



ON THE DOCKET

November 17TH, 2008

A publication of the Stanislaus County District Attorney's Office

TRIALS IN PROGRESS THE WEEK OF NOVEMBER 17TH, 2008

DEPARTMENT 9

JUDGE STEFFEN

#1088435 Defendant Jerry Michael Benge. Jury trial began October 14th in Department 9 before Judge Steffen on the felony charge of Murder.

CASES TENTATIVELY SET FOR TRIAL THE WEEK OF NOVEMBER 17TH, 2008

DEPARTMENT 1

JUDGE SALTER

#1242206 Defendant Maximiliano Sanchez, Jr. Set for jury trial November 17th in Department 1 before Judge Salter on the felony charge of Evading a Peace Officer and the misdemeanor charge of Resisting Arrest.

DEPARTMENT 2

JUDGE SILVEIRA

No criminal jury trials scheduled.

DEPARTMENT 3

JUDGE WHITESIDE

#1243092 Defendant Shahrokh Sorori. Set for jury trial November 18th in Department 3 before Judge Whiteside on the felony charge of Petty Theft With Prior Theft Convictions.

#1241837 Defendant Bryson George Cain. Set for jury trial November 18th in Department 3 before Judge Whiteside on the misdemeanor charges of Driving Under the Influence (DUI).

#1247323 and #1249842 Defendant David Scott Puckett. Set for jury trial November 18th in Department 3 before Judge Whiteside on the misdemeanor charges of Domestic Battery (#1247323) and Reckless Driving (#1249842).

DEPARTMENT 4

JUDGE JOHNSON

#1246807 Defendant Vicente Zapien. Set for jury trial November 18th in Department 4 before Judge Johnson on the misdemeanor charges of Driving Under the Influence (DUI).

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DEPARTMENT 5

JUDGE ZEFF

#1244161 Defendant Armando Anthony Girvin. Set for jury trial November 17th in Department 5 before Judge Zeff on the misdemeanor charges of Assault Likely to Produce Great Bodily Injury and Vandalism.

#1238569 Defendant Andrew Philip Guzman. Set for jury trial November 17th in Department 5 before Judge Zeff on the misdemeanor charges of Driving Under the Influence (DUI).

#1242357 Defendant Moises Martinez. Set for jury trial November 17th in Department 5 before Judge Zeff on the misdemeanor charges of Driving Under the Influence (DUI), Hit and Run, and the infraction of Failure to Provide Proof of Automobile Insurance.

#1232983 Defendant Glen Edward Williams. Set for jury trial November 10th and trailing to November 17th in Department 5 before Judge Zeff on the misdemeanor charges of Driving Under the Influence (DUI).

DEPARTMENT 6

JUDGE ASHLEY

No criminal jury trials scheduled.

DEPARTMENT 7

JUDGE SHAVER

#1245184 Defendant Jose De Jesus Varga Hernandez. Set for jury trial November 12th and trailing to November 18th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI).

#1248437 Defendant John Raymond Wilson. Set for court trial November 17th in Department 7 before Judge Shaver on the misdemeanor charge of Engaging in an Exhibition of Speed.

#1241732 Defendant Jesus Alvarez. Set for jury trial November 18th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence, Driving on a Suspended License and Hit and Run.

#1251383 Defendant Sherry Lynn Rawlings. Set for jury trial November 18th in Department 7 before Judge Shaver on the misdemeanor charge of Reckless Driving.

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#**1251798** Defendant Flavia Sandoval. Set for jury trial November 18th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI).

DEPARTMENT 8

JUDGE CORDOVA

#**1245597** Defendant John Lamarr Feese. Set for jury trial November 18th in Department 8 before Judge Cordova on the misdemeanor charges of Domestic Battery and Vandalism.

#**1233735** Defendant Eric Thomas Hanog. Set for jury trial November 18th in Department 8 before Judge Cordova on the misdemeanor charges of Driving Under the Influence (DUI).

