



ON THE DOCKET

JANUARY 19TH, 2009

A publication of the Stanislaus County District Attorney's Office

TRIALS IN PROGRESS THE WEEK OF JANUARY 19TH, 2009

DEPARTMENT 1

JUDGE SALTER

#1088426 Defendant Luis Manuel Penlozaesquivel. Jury trial began January 12th in Department 1 before Judge Salter on the felony charges of Murder, Conspiracy to Commit Murder, Possession of Cocaine for Sale, and Evading a Peace Officer.

DEPARTMENT 3

JUDGE WHITESIDE

#1211862 Defendant Leopoldo Paul Velasquez. Jury trial began January 13th in Department 3 before Judge Whiteside on the felony charges of Murder, Carrying a Concealed Firearm While Participating in a Criminal Street Gang, Being an Ex-Felon in Possession of a Firearm, and Knowingly Participating in a Criminal Street Gang.

CASES TENTATIVELY SET FOR TRIAL THE WEEK OF JANUARY 19TH, 2009

DEPARTMENT 1

JUDGE SALTER

#1250821 Defendant Israel Vasquez. Set for jury trial January 20th in Department 1 before Judge Salter on the misdemeanor charges of Driving Under the Influence (DUI).

DEPARTMENT 2

JUDGE SILVEIRA

#1239999 Defendant Kent Dwight Norman. Set for jury trial January 20th in Department 2 before Judge Silveira on the misdemeanor charges of Driving Under the Influence (DUI).

#1245488 Defendant Moriamo Olatokunbo Shittu. Set for jury trial January 20th in Department 2 before Judge Silveira on the misdemeanor charges of Driving Under the Influence (DUI).

DEPARTMENT 3

JUDGE WHITESIDE

#1246485 Defendant Sam Hamidat. Set for jury trial January 20th in Department 3 before Judge Whiteside on the misdemeanor charge of Engaging in Exhibition of Speed.

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DEPARTMENT 4

JUDGE JOHNSON

No criminal jury trials scheduled.

DEPARTMENT 6

JUDGE ASHLEY

No criminal jury trials scheduled.

DEPARTMENT 7

JUDGE SHAVER

#**1241663** Defendant Pawan Jot Grewal. Set for jury trial January 20th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI), Driving on a Suspended License, and Driving Without a Valid Driver's License in Possession.

#**1244659** Defendant Joni Khoshaba. Set for jury trial January 20th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI).

DEPARTMENT 8

JUDGE CORDOVA

#**1226471** Defendant Timothy Robert Carrillo. Set for jury trial January 13th and trailing to January 20th in Department 8 before Judge Cordova on the felony charge of Murder.

DEPARTMENT 9

JUDGE STEFFEN

No criminal jury trials scheduled.

DISPOSITION OF CASES SET FOR TRIAL/PRETRIAL THE WEEKS OF JANUARY 12TH, 2009

DEPARTMENT 1

JUDGE SALTER

#**1243547** Defendant Valerie Diane Jones. Set for jury trial January 12th in Department 1 before Judge Salter on the misdemeanor charges of Driving Under the Influence (DUI). The trial date was vacated after the defendant pled no contest, was placed on 3 years informal probation, ordered to pay specified fines, attend alcohol counseling classes and sentenced to 3 days in the county jail.

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#1246060 Defendant Ruben Lozano Hernandez. Set for jury trial January 20th in Department 1 before Judge Salter on the misdemeanor charge of Being Under the Influence of a Controlled Substance. The trial date was vacated after the defendant pled guilty, was ordered to pay specified fines, and placed under the Deferred Judgment Program.

DEPARTMENT 2

JUDGE SILVEIRA

#1242737 Defendant Sergen Saveh. Set for jury trial January 13th in Department 2 before Judge Silveira on the misdemeanor charge of Engaging in an Exhibition of Speed. The trial date was vacated after the defendant pled guilty to the infraction of Disturbing the Peace and was ordered to pay specified fines.

