



ON THE DOCKET

June 2nd, 2008

A publication of the Stanislaus County District Attorney's Office

TRIALS IN PROGRESS THE WEEK OF JUNE 2ND, 2008

DEPARTMENT 5

JUDGE ZEFF

#1219173 Defendant Howard Douglas Porter. Jury trial began May 12th in Department 5 before Judge Zeff on the felony charges of Murder, Attempted Murder and Theft from An Elder by Caretaker.

CASES TENTATIVELY SET FOR TRIAL THE WEEK OF JUNE 2ND, 2008

DEPARTMENT 1

JUDGE SALTER

#1234784 Defendant Chad Everett Johnston. Set for jury trial June 2nd in Department 1 before Judge Salter on the misdemeanor charges of Driving Under the Influence.

#1242709 Defendant Joshua Laurence Steven Price. Set for jury trial June 2nd in Department 1 before Judge Salter on the misdemeanor charges of Domestic Battery, Abusing or Endangering the Health of a Child, and Preventing or Dissuading Witness from Attending or Giving Testimony.

DEPARTMENT 2

JUDGE SILVEIRA

#1243202 Defendant Francisco Mariano Hernandez. Set for jury trial June 3rd in Department 2 before Judge Silveira on the felony charge of Evading a Peace Officer, and the misdemeanor charges of Resisting Arrest, Harming or Interfering with Police Dog, and Driving Without a License.

#1236845 Defendant Albert Andy Anderson. Set for jury trial June 3rd in Department 2 before Judge Silveira on the misdemeanor charge of Domestic Battery.

#1108885 and #1227288 Defendant Martin Camarena. Set for jury trial June 3rd in Department 2 before Judge Silveira on the misdemeanor charge of Resisting Arrest (#1108885) and Carrying a Concealed Firearm in a Vehicle (#1227288).

#1242419 Defendant Frances Elaine Manning. Set for jury trial June 3rd in Department 2 before Judge Silveira on the misdemeanor charge of Loitering with Intent to Commit Prostitution.

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#1081953 and #1091586 Defendant Simon Martinez Montoya. Set for jury trial June 3rd in Department 2 before Judge Silveira on the misdemeanor charges of Driving Under the Influence (DUI) and Driving on a Suspended License (#1081953) and Driving Under the Influence (DUI), Driving on a Suspended License and Hit and Run (#1091586).

DEPARTMENT 3

JUDGE WHITESIDE

#1222962 Defendant Patrick Henry Doherty. Set for jury trial June 3rd in Department 3 before Judge Whiteside on the misdemeanor charge of Assault with a Deadly Weapon.

#1236914 Defendant Jeffrey Charles Ribeiro. Set for jury trial June 3rd in Department 3 before Judge Whiteside on the misdemeanor charges of Driving Under the Influence (DUI) and Reckless Driving.

DEPARTMENT 4

JUDGE JOHNSON

#1103661 Defendant Richard Mathew Hamilton. Set for jury trial June 3rd in Department 4 before Judge Johnson on the felony charges of Attempted Murder and Assault With a Deadly Weapon.

DEPARTMENT 5

JUDGE ZEFF

#1220595 Defendant Jose Guadalupe Barrera Garcia. Set for jury trial June 2nd in Department 5 before Judge Zeff on the felony charge of Vandalism.

DEPARTMENT 6

JUDGE ASHLEY

#1093732 Defendants Pamela Sue Cash and Harold Conrad McHan. Set for jury trial June 2nd in Department 6 before Judge Ashley on the felony charge of Possession of Methamphetamine.

DEPARTMENT 7

JUDGE SHAVER

#1236456 Defendant Corey James Luton. Set for jury trial June 3rd in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence.

#1243188 Defendant Darryl B. Williams. Set for jury trial June 3rd in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI).

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DEPARTMENT 8

JUDGE CORDOVA

#**1235394** Defendant William Henry Benedix. Set for jury trial June 3rd in Department 8 before Judge Cordova on the felony charge of Possession of Vidcodin.

#**1230744** Defendant Andulia Maria Martin Gonzalez. Set for jury trial June 3rd in Department 8 before Judge Cordova on the felony charges of Causing Injury While Driving Under the Influence (DUI).

#**1227468** Defendant Steven Martin Machado Moore. Set for jury trial June 3rd in Department 8 before Judge Cordova on the felony charge of Grand Theft and the misdemeanor charge of Battery.

DEPARTMENT 9

JUDGE STEFFEN

No criminal jury trials scheduled.

