



ON THE DOCKET

For the week ending Friday, November 23rd, 2007

A publication of the Stanislaus County District Attorney's Office

DISPOSITION OF CASES SET FOR TRIAL/PRETRIAL THIS WEEK

DEPARTMENT 2

JUDGE SILVEIRA

#1224330 Defendant Jose Luis Lopez. Set for jury trial November 27th in Department 2 before Judge Silveira on misdemeanor charges of Unlawfully Shooting a Red-Tailed Hawk. Trial date vacated after defendant pled no contest to the charge and was ordered to pay specified fines. Deputy District Attorney Mabel Lew prosecuted the case on behalf of the People.

#1104176 Defendant Thomas Ingram. Set for jury trial November 27th in Department 2 before Judge Silveira on misdemeanor charges of Battery. Trial date vacated due to discovery issues. A hearing to reset the jury trial date is now scheduled for December 11th in Department 2.

#1220225 Defendant Salvador Diaz. Set for jury trial November 20th in Department 2 before Judge Silveira on misdemeanor charges of Carrying a Concealed Firearm and Carrying a Loaded Firearm in Public. Trial date vacated after defendant pled no contest to Carrying a Concealed Firearm. He was placed on 3 years informal court probation, ordered not to possess firearms, submit to being searched by law enforcement during the probation period, forfeit the firearm in the case, and serve 2 days in the county jail. Deputy District Attorney Mabel Lew prosecuted the case on behalf of the People.

#1225449 Defendant Keith Sims. Set for jury trial February 19th, 2008 in Department 2 before Judge Silveira on misdemeanor charges of battery. On November 20th, the trial date was vacated after defendant pled guilty at a pretrial hearing. He was placed on 3 years informal Court probation, ordered to serve 45 days in the county jail to run concurrently with a violation of probation in another case and ordered to not annoy, harass or strike the victim. Deputy District Attorney Samuel Getrich prosecuted the case on behalf of the People.

DEPARTMENT 3

JUDGE WHITESIDE

#1227841 Defendant Diana Lynn Durbin. Set for jury trial November 20th in Department 3 before Judge Whiteside on misdemeanor charges of Stalking and Trespassing. Trial date vacated after defendant pled no contest to Trespassing, was placed on 3 years

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informal Court probation, ordered to pay specified fines and serve 2 days in the county jail. Deputy District Attorney Mabel Lew prosecuted the case on behalf of the People.

#1211862 Defendant Leopoldo Paul Velasquez. Set for jury trial November 28th in Department 3 before Judge Whiteside on felony charges of Murder. Trial date vacated after defendant's motion to replace his defense counsel was granted. Next court date is November 21st in Department 3 to appoint new defense counsel.

#1224885 Defendant Craig Alan Yarbrough. Set for jury trial November 20th in Department 3 before Judge Whiteside on misdemeanor charges of Possession of Burglary Tools and Resisting Arrest. Trial date vacated after defendant pled guilty to both counts and was placed on 3 years probation, ordered to pay specified fines and serve a total of 60 days in the county jail. Deputy District Attorney Graham Lopez prosecuted this case on behalf of the People.

DEPARTMENT 4

JUDGE JOHNSON

None.

DEPARTMENT 5

JUDGE ZEFF

#1235379 Defendant John Allen Garrett. Set for jury trial November 19th in Department 5 before Judge Zeff on misdemeanor charges of False Imprisonment and Vandalizing a Communications Device. Trial date vacated after the Court granted a People's request to dismiss the case for lack of a complaining witness.

#1232529 Defendant Reynalda Godinez. Set for jury trial November 19th in Department 5 before Judge Zeff on misdemeanor charges of Keeping Animal Confined in Unattended Motor Vehicle Under Conditions that Endanger Health or Well-Being of Animal. Trial date vacated after Court granted a defense motion to continue due to an unavailable witness.

#1220854 Defendant Douglas Allen Trammell. Set for jury trial December 4th in Department 5 before Judge Zeff on misdemeanor charges of Driving Under the Influence (DUI) and Being Under the Influence of a Controlled Substance. Trial date vacated due to discovery issues. A hearing to reset the jury trial is scheduled for December 11th in Department 5.

