Trial vacated when defendant pled guilty to the lesser charge of Battery. Defendant was placed on probation with domestic violence terms and sentenced to time served in jail.

**#1211133** Defendant Kristina Jean Torres. Set for jury trial May 15<sup>th</sup> in Department 4 before Judge Johnson on misdemeanor charges of Petty Theft. Trial date vacated after the defendant failed to appear at a pretrial hearing.

**#1217869** Defendant Antonio Rodriquez Fuentes. Set for jury trial May 21<sup>st</sup> in Department 6 before Judge Ashley on misdemeanor charges of Driving Under the Influence (DUI) with a prior conviction for Alcohol Related Reckless Driving. Jury trial date vacated after the defendant pled guilty and was placed on probation, ordered to serve 10 days in jail and pay certain fines.

**#1105082** Defendant Patrick Musee Mulati. Jury trial set for May 21<sup>st</sup> in Department 6 before Judge Ashley on misdemeanor charges of Battery. Jury trial date vacated after the defendant failed to appear for a pretrial hearing.

**#1099809** Defendant David Lewis, Jr. Set for jury trial May 29<sup>th</sup> in Department 5 before Judge Begen on misdemeanor charges of Reckless Driving and Vandalism. Jury trial date vacated when defendant failed to appear at the pretrial hearing.

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**#1215718** Defendant Pamela Danelle Garza. Set for jury trial May 15<sup>th</sup> in Department 7 before Judge Shaver on misdemeanor charges of Driving Under the Influence (DUI). Trial date vacated after the Court granted a defense motion to continue due to scheduling conflict. Jury trial now set for August 7<sup>th</sup> in Department 7.

**#1213118** Defendant Michael Joseph Wilczewski. Set for jury trial May 8th in Department 3 before Judge Whiteside on felony charges of Second Degree Burglary and Petty Theft with a prior conviction for theft. Trial date vacated after the defendant pled to Second Degree Burglary and was sentenced to two years in state prison to run concurrently to his sentence in another case (#1215735).

**#1214070** Defendant Tonya Marie Tidwell. Set for jury trial May 15<sup>th</sup> in Department 2 before Judge Silveira on misdemeanor charges of Driving Under the Influence (DUI). Trial date rescheduled to September 18<sup>th</sup> due scheduling conflicts.

**#1214055** Defendant Roberto Sanchez Hernandez. Jury trial set for May 15<sup>th</sup> in Department 7 before Judge Shaver on misdemeanor charges of Driving Under the Influence (DUI). Court continued case to June 26<sup>th</sup> due to courtroom unavailability, there is another jury trial already in progress in that courtroom.

**#1103841** Defendant Zeferino Zepeda. Set for jury trial May 22<sup>nd</sup> in Department 7 before Judge Shaver on felony charges of Possession of a Controlled Substance. Trial date was vacated and continued to June 12<sup>th</sup> for resetting of jury trial at the request of both parties (Prosecution and Defense).

**#1108437** Defendant Christopher Matthew Barrett. Set for jury trial May 21<sup>st</sup> in Department 5 before Judge Begen on felony charges of Possession of a Controlled Substance. Trial date vacated at the Defense request. People did not object to the continuance.

**#1209072** Defendant Elmer Amaya. Set for jury trial May 21<sup>st</sup> in Department 11 before Judge Salter on misdemeanor charges of Driving Under the Influence (DUI). Trial date vacated after the defendant pled to Reckless Driving for 3 years probation and standard fines.

**#1216884** Defendant Martin Luis Novo. Set for jury trial May 22<sup>nd</sup> in Department 2 before Judge Silveira on felony Domestic Violence charges. Jury trial was vacated due to attorney conflict. New trial date will be set on next court date.

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**#1101712** Defendant Offir Martin Gonzalez. Jury trial set for May 22<sup>nd</sup> in Department 4 before Judge Johnson on felony charges of Carrying a Concealed Weapon. Trial date has been vacated due to a scheduling conflict.

**#1106108** Defendant Jason Davis. Jury trial set for May 29<sup>th</sup> in Department 7 before Judge Shaver on felony charges of Possession of a Controlled Substance. Trial date vacated after new defense attorney entered the case. Next court date May 31<sup>st</sup>.

**#1220167** Defendant Jose Ramon Hernandez. Set for jury trial May 21<sup>st</sup> in Department 9 before Judge Steffen on misdemeanor charges of Soliciting Prostitution. Trial date vacated after the defendant pled guilty and was placed on probation, ordered to serve 90 days in jail and pay certain fines.

**#1212777** Defendant Jose Rufino Rodriguez. Set for jury trial May 21<sup>st</sup> in Department 9 before Judge Steffen on misdemeanor charges of Driving Under the Influence (DUI). Trial date vacated at the joint request of the Prosecution and Defense due to discovery issues. Next court date is May 30<sup>th</sup> to reset the jury trial date.

**#1219366** Defendant Andrea Orta Alva. Jury trial set for May 21<sup>st</sup> in Department 11 before Judge Salter on misdemeanor charges of Petty Theft. Trial date vacated after defendant entered an agreed upon plea to the charge as an infraction and was ordered to pay a fine.

**#1212828** Defendant April Albritton. Set for jury trial May 21<sup>st</sup> in Department 11 before Judge Salter on misdemeanor charges of Unauthorized Use of Utility Services. Trial date vacated when the Court granted the People's motion to dismiss due to insufficient evidence.