#**1252365** Defendant Robbie Hull. Set for jury trial November 18th in Department 8 before Judge Cordova on the misdemeanor charges of Possession of Drug Paraphernalia.

DEPARTMENT 9

JUDGE STEFFEN

No criminal jury trials scheduled.

DISPOSITION OF CASES SET FOR TRIAL/PRETRIAL **THE WEEK OF NOVEMBER 10TH, 2008**

DEPARTMENT 1

JUDGE SALTER

#**1225143** Defendant Elka Arlene Meyer. Set for jury trial November 17th in Department 1 before Judge Salter on the felony charges of Possessing Heroin for Sale, Possessing Heroin, having committed said offenses while being released on bail on another felony offense, and the misdemeanor charge of Furnishing a Hypodermic Syringe. The trial date was vacated after the Court granted the joint motion to continue the case so it can be joined with the defendant's new felony Possession of Heroin case (#1251573).

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DEPARTMENT 2

JUDGE SILVEIRA

#1243940 Defendant Jennifer Marie Davis. Set for jury trial November 18th in Department 2 before Judge Silveira on the misdemeanor charges of Driving Under the Influence, having a blood alcohol concentration of .15 percent or more, and having a prior DUI conviction, Having an Open Alcoholic Beverage Container While Driving and Driving on a Suspended License. The trial date was vacated after the defendant pled no contest and admitted both the prior DUI conviction and having a high blood alcohol concentration. The defendant was placed on 3 years informal probation, ordered to pay specified fines, participate in a Level 2 alcohol counseling program and sentenced to 15 days in the county jail.

#1245769 Defendant Michael William Bassett. Set for jury trial November 12th in Department 2 before Judge Silveira on the misdemeanor charges of Driving Under the Influence (DUI), having a prior DUI conviction, Driving on a Suspended License with a prior conviction, and Having an Open Alcoholic Beverage Container In Vehicle. The trial date was vacated after the defendant pled guilty to DUI and Driving on a Suspended License, admitted both prior convictions, was placed on 3 years informal probation, ordered to pay specified fines, attend a Level 2 alcohol counseling program and sentenced to 45 days in the county jail.

#1246677 Defendant Stephan Earl Baker. Set for jury trial November 18th in Department 2 before Judge Silveira on the misdemeanor charges of Driving Under the Influence (DUI) and Hit and Run. The trial date was vacated after the Court granted the defense motion to continue the case. A hearing on further proceedings is scheduled for December 3rd in Department 2.

#1240749 Defendant Betty Mae Humphrey. Set for jury trial set for January 27th in Department 2 before Judge Silveira on the misdemeanor charges of Driving Under the Influence (DUI), having a prior DUI conviction, and Hit and Run. The trial date was vacated after the defendant pled no contest to DUI and admitted the prior conviction. She was placed on 3 years informal probation, ordered to pay specified fines, attend a Level 2 alcohol counseling program and sentenced to 20 days in the county jail.

#1241337 and #1243742 Defendant Argelio Perez. Set for jury trial November 18th in Department 2 before Judge Silveira on the misdemeanor charges of Driving Under the Influence (DUI), having a prior DUI conviction, and having a blood alcohol concentration of .15 percent or more (both cases) and Driving on a Suspended License (#1243742). The trial date was vacated after the defendant failed to appear for the pretrial hearing.

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#1238590 Defendant Isaac Mooshooloo. Set for jury trial November 12th in Department 2 before Judge Silveira on the misdemeanor charges of Driving Under the Influence (DUI). The trial date was vacated after the Court granted the defense motion to continue the case because the defense attorney is unavailable due to an ongoing trial. A hearing to reset the jury trial is scheduled for November 18th in Department 2.

#1229406 Defendant Felix Gilbert Gomez. Set for jury trial November 18th in Department 2 before Judge Silveira on the misdemeanor charges of Driving Under the Influence (DUI), having a prior DUI conviction, and Having an Open Alcoholic Beverage Container in Vehicle. The trial date was vacated after the Court granted the defense motion to continue the case for entry of plea. A hearing for entry of plea is scheduled on November 18th in Department 2.

