

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO - MINUTES**

People of the State of California vs ANDY S			<input checked="" type="checkbox"/> Present
SC # 000000	Assistant DA of Record  <input type="checkbox"/> Present	Attorney of Record JESSICA AGNICH	<input checked="" type="checkbox"/> Present
<input type="checkbox"/> Interpreter Language	Clerk JUDY LIU	Judge BRENDAN CONROY	
Reporter TEANNA WARD #11918			

Cause on Calendar for Pretrial

**Defendant Status: XXXX**

Defendant has retained JESSICA AGNICH, Esq.

Special appearance by THOMAS CULLINAN, DA for the Assistant DA of Record.

Count	Code	Section	Degree	MC #	Plea	Finding
001	PC	459/F	2nd	13012891	NG	DISMISS
002	PC	496(A)/F		13012891	NG	DISMISS
003	PC	466/M		13012891	NG	DISMISS

Cause on calendar: PREHEARING CONFERENCE.

Court grants District Attorney's motion to dismiss this case pursuant to Penal Code 1385 for the following reason(s): UNABLE TO SUSTAIN BURDEN OF PROOF.

Bail is ordered exonerated.

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ATTORNEYS FOR THE PEOPLE

THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
CITY AND COUNTY OF SAN FRANCISCO

THE PEOPLE OF THE STATE OF CALIFORNIA  
Plaintiff,

v.

ANDY S  
DAMON S  
NASIR K  
Defendant(s).

FELONY COMPLAINT

CASE NUMBER:

13012891

13012898

13012887

The Undersigned, being sworn says, on information and belief, that:

**AS TO ALL DEFENDANTS:**

COUNT: I

The said defendants, ANDY S, DAMON S AND NASIR K did in the City and County of San Francisco, State of California, on or about the 8th day of May, 2013, commit the crime of SECOND DEGREE BURGLARY OF VEHICLE, to wit: Violating Section 459 of the Penal Code, a Felony, in that said defendants did willfully and unlawfully enter a motor vehicle, to wit: 1988 LINCOLN CONTINENTAL MARK VII, CA PLATE # , the property of J B AND P N , the doors of said motor vehicle being locked, with intent to commit larceny.

COUNT: II

The said defendants, ANDY S , DAMON S AND NASIR K , did in the City and County of San Francisco, State of California, on or about the 8th day of May, 2013, commit the crime of RECEIVING OR BUYING STOLEN PROPERTY, to wit: Violating Section 496(a) of the Penal Code, a Felony, in that the defendants did willfully and unlawfully buy, sell, receive, conceal, withhold, and aid in concealing, selling, and withholding property, to wit: SUNGLASSES, SUN VISOR, belonging to JASON B which had been stolen and obtained by extortion, knowing that said property had been stolen and obtained by extortion.

COUNT: III

The said defendants, ANDY S , DAMON S AND NASIR K , did in the City and County of San Francisco, State of California, on or about the 8th day of May, 2013, commit the crime of POSSESSION OF BURGLAR TOOLS, to wit: Violating Section 466 of the Penal Code, a Misdemeanor, in that the said defendants did willfully and unlawfully have in his/her possession to wit: TIRE IRON, MALLET, SCREWDRIVER, PLIERS, tool(s) with intent to feloniously break and enter a building, railroad car, aircraft, vessel, trailer coach, and vehicle.

Pursuant to Penal Code sections 1054 through 1054.7, the People request that, within fifteen (15) days, the defendant and/or his/her attorney disclose: (A) the names and addresses of persons, other than the defendant, he/she intends to call as witnesses at trial, together with any relevant written or recorded statements of those persons, or reports of the statements, of those persons including any reports or statements of experts made in connection with the case, and including the results of physical or mental examinations, scientific tests, experiments, or comparisons which the defendant intends to offer in evidence at the trial; (B) Any real evidence which the defendant intends to offer in evidence at the trial. This request is a continuing request, to cover not only all such material currently in existence, but all material which comes into existence to the conclusion of this case.

**MARSY'S LAW**

Information contained in the reports being distributed as discovery in this case may contain confidential information protected by Marsy's Law and the amendments to the California Constitution Section 28. Any victim(s) in any above referenced charge(s) is entitled to be free from intimidation, harassment, and abuse. It is unlawful for defendant(s), defense counsel, and any other person acting on behalf of the defendant(s) to use any information contained in the reports to locate or harass any victim(s) or the victim(s)'s family or to disclose any information that is otherwise privileged and confidential by law. Additionally, it is a misdemeanor violation of California Penal Code § 1054.2(a)(3) to disclose the address and telephone number of a victim or witness to a defendant, defendant's family member or anyone else. Note exceptions in California Penal Code § 1054.2(a)(2).

I state, declare, verify and certify under the penalty of perjury that the foregoing is true and correct. Executed in San Francisco, California on May 9, 2013.

DM

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SERGEANT JOHN A. HAGGETT