#1215589 and #1233303 Defendant Melissa Campos. Set for jury trial January 20th in Department 2 before Judge Silveira on the felony charges of Possession of Heroin for Sale, and Possession of Methadone, Hydrocodone, Diazepam and Oxycodone For Sale (1215589) and Furnishing Marijuana to a Minor (1233303). The trial date was vacated after the court granted the defense motion to continue the cases because the defense attorney is in an ongoing trial. A hearing to reset the jury trial is scheduled for January 29th in Department 2.

#1241896 Defendant Kristopher Daniel Rainey. Set for jury trial January 20th in Department 1 before Judge Salter on the felony charge of Possession of Methamphetamine, and the misdemeanor charges of Possession of Drug Paraphernalia and Possession of a Hypodermic Syringe. The trial date was vacated after the court granted the defense motion to continue the case due to a scheduling conflict. A hearing to reset the jury trial is scheduled for February 17th in Department 1.

DEPARTMENT 2

JUDGE REEVES

#1254784 Defendant Donald Edward Bendele. Set for jury trial January 20th in Department 2 before Judge Silveira on the misdemeanor charge of Battery. The trial date was vacated after a hearing in Department 2 before Judge Reeves when the defendant pled no contest, was placed on 3 years informal probation, ordered to pay specified fines and sentenced to 10 days in the county jail.

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#1255065 Defendant Larry Keith Boecken. Set for jury trial January 20th in Department 2 before Judge Silveira on the misdemeanor charges of Failing to Leave Premises Upon Request and Being Drunk in Public. The trial date was vacated after a hearing in Department 2 before Judge Reeves when the defendant pled guilty as charged, was placed on 3 years informal probation, ordered to pay specified fines, attend a residential Stanislaus Rehabilitation Center program, and sentenced to 120 days in the county jail.

DEPARTMENT 3

JUDGE WHITESIDE

#1246670 Defendant Jose DeJesus Barrientos. Set for jury trial January 20th in Department 4 before Judge Johnson on the felony charge of Domestic Violence. The trial date was vacated after a hearing in Department 3 before Judge Whiteside when the court granted the People's motion to dismiss the case due to insufficient evidence.

DEPARTMENT 4

JUDGE JOHNSON

No cases to report.

DEPARTMENT 4

JUDGE REEVES

#1254501 Defendant Jeremy Lee Barr. Set for jury trial January 13th in Department 4 before Judge Johnson on the misdemeanor charge of Possession of Burglary Tools. The trial date was vacated after a hearing in Department 4 before Judge Reeves when the court granted the People's motion to dismiss the case in the interest of justice. The defendant's parole is being violated and he will serve 5 months in state prison.

#1242200 Defendant Isaac Ceasar Torres. Set for jury trial January 13th in Department 4 before Judge Johnson on the misdemeanor charges of Being Under the Influence of a Controlled Substance, Possession of Drug Paraphernalia, Driving on a Suspended License. The trial date was vacated after a hearing in Department 4 before Judge Reeves when the defendant failed to appear for a pretrial hearing.

#1251459 Defendant Edwin Moore. Set for jury trial January 20th in Department 2 before Judge Silveira on the felony charges of Grand Theft Person, Grand Theft and Petty Theft With Prior Theft Convictions. The trial date was vacated after a hearing in Department 4 before Judge Reeves when the court granted the defense motion to continue the case for further investigation. A hearing to reset the jury trial is scheduled for February 2nd in Department 2.

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DEPARTMENT 5

JUDGE ZEFF

#1236891 Defendant Nick Oshani. Set for jury trial January 12th in Department 5 before Judge Zeff on the misdemeanor charges of Driving Under the Influence (DUI). The trial date was vacated after the defendant pled guilty, was placed on 3 years informal probation, ordered to pay specified fines, attend a Level I alcohol counseling class, and sentenced to 2 days in the county jail.

#1254019 Defendant Brian Joseph Magniez. Set for jury trial January 12th in Department 5 before Judge Zeff on the misdemeanor charge of Evading a Peace Officer. The trial date was vacated after the defendant pled no contest, was placed on 3 years informal probation, ordered to pay specified fines and sentenced to 20 days in the county jail.

#1243027 Defendant Shanelle Elise Garcia. Set for jury trial January 12th in Department 5 before Judge Zeff on the misdemeanor charges of Driving Under the Influence (DUI). The trial date was vacated after the court granted the People's motion to continue the case because a material witness was unavailable. The jury trial is rescheduled for August 7th in Department 5.