#1226698 Defendant Charles Sanders. Set for jury trial December 3rd in Department 5 before Judge Zeff on felony charges of Possession of a Controlled Substance with one

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prior felony conviction that falls under California's "Three Strikes Law", and a misdemeanor charge of Possession of Drug Paraphernalia. Trial date vacated after defendant pled guilty to the felony charge, admitted the "Strike" prior conviction and was sentenced to serve 32 months in state prison. Due to the "Strike" prior, defendant will have to serve at least 80% of that time in actual custody before being eligible for parole. Deputy District Attorney John Baker prosecuted the case on behalf of the People.

DEPARTMENT 6

JUDGE ASHLEY

#1102066 Defendant Arasimo Settemo Lucido. Set for jury trial November 26th in Department 6 before Judge Ashley on misdemeanor charges of Disorderly Conduct. Trial date vacated after the Court granted a People's request to dismiss the case due to being unable to locate the complaining witness to testify at trial.

DEPARTMENT 7

JUDGE SHAVER

#1232465 Defendant Carlos Jose Silva. Set for jury trial March 4th, 2008 in Department 7 before Judge Shaver on misdemeanor charges of Domestic Battery and violating a Domestic Violence Restraining Order. At a pretrial conference held on November 20th, the trial date vacated after the Court granted a People's request to dismiss the case for insufficient evidence.

#1212853 Defendant Jose Perez Cazares. Set for jury trial November 27th in Department 7 before Judge Shaver on felony charges of Wilful Failure to Appear with two prior felony convictions that fall under California's "Three Strikes Law", an Enhancement for committing the offense while out on bail for another charge and for having served a prior prison commitment. Trial date was vacated after the parties agreed to allow defendant to plead guilty to the charge, admit only one "Strike" prior, admit the out on bail enhancement and the prior prison sentence. He was sentenced to serve a total of nine years in state prison of which 80% must be served in actual prison custody before being eligible for parole. Deputy District Attorney John Baker prosecuted the case on behalf of the People.

DEPARTMENT 8

JUDGE CORDOVA

#1228389 Defendant Fidel Abel Rubio. Set for jury trial November 27th in Department 8 before Judge Cordova on misdemeanor charges of Driving Under the Influence (DUI)

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while having two prior DUI convictions. Trial date vacated after defendant pled guilty as charged and admitted the two prior convictions. He was placed on 36 months informal Court probation, ordered to attend a Level II DUI offender program, install an Ignition Interlock Device, pay specified fines, and serve 120 days in the county jail. Deputy District Attorney Samuel Getrich prosecuted the case on behalf of the People.

#1228127 Defendant Miguel Angel Frias. Set for jury trial November 27th in Department 8 before Judge Cordova on misdemeanor charges of Commercial Vehicle Exceeding Maximum Speed by 15 Miles Per Hour or More. Trial date vacated due to discovery issues. The trial is rescheduled for next year, January 8th, 2008 in Department 8.

#1211617 Defendant Rebecca Esperanza Martinez. Set for court trial November 19th in Department 8 before Judge Cordova on misdemeanor charges of Furnishing Alcohol to a Minor. Trial date vacated on agreement of the parties due to scheduling conflicts and witness issues. The court trial is rescheduled for next year, January 28th, 2008 in Department 8.

DEPARTMENT 9

JUDGE STEFFEN

#1083857 Defendant Marcos Antonio Rodriguez. Set for jury trial December 3rd in Department 9 before Judge Steffen on felony charges of five counts of Attempted Murder, Assault with a Deadly Weapon, Driving Under the Influence (DUI) Causing Injury with enhancements for causing Great Bodily Injury and alleging that the crimes were committed for the benefit of a criminal street gang. Due to evidentiary issues the trial date was vacated after the defendant pled guilty to four counts of attempted murder for an agreed upon disposition of 14 years in state prison. Sentencing is currently set for December 7th in Department 9. Deputy District Attorney Shawn Bessey of the Gang Unit prosecuted this case on behalf of the People.

#1227761 Defendants Todd Orrin and Cheryl Tull. Set for jury trial December 3rd in Department 9 before Judge Steffen on felony charges of Receiving Stolen Property and misdemeanor charges of Possession of Drug Paraphernalia. Trial date vacated after defendant Orrin pled guilty to the agreed upon disposition of 16 months in state prison. Sentencing is currently set for December 20th in Department 9. Charges against defendant Tull were dismissed due to insufficient evidence. Deputy District Attorney John Baker prosecuted the case on behalf of the People.

#1102460 Defendant Binh The Lam. Set for jury trial November 21st in Department 9 before Judge Steffen on felony charges of Possession of a Controlled Substance for Sale. Trial date vacated after defendant pled guilty and was placed on 36 months formal felony

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probation, ordered to submit to search for narcotics by law enforcement during the probation term, pay specified fines and serve 180 days in the County Jail. Deputy District Attorney John Baker prosecuted the case on behalf of the People.

DEPARTMENT 11

JUDGE SALTER

None.

TRIALS IN PROGRESS

DEPARTMENT 6

JUDGE ASHLEY

#1092413 Defendants Pedro Luis Castillo and Rigoberto Moreno. A trial is in progress that started November 5th in Department 6 before Judge Ashley on felony charges of Murder.

DEPARTMENT 9

JUDGE STEFFEN

#1108890 Defendants Monica Irene Arias. A trial is in progress that began November 13th in Department 9 before Judge Steffen on felony charges of Murder.

CASES TENTATIVELY SET FOR TRIAL NEXT WEEK

DEPARTMENT 2

JUDGE SILVEIRA

#1217089 Defendant Scott Rodney Gibson. Set for court trial November 26th in Department 2 before Judge Silveira on misdemeanor charges of Failure to Register as a Sex Offender.

#1226232 Defendant Gonzalo Mora Caballero. Set for jury trial November 27th in Department 2 before Judge Silveira on misdemeanor charges of Refusal to Disperse When Ordered.

#1222962 Defendant Patrick Henry Doherty. Set for jury trial November 27th in Department 2 before Judge Silveira on misdemeanor charges of Assault Likely to Produce Great Bodily Injury.

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#1218263 Defendant Allen Michael Coffin. Set for jury trial November 27th in Department 2 before Judge Silveira on misdemeanor charges of Driving Under the Influence (DUI).

#1214070 Defendant Tonya Marie Tidwell. Set for jury trial November 27th in Department 2 before Judge Silveira on misdemeanor charges of Driving Under the Influence (DUI).

DEPARTMENT 3

JUDGE WHITESIDE

#1220851 Defendant Scott Martin Demo. Set for jury trial November 27th in Department 3 before Judge Whiteside on felony charges of Possession of a Controlled Substance for Sale.

#1227140 Defendant Rafael Jesus Zamora. Set for jury trial November 27th in Department 3 before Judge Whiteside on misdemeanor charges of Domestic Violence.

DEPARTMENT 4

JUDGE JOHNSON

DEPARTMENT 5

JUDGE ZEFF

#1233533 Defendant Edward Ruiz Montes. Set for jury trial November 26th in Department 5 before Judge Zeff on felony charges of Receiving Stolen Property.

#1225868 Defendant Joel Tome Matos. Set for jury trial November 26th in Department 5 before Judge Zeff on misdemeanor charges of Brandishing a Weapon.

#1219175 Defendant Michael Anthony Frohman. Set for jury trial November 26th in Department 5 before Judge Zeff on misdemeanor charges of Driving Under the Influence (DUI).

DEPARTMENT 6

JUDGE ASHLEY

#1216902 Defendant Milas Arthur Sneed. Set for jury trial November 26th in Department 6 before Judge Ashley on felony charges of Receiving Stolen Property.

DEPARTMENT 7

JUDGE SHAVER

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#**1221470** Defendant Johnny Lee Alves. Set for jury trial November 27th in Department 7 before Judge Shaver on misdemeanor charges of Domestic Violence.

#**1228500** Defendant Raymond Keith Silva. Set for jury trial November 27th in Department 7 before Judge Shaver on misdemeanor charges of Domestic Violence.

#**1230006** Defendant Ruben Torres. Set for jury trial November 27th in Department 7 before Judge Shaver on misdemeanor charges of Disturbing the Peace.

DEPARTMENT 8

JUDGE CORDOVA

#**1219487** Defendant Karl Ray Ketcham. Set for jury trial November 27th in Department 8 before Judge Cordova on felony charges of Possession of a Controlled Substance.

#**1220738** Defendant Emil Betdaniel. Set for jury trial November 27th in Department 8 before Judge Cordova on misdemeanor charges of Domestic Battery.

DEPARTMENT 9

JUDGE STEFFEN

None.

DEPARTMENT 11

JUDGE SALTER

#**1225379** Defendant Anthony Demone Stuart. Set for jury trial November 26th in Department 11 before Judge Salter on felony charges of Assault Likely to Produce Great Bodily Injury.

REPORT FOR WEEK ENDING NOVEMBER 23RD, 2007

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