**#1223907** Defendant Emmitt Thomas. Set for jury trial May 22<sup>nd</sup> in Department 8 before Judge Cordova on felony charges of Assault with a Deadly Weapon. Trial date vacated when People's request to dismiss the case was granted by the Court. The case has been refiled.

**#1227032** Defendant Jorge Luis Torres. Defendant pled no contest May 18<sup>th</sup> at hearing to set jury trial in Department 2 before Judge Silveira on misdemeanor charges of Domestic Battery. Defendant was placed on probation, sentenced to 24 days in jail with credit for time served, ordered to perform 40 hours of community service, attend 52 weeks of domestic violence counseling, and pay various fines and restitution.

## TRIALS IN PROGRESS

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**#1064916** Defendants Antonio Barajas and Victor Lopez. Jury trial in progress since April 2<sup>nd</sup> in Department 7 before Judge Shaver on felony charges of Murder.

**#1097581** Defendants Sithy Bin and Rithy Neang Khe. Jury trial originally set for May 14<sup>th</sup> in Department 9 before Judge Steffen on felony charges of Attempted Murder has been trailing another case already in progress in that department. Case now currently set to begin May 21<sup>st</sup>.

**#1098432** Defendant Rathana Reach (co-defendant of Sithy Bin and Rithy Neang Khe). Jury trial originally set for May 14<sup>th</sup> in Department 9 before Judge Steffen on felony charges of Attempted Murder also trailing another case already in progress in that department.

**#1079502** Defendant Susan Alma Adams. Jury trial in progress in Department 8 before Judge Cordova on felony charges of Murder.

## TRIALS TENTATIVELY SCHEDULED FOR THE WEEK OF MAY 21<sup>st</sup>, 2007

**#1212566** Defendant Domingo Gomez Villa. Jury trial set for May 22<sup>nd</sup> in Department 7 before Judge Shaver on felony charges of Rape.

**#1073883** Defendants Manuel Hernandez and Robert Lopez. Jury trial set for May 22<sup>nd</sup> in Department 6 before Judge Ashley on felony charges of Murder.

**#1093389** Defendant Jesse Albert Kiryakoz. Jury trial set for May 22<sup>nd</sup> in Department 8 before Judge Cordova on felony charges of Possession of a Controlled Substance for Sale.

**#1221055 and #1221172** Defendant Felix Moreno. Jury trial set for May 22<sup>nd</sup> in Department 4 before Judge Johnson on felony charges of Passing Bad Checks (#1221055) and Possession of a Controlled Substance (#1221172).

**#1211536 and #1215581** Defendant James Austin Barthelemy. Jury trial set for May 22<sup>nd</sup> in Department 4 before Judge Johnson on misdemeanor charges of Domestic Battery (#1211536) and Vandalism (#1215581).

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**#1219833** Defendant Nicholas Raymond Hess. Jury trial set for May 22<sup>nd</sup> in Department 7 before Judge Shaver on misdemeanor charges of Speeding.

**#1209177** Defendant Jeannine Merchant. Jury trial set for May 22<sup>nd</sup> in Department 7 before Judge Shaver on misdemeanor charges of Elder Abuse.

**#1101382** Defendant Emile Kamal Thomas. Jury trial set for May 22<sup>nd</sup> in Department 4 before Judge Johnson on misdemeanor charges of Drunk in Public.

**#1222713** Defendant Joe L. Valdez. Jury trial set for May 22<sup>nd</sup> in Department 4 before Judge Johnson on misdemeanor charges of Domestic Battery.

**#1209092** Defendant Daniel Carattini. Jury trial set for May 21<sup>st</sup> in Department 5 before Judge Begen on felony charges of Battery Resulting in Serious Bodily Injury and Assault with a Deadly Weapon.

**#1215182** Defendant Marcelino Galvan. Jury trial set for May 21<sup>st</sup> in Department 5 before Judge Begen on felony charges of Resisting or Deterring an Officer.

**#1098521** Defendant Jesse Willard. Jury trial set for May 21<sup>st</sup> in Department 6 before Judge Ashley on felony charges of Assault with a Deadly Weapon.

**#1216902** Defendant Milas Arthur. Jury trial set for May 21<sup>st</sup> in Department 6 before Judge Ashley on felony charges of Receiving Stolen Property.

**#1217304** Defendant Jose Abel Pinedo. Jury trial set for May 21<sup>st</sup> in Department 9 before Judge Steffen on misdemeanor charges of Domestic Battery.

**#1215266** Defendant Zachary F. Rosa. Jury trial set for May 21<sup>st</sup> in Department 9 before Judge Steffen on misdemeanor charges of Driving Under the Influence (DUI).

**#1218963** Defendant Jose Gonzalez Munoz. Jury trial set for May 22<sup>nd</sup> in Department 7 before Judge Shaver on felony Domestic Violence charges.

**#1221056** Defendant Scott Karl Lewis. Jury trial set for May 22<sup>nd</sup> in Department 8 before Judge Cordova on felony charges of Attempted Auto Theft.

**#1107754** Defendant Ineya Shequela Willard. Jury trial set for May 21<sup>st</sup> in Department 6 before Judge Ashley on felony charges of Assault with a Deadly Weapon.

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#1221741 Defendant Arthur Torres. Set for jury trial May 22<sup>nd</sup> in Department 7 before Judge Shaver on misdemeanor charges of Domestic Battery.

**REPORT FOR WEEK ENDING MAY 18<sup>TH</sup>, 2007**

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