#1233406 Defendant Carla Renee Neuzil. Set for jury trial November 18th in Department 2 before Judge Silveira on the misdemeanor charge of Petty Theft. 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 November 18th in Department 2.

#1234898 Defendant David Douglas Dack. After a seven-day jury trial that began November 4th in Department 2 before Judge Silveira on the felony charge of Attempted Forcible Rape, the jury found the defendant guilty as charged. Sentencing is scheduled for December 15th in Department 2. Deputy District Attorney Elaine Casillas prosecuted the case on behalf of the people.

DEPARTMENT 3

JUDGE STONE

#1228266 Defendant Wayne Curtis Walker. Set for jury trial November 18th in Department 3 before Judge Whiteside on the felony charge of Possession of Methamphetamine. The trial date was vacated after a hearing in Department 3 before Judge Stone when the Court granted the People's motion to continue the case for further investigation. A hearing on further proceedings is scheduled for December 3rd in Department 3.

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DEPARTMENT 4

JUDGE JOHNSON

#1238848 Defendant Martin Eduardo Moreno Romo. Set for jury trial November 18th in Department 4 before Judge Johnson on the misdemeanor charges of two counts of Vehicular Manslaughter with Gross Negligence. Two victims died as a result of this incident. The trial date was vacated after the defendant pled guilty as charged to both counts. Judge Johnson dismissed the second count and placed the defendant on 3 years informal probation, ordered him to pay specified fines, pay restitution, and sentenced him to 60 days in the county jail.

#1249716 Defendant Chanda Lynn Childers. Set for jury trial November 12th in Department 4 before Judge Johnson on the felony charge of Robbery. The trial date was vacated after the Court granted the defense motion to continue the case for more preparation. A hearing to reset the jury trial is scheduled for January 14th in Department 4.

#1215111 Defendant Rosa Rapalo Brizendine. After a two-week jury trial that began October 28th in Department 4 before Judge Johnson on the felony charge of Murder, having discharged a firearm, the jury found the defendant guilty as charged. Sentencing is scheduled for January 9th in Department 4. Deputy District Attorney Randy Fischer prosecuted the case on behalf of the People.

#1242715 Defendant Charles Thompson. Set for court trial November 4th and trailing to November 14th in Department 4 before Judge Johnson on the felony charge of Possession of Cocaine and the misdemeanor charges of Driving Under the Influence (DUI). The trial date was vacated after the defendant failed to appear.

DEPARTMENT 5

JUDGE ZEFF

#1236855 Defendant Roberto Echavarria. Set for jury trial November 17th 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 to Alcohol Related Reckless Driving. Sentencing is scheduled for January 16th in Department 5.

#1227431 Defendant Rojelio Barrera. Set for jury trial November 10th in Department 5 before Judge Zeff on the felony charges of Auto Theft and Possession of a Stolen Vehicle. The trial date was vacated after the defendant pled no contest to Possession of a Stolen Vehicle, was placed on 3 years probation, ordered to pay specified fines and sentenced to 180 days in the county jail to run concurrent with a 180 day sentence in felony Case #1243363.

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#1246894 Defendant Carlos Rosales. Set for jury trial November 10th in Department 5 before Judge Zeff on the misdemeanor charges of Battery on a Peace Officer and Being Drunk in Public. The trial date was vacated after the defendant pled guilty to the lesser related offense of Disturbing the Peace and was ordered to pay specified fines.

#1251910 Defendant Nicholas Rodolfo Rodriguez. Set for jury trial November 10th in Department 5 before Judge Zeff 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.

#1249894 Defendant Shawn Bryant Moore. After a three-day jury trial that began November 10th in Department 5 before Judge Zeff on the felony charges of Auto Theft, Possession of a Stolen Vehicle, having two prior commitments to state prison, the jury found the defendant guilty as charged and the court found both priors prison commitments to be true. Sentencing is scheduled for December 12th in Department 5. Deputy District Attorney Abel C.K. Hung prosecuted the case on behalf of the People.

#1250079 Defendant Marcos Hernandez. Set for jury trial November 10th in Department 5 before Judge Zeff on the felony charge of Possession of Methamphetamine for Sale. The trial date was vacated after the defendant pled guilty, was placed on 3 years felony probation and sentenced to 210 days in the county jail.

#1252398 Defendant Alfonso Reyna Vargas. Set for jury trial November 17th in Department 5 before Judge Zeff on the misdemeanor charge of Domestic Battery. The trial date was vacated after the defendant pled no contest was ordered to pay specified fines and sentenced to 60 days in the county jail. The defendant is currently on parole and in custody.

#1236477 Defendant Juan Ernesto Favela. Set for jury trial November 17th 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 defense motion to continue the case because the expert witness would be unavailable. The jury trial is rescheduled for March 30th in Department 5.

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DEPARTMENT 6

JUDGE ASHLEY

#1244395 Defendant Michael Steven Rush. Set for jury trial November 17th in Department 6 before Judge Ashley on the misdemeanor charge of Battery. The trial date was vacated after the defendant pled guilty to the lesser related misdemeanor offense of Disturbing the Peace, was placed on 3 years informal probation, ordered to pay specified fines and sentenced to 1 day in the county jail.

DEPARTMENT 7

JUDGE SHAVER

#1246846 Defendant Romel Sargiz Eisho. Set for jury trial November 12th in Department 7 before Judge Shaver on the misdemeanor charge of Engaging in Exhibition of Speed and the infraction of Having no Front or Rear License Plate. The trial date was vacated after the defendant pled no contest to the lesser related offense of Speeding as an infraction and was ordered to pay specified fines.

#1228293 Defendant Devon Marque Cole. Set for jury trial regarding mental competency on November 12th in Department 7 before Judge Shaver on the underlying felony charges of Attempted Murder and Discharging a Firearm at an Inhabited Dwelling or Vehicle. The trial date was vacated after the Court granted a joint motion to continue the case because expert witnesses would be unavailable. The jury trial regarding mental health competency is rescheduled for January 13th in Department 7.

#1246387 Defendant Kuljit Singh Sandhu. Set for jury trial November 18th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI). The trial date was vacated after the Court granted the defense motion to continue the case for defendant to retain private counsel. A new pretrial hearing is scheduled for January 7th in Department 7.

#1245250 Defendant Edward Eugene Langley. Set for jury trial November 18th 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 misdemeanor Alcohol Related Reckless Driving, was placed on 3 years informal probation, ordered to pay specified fines, attend a Level 1 alcohol counseling program and sentenced to 2 days in the county jail.

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#1235217 Defendant Marco Antonio Favela. Set for jury trial November 18th in Department 7 before Judge Shaver on the felony charge of Possession of Cocaine and the misdemeanor charges of Driving Under the Influence (DUI), having a prior DUI conviction. The trial date was vacated after the defendant pled no contest to the charges, admitted a separate DUI prior, was placed on 3 years probation, ordered to pay specified fines, participate in a Level II alcohol counseling program and sentenced to 75 days in the county jail.

#1232553 Defendant Steven Randall Price. After a two-day jury trial that began November 12th in Department 7 before Judge Shaver on the misdemeanor charges of Driving Under the Influence (DUI), the jury found the defendant guilty. He was placed on 3 years informal probation, ordered to pay specified fines, attend a Level I alcohol counseling program and sentenced to 2 days in the county jail. Deputy District Attorney Mabel Lew prosecuted the case on behalf of the People.

#1245732 Defendant Jose Guillermo Sosa. Set for jury trial November 18th in Department 2 before Judge Silveira on the misdemeanor charge of Domestic Violence. The trial date was vacated after the Court granted the People's motion to dismiss the case in the interest of justice.

DEPARTMENT 8

JUDGE CORDOVA

#1077674 Defendant Mathew Garner. Set for jury trial November 4th and trailed to November 18th in Department 8 before Judge Cordova on a petition for continued treatment as a mentally disordered offender. The defