

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SOLANO

People of the State of California, vs [Redacted] Raul

Case No. FUR300025

Defendant: [X] Present [ ] Not Present

- MINUTES - FELONY R.C. PLEA
- PRELIMINARY EXAMINATION
- HOLDING ORDER / CERTIFICATION

APPEARANCES: People: Natasha Jontulovich

Date: 4-25-14

Defense: Dep. D.A. Jessica Agnich

Judge: R.M. Smith

Interpreter: [ ] Spanish [ ]

Reporter: M. Luna

Clerk: [Redacted]

PRELIMINARY EXAMINATION HELD

[ ] People's [ ] Defense motion to exclude witnesses is granted. [ ] 1538.5 PC motion held in conjunction with Prelim.

[X] People's witness(es): Ardene P., Raul A.

[ ] Defense witness(es):

[ ] It appears to the above-named Magistrate that a felony violation of

has been committed and that there is sufficient cause to believe the above-named defendant GUILTY thereof.

[ ] Esteybar [ ] 1538.5 motion [ ] granted [ ] denied re: Ct(s) [ ] reduced to misd. per §17 PC [ ] Court's motion.

[X] Based on the evidence, the Court does NOT hold the defendant to answer as to count(s) for the enhancement.

[X] Defendant ordered discharged as to these count(s). [ ] Case dismissed.

[ ] The Complaint is deemed to be the Information. [ ] Defendant is arraigned forthwith. See white minute order.

[ ] Single Session Rule Waived. [ ] Other:

PRELIMINARY EXAMINATION WAIVED

[ ] All parties waive Prelim. [ ] Waiver filed. [ ] Defendant orally voir dired as to waiver by [ ] Court [ ] counsel.

PLEA OF GUILTY / NOLO CONTENDERE

[ ] Defendant withdraws previous plea(s) and enters new and different plea(s) of [ ] guilty [ ] nolo contendere to count(s) violation of section(s) Bail is Exonerat!

[ ] Defendant admits [ ] prior(s) [ ] enhancement(s).

[ ] Court grants motion of the DA to: [ ] dismiss count(s) [ ] with Harvey waiver [ ] Peo vs West plea [ ] dismiss [ ] strike [ ] prior(s) [ ] dismiss [ ] strike [ ] enhancements

[ ] amend the complaint on its face to: [ ] add [ ] reduce count(s) [ ] section(s) [ ] 17 PC.

[ ] Def. voir dired by Court / Counsel [ ] waiver of rights submitted and filed. [ ] Arbuckle Waiver entered.

[ ] Based on the plea of nolo contendere, the Court finds the defendant guilty. [ ] Fingerprint form filed.

[ ] The Court accepts the plea(s) / admission(s) and finds: [ ] the plea(s) / admission(s) to be free and voluntary, [ ] an intelligent waiver of rights is given, [ ] factual basis is established, based on [ ] stipulation [ ] police/arrest report [ ] admission [ ]

Further proceedings:

[ ] Defendant [ ] does [ ] does not waive time [ ] Pro Rata to [ ] Request for OR granted/denied.

[ ] Prob. report is waived. [ ] Refer to Prob. for [ ] pre-sentence [ ] pre-plea [ ] residential placement [ ] CTS rpt.

[ ] Prob. to personally interview def. [ ] Report to Prob. [ ] today [ ] by [ ] to schedule appointment.

[ ] Pursuant to § [ ] Dr. [ ] is appointed to examine def & prepare a report.

Custody Status: Continued/Released on [ ] OR/SOR [ ] BAIL heretofore posted. [ ] RELEASED pending any other holds.

[ ] REMANDED as previously set [ ] reduced/increased to \$ [ ] bail [ ] No bail [ ] Previous bond applies.

JAIL: [ ] Def. allowed [ ] phone calls [ ] at county expense [ ] limited to [ ] min. each during normal business hours.

I promise to appear as directed by the Court. Defendant: [ ] Date: [ ]

Witness: [ ] Date: [ ]

[ ] Preliminary Hearing date of [ ] is vacated. [ ] BOND EXONERATED

[ ] Def to appear [ ] at [ ] Dept. [ ] for [ ] HTA Arrn. [ ] JS [ ]

[ ] Misdemeanor count(s) [ ] are trailing. [ ]

[ ] Sentenced forthwith: See [ ] Probation Order [ ] Prison/jail commitment (attached) [ ] Deferred Entry of Judgment

Based on the above proceedings the defendant is ordered: [ ] Held to Answer (PX or WOPH) [ ] Certified (plea)

Date: [ ] JUDGE: [ ]

ENDORSED FILED  
Clerk of the Superior Court

MAY 22 2013

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SOLANO

By C. [Signature]  
DEPUTY CLERK

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff

vs.

Case No. FCR300024

FCR300025 *A*

LEROY A.  
aka:

AMENDED  
FELONY COMPLAINT

RAUL A

Defendant(s)

The undersigned is informed and believes that:

**COUNT 1**

On or about May 12, 2013, defendant(s) LEROY A AND RAUL A did commit a felony namely: ASSAULT WITH DEADLY WEAPON, a violation of Section 245(a)(1) of the Penal Code of the State of California, County of Solano, in that said defendant did willfully and unlawfully commit an assault upon A.P. with a deadly weapon, to wit, KNIFE.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

1 It is further alleged as to defendant(s) LEROY A AND RAUL A  
2 pursuant to Penal Code section 186.22(b)(1)(b) as to count ONE that the above offense was  
3 committed for the benefit of, at the direction of, and in association with a criminal street gang  
4 with the specific intent to promote, further and assist in criminal conduct by gang members.

5 "NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section  
6 186.30(a). Willful failure to register is a crime."

7 It is further alleged, pursuant to Penal Code Sections 1170(h)(3), 1170(f) and 1385, that the  
8 defendant is not eligible to be sentenced to a term of imprisonment in the county jail on an  
9 executed sentence due to a prior or current felony conviction for a serious felony described in  
10 subdivision (c) of Penal Code Section 1192.7, or a prior or current conviction for a violent felony  
11 described in subdivision (c) of Penal Code Section 667.5, or a prior felony conviction in another  
12 jurisdiction for an offense that has all of the elements of a serious felony described in subdivision  
13 (c) of Penal Code Section 1192.7, or a violent felony described in subdivision (c) of Penal Code  
14 Section 667.5, or because the defendant is required to register as a sex offender pursuant to Penal  
15 Code Section 290, or because the defendant is convicted of a crime and as part of the sentence an  
16 enhancement pursuant to Penal Code Section 186.11 is imposed.  
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