DISPOSITION OF CASES SET FOR TRIAL/PRETRIAL THE WEEK OF MAY 26th, 2008

DEPARTMENT 1

JUDGE SALTER

#**1229733** Defendant Antonio Rebuella Valencia. After a 7-day jury trial beginning May 20th in Department 1 before Judge Salter on the felony charges of Possession of Methamphetamine for Sale, Possession of Methamphetamine While in the Immediate Presence of a Loaded Firearm, and Receiving Stolen Property, the jury found the defendant guilty as charged. The defendant is also alleged to have a prior felony conviction for Sale of a Controlled Substance, and one prior felony conviction for which the defendant served a commitment to state prison. A hearing on defendant's prior convictions is scheduled for June 2nd in Department 1. Deputy District Attorney Shawn L. Barlow prosecuted the case on behalf of the People.

#**1234562** Defendant Aaron Michael Aguilera Set for jury trial May 27th in Department 1 before Judge Salter on the misdemeanor charges of Disturbing the Peace and Resisting Arrest. The trial date was vacated after the Court granted the defense motion to continue the case due to witnesses being unavailable. The jury trial is rescheduled for June 9th in Department 1.

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DEPARTMENT 2

JUDGE SILVEIRA

No cases to report.

DEPARTMENT 3

JUDGE WHITESIDE

#1102779 Defendant Miguel Aguilar. Set for jury trial June 10th in Department 3 before Judge Whiteside on the misdemeanor charges of Driving Under the Influence (DUI), Driving Without a License, and Giving False Identification. The trial date was vacated after the Court granted the defense motion to continue the case to bring a motion regarding speedy trial issues. A hearing on the motion is scheduled for June 23rd in Department 3.

#1237246 Defendant Melvin Tyrone Johnson. Set for jury trial June 3rd in Department 3 before Judge Whiteside on the felony 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.

#1233471 Defendant Jerry Albert Thomas. Set for jury trial May 27th in Department 3 before Judge Whiteside on the misdemeanor charges of Driving Under the Influence (DUI). The trial date was vacated after the defendant pled no contest to the lesser misdemeanor charge of Alcohol Related Reckless Driving, was placed on 3 years informal probation, ordered to pay specified fines, attend a Level II alcohol counseling class and serve one day in jail.

#1082207 Defendant Rhonda Thompson. Set for jury trial June 24th in Department 3 before Judge Whiteside on the felony charge of Petty Theft with Prior Theft Charges. The trial date was vacated after the Court granted the People's motion to continue the case because a key witness would be unavailable. A hearing to reset the jury trial is scheduled for August 22nd in Department 3.

#1243540 Defendant Ronald Gene Sallee. Set for jury trial May 27th in Department 3 before Judge Whiteside on the misdemeanor charge of Domestic Violence. The trial date was vacated after the Court denied the People's motion to continue the case due to an uncooperative witness and subsequently dismissed the case.

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DEPARTMENT 4

JUDGE JOHNSON

#1229090 Defendant David Lawrence Meeker. After a 3-day jury trial regarding mental competency which began on May 27th in Department 4 before Judge Johnson for the underlying felony charge of Failure to Register as a Sex Offender, the jury was unable to reach a verdict. A hearing to reset the jury trial is scheduled for May 30th in Department 4.

#1233140 Defendant James Orlando Lucero. After a 2-day jury trial beginning May 28th in Department 4 before Judge Johnson on the felony charge of Possession of Heroin, having 4 prior felony convictions for which the defendant served a commitment to state prison, and having 5 prior felony convictions that fall under California's "Three Strikes Law", and the misdemeanor charge of Possession of a Hypodermic Syringe, the jury found the defendant guilty of Possession of Heroin, and found that all of the alleged felony prior convictions were true. Sentencing is scheduled for July 11th in Department 4. Deputy District Attorney Michael Houston prosecuted the case for the People.

DEPARTMENT 5

JUDGE ZEFF

#1225697 Defendant Chanta Brown. Set for jury trial July 21st in Department 5 before Judge Zeff on the misdemeanor charges of Disturbing the Peace and Resisting Arrest. The trial date was vacated after the Court granted the People's motion to continue the case due to a key witness being unavailable. The jury trial is rescheduled for November 10th in Department 5.

#1245060 Defendant Barbara Jean Davis. Set for jury trial June 2nd in Department 5 before Judge Zeff on the misdemeanor charge of Resisting Arrest. The trial date was vacated after the Court granted the defense motion to continue the case to prepare a motion to request information regarding the arresting officer. A hearing on that motion is scheduled for July 22nd in Department 5.

DEPARTMENT 6

JUDGE ASHLEY

#1229964 Defendant Terry Dale Smithson. Set for jury trial June 2nd in Department 6 before Judge Ashley on the misdemeanor charge of Domestic Violence. The trial date was vacated after the defendant pled no contest to Battery, was placed on 3 years informal probation, ordered to pay specified fines and sentenced to 3 days in the county jail.

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#1210933 Defendant David Davis, Jr. Set for jury trial June 9th in Department 6 before Judge Ashley on the misdemeanor charge of Brandishing a Weapon. The trial date was vacated after the defendant pled no contest to the infraction of Disturbing the Peace and was ordered to pay specified fines.

#1212625 Defendant Octavio Moreno. Set for jury trial June 9th in Department 6 before Judge Ashley on the misdemeanor charges of Driving Under the Influence (DUI), having a blood alcohol content of over .15%, and Evading a Peace Officer. The trial date was vacated after the Court granted the defense motion to continue the case so the defendant can be sentenced on a federal marijuana cultivation case prior to moving forward in this case. A hearing to reset the jury trial is scheduled for July 1st in Department 6.

#1228205 Defendant Russell Dominic Miles. Set for jury trial June 2nd in Department 6 before Judge Ashley on the felony charges of Robbery, Assault With a Deadly Weapon, and First Degree Burglary. The trial date was vacated after the Court granted the defense motion to continue the case for further investigation. A new pretrial hearing is scheduled for June 12th in Department 6.

#1225519 Defendant Tommy Glenn Roberts. After a 7-day jury trial beginning May 21st in Department 6 before Judge Ashley on the felony charges of Annoying or Molesting a Child and Indecent Exposure with a Prior Conviction, the jury found the defendant not guilty.

DEPARTMENT 7

JUDGE SHAVER

#1238060 Defendant Willie Edward Greene. Set for jury trial May 27th in Department 7 before Judge Shaver on the misdemeanor charge of Assault Likely to Produce Great Bodily Injury. The trial date was vacated after the Court granted a joint motion to continue the case due to discovery and scheduling issues. The jury trial is rescheduled for August 19th in Department 7.

#1235622 Defendant Arnulfo Cervantez Yopez. Set for jury trial May 27th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI), and having a blood alcohol content of over .15%. The trial date was vacated after the defendant pled no contest and admitted the high blood alcohol content. He was placed on 36 months informal probation, ordered to pay specified fines, attend a Level I alcohol counseling program and sentenced to 7 days in the county jail.

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#1232553 Defendant Steven Randall Price. Set for jury trial May 27th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI). The trial date was vacated after the defendant failed to appear.

#1219965 Defendant Ramiro Rosas Aranda. Set for jury trial May 27th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI), Driving on a Suspended License and Hit and Run. The trial date was vacated after the Court granted the defense motion to continue the case based on new discovery. The jury trial is rescheduled for June 17th in Department 7.

#1242013 Defendant Ervin Gordon Wyatt. Set for jury trial May 20th and trailed to May 29th 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 due to an uncooperative witness.

#1235267 Defendant Kristine Marie Almazan. Set for jury trial June 10th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI). The trial date was vacated after the defendant pled no contest to the lesser misdemeanor charge of Alcohol Related Reckless Driving, was placed on 36 months informal probation, ordered to pay specified fines, and attend a Level I alcohol counseling program.

DEPARTMENT 8

JUDGE CORDOVA

#1235265 Defendant Sarah Lynn Hernandez. Set for jury trial May 27th in Department 8 before Judge Cordova on the misdemeanor charges of Driving Under the Influence (DUI) and Driving Without a License. The trial date was vacated after the Court granted the defense motion to continue the case for further investigation. The jury trial is rescheduled for September 2nd in Department 8.

#1234875 Defendant Thomas Carl Miller. Set for jury trial May 27th in Department 8 before Judge Cordova on the felony charge of Petty Theft with Prior Theft Convictions. The trial date was vacated after the Court granted the defense motion to continue the case due to a key witness being unavailable. The jury trial is rescheduled for June 17th in Department 8.

#1244314 Defendant Juan Martinez. After a 3-day jury trial beginning May 27th in Department 8 before Judge Cordova on the misdemeanor charges of Domestic Violence and False Imprisonment, the jury found the defendant not guilty.

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#**1233463** Defendant Andy Richard Brown. Set for jury trial May 27th in Department 8 before Judge Cordova on the misdemeanor charge of Domestic Battery. The trial date was vacated after the Court granted the People's motion to dismiss the case due to insufficient evidence.

DEPARTMENT 9

JUDGE STEFFEN

#**1231041** Defendant Jose Rodriguez. Set for jury trial August 4th in Department 9 before Judge Steffen on the misdemeanor charges of Driving Under the Influence (DUI) and Driving on a Suspended License. The trial date was vacated after the Court granted the People's motion to advance the trial date because a key witness would be unavailable. The jury trial is rescheduled for June 16th in Department 9.

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