#1215610 Defendant Christal Joy York. Set for jury trial January 26th in Department 5 before Judge Zeff on the misdemeanor charges of Driving Under the Influence (DUI), Resisting Arrest, Driving on a Suspended License, and the infraction of Failing to Provide Proof of Automobile Insurance. The trial date was vacated after the court granted the People's request to dismiss the case due to insufficient evidence.

#1242644 Defendant Cristina Garcia Jimenez. Set for jury trial January 26th in Department 5 before Judge Zeff on the misdemeanor charges of Driving Under the Influence (DUI), having a prior DUI conviction, Driving on a Suspended License, and the infraction of Failing to Provide Proof of Automobile Insurance. The trial date was vacated after the defendant pled guilty to DUI, was placed on 3 years informal probation, ordered to pay specified fines, attend a Level 2 alcohol counseling program and sentenced to 5 days in the county jail.

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#1234310 Defendant Larry Perez. Set for jury trial January 26th in Department 5 before Judge Zeff on the felony charge of Possession of Methamphetamine. The trial date was vacated after the defendant pled guilty and was sentenced to 8 months in the county jail. The defendant also admitted a violation of felony probation in Case #1215309 for failing to report and for the new Possession of Methamphetamine charge. Probation was revoked, and a previously suspended 3 year state prison sentence was imposed, to run consecutively to the 8 month sentence in the new case. Deputy District Attorney Jeffrey M. Laugero prosecuted the case on behalf of the People.

#1226910 Defendant Jose Angel Jasso. Set for jury trial January 21st in Department 5 before Judge Zeff on the felony charge of Resisting an Executive Office, having two prior felony convictions that fall under California's "Three Strikes Law." The trial date was vacated after the court granted the defense motion to continue the case for review of the defendant's strike priors. The jury trial is scheduled for February 23rd in Department 5.

DEPARTMENT 6

JUDGE ASHLEY

#1211399 Defendant James Ethan Williams. Set for jury trial January 12th in Department 6 before Judge Ashley on the felony charge of Robbery, having used a gun, having one prior serious or violent felony conviction, and having a prior felony conviction that falls under California's "Three Strikes Law." The trial date was vacated after the defendant pled no contest, and admitted the gun enhancement and both priors. The defendant was sentenced to 25 years in state prison. Deputy District Attorney Rob Taro prosecuted the case on behalf of the People.

DEPARTMENT 7

JUDGE SHAVER

#1249266 Defendant Laticia Irene Garcia. Set for jury trial February 10th in Department 7 before Judge Shaver on the misdemeanor charges of Driving on a Suspended License, having a prior conviction of Driving on a Suspended License, Having Less Than One Ounce of Marijuana in Vehicle, the infraction of Failure to Provide Proof of Automobile Insurance. The trial date was vacated after the defendant pled no contest to Driving on a Suspended License, Having Less Than One Ounce of Marijuana in Vehicle, and admitted the prior Driving on a Suspended License conviction. The defendant was placed on 3 years informal probation, ordered to pay specified fines, and sentenced to 30 days in the county jail.

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#1251016 Defendant Jennifer Edmond. Set for jury trial February 10th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI), Battery on a Peace Officer, and Resisting Arrest. The trial date was vacated after the Court granted the defendant's motion to continue the case for further investigation. The jury trial is rescheduled for April 1st in Department 7.

#1253137 Defendant Chad Douglas Telles. Set for court trial January 12th in Department 7 before Judge Shaver on the misdemeanor charge of Speeding, and the infractions of Failing to Provide Evidence of Vehicle Registration, Failing to Provide Proof of Vehicle Insurance, and Failing to Have a Valid Driver's License in Possession. The trial date was vacated after the defendant pled no contest to Failing to Provide Evidence of Vehicle Registration, and was ordered to pay specified fines.

#1246587 Defendant Jeffrey Calvin Nutt. Set for jury trial January 13th in Department 7 before Judge Shaver on the felony charges of Attempted Robbery, having used a firearm. The trial date was vacated after the court granted the People's motion to continue the case due to scheduling conflicts. The jury trial is rescheduled for February 24th in Department 7.

#1243066 Defendant Gregory Anthony Pimentel. Set for jury trial February 10th in Department 7 before Judge Shaver on the felony charges of Tampering with an Auto and Receiving Stolen Property. The trial date was vacated after the court relieved the Public Defender because defendant hired private counsel. A hearing to reset the jury trial is scheduled for February 2nd in Department 7.

#1248150 Defendant Barbara Ellen Culpepper. Set for jury trial January 13th in Department 7 before Judge Shaver on the misdemeanor charge of Domestic Violence. The trial date was vacated after the court granted the People's motion to dismiss the case due to insufficient evidence because the victim could not be located to testify.

#1236733 Defendant Kamal Prasad Lal. Set for jury trial January 20th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence, having a blood alcohol concentration of .15 percent or more, and Resisting Arrest. The trial date was vacated after the court granted the defense motion to continue the case because defense counsel is in an ongoing murder trial. The jury trial is rescheduled for March 24th in Department 7.

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#1247425 Defendant Kimberly Jan Fox. After a three-day jury trial beginning January 13th in Department 7 before Judge Shaver on the misdemeanor charge of Injuring a Telegraph/Cable TV or Electrical Line and Domestic Battery, the jury found the defendant not guilty.

DEPARTMENT 8

JUDGE CORDOVA

#1255226 Defendant Richard James Scott. Set for jury trial January 20th in Department 8 before Judge Cordova on the misdemeanor charge of Vandalism. The trial date was vacated after the defendant pled no contest to the charge, was placed on 3 years informal probation, ordered to pay specified fines, and sentenced to 24 days in the county jail.

#1247283 Defendant Eric Lynn Jackson. Set for jury trial January 20th in Department 8 before Judge Cordova on the misdemeanor charge of Domestic Battery. The trial date was vacated after the Court granted the defense motion to continue the case due to a scheduling conflict. The trial date is rescheduled for May 19th in Department 8.

#1242438 Defendants Doroteo Gonzales, Jr. and Doroteo Gonzales, Sr. Set for jury trial January 20th in Department 8 before Judge Cordova on the misdemeanor charges of Resisting Arrest (Gonzales, Jr.), Possession of Less Than 1 Ounce of Marijuana (both defendants), and Driving on a Suspended License, having a prior Driving on a Suspended License Prior (Gonzales, Jr.). The trial date was vacated after a motion to continue the case because Gonzales, Jr., has been charged with a new felony in case. The misdemeanor cases will trail that felony. A new pretrial hearing is scheduled for January 28th in Department 8.

#1246185 Defendant Eric James Jergenson. Set for jury trial January 20th in Department 8 before Judge Cordova on the misdemeanor charges of Driving Under the Influence (DUI) and Hit and Run. The trial date was vacated after the defendant pled guilty to DUI, was placed on 3 years informal probation, ordered to pay specified fines, attend a Level I alcohol counseling program, and sentenced to 48 hours in the county jail.

#1248527 Defendant Michael Deangelo Palmore. Set for jury trial January 20th in Department 8 before Judge Cordova on the felony charge of Possession of Methamphetamine and the misdemeanor charges of Possession of Drug Paraphernalia and Possession of a Hypodermic Needle. The trial date was vacated after the Court granted the defense motion to continue the case for further investigation. A hearing to reset the jury trial is scheduled for February 13th in Department 8.

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#1230882 Defendant Daniel Allen Hannah. Set for jury trial January 13th in Department 8 before Judge Cordova on the felony charges of Assault with a Deadly Weapon and Battery Resulting in Serious Bodily Injury. The trial date was vacated after the case was continued for further investigation. A hearing to reset the jury trial is scheduled for February 5th in Department 8.

DEPARTMENT 9

JUDGE STEFFEN

#1062043 Defendant Francisco Espharza Vivero. Set for jury trial January 20th in Department 9 before Judge Steffen on the felony charges of Aggravated Sexual Assault of a Child, Committing a Lewd and Lascivious Act Upon a Child Under 14 Years of Age and Sodomy. The trial date was vacated after the Court granted the defense motion to continue the case for further investigation. A hearing to reset the jury trial is scheduled for January 20th in Department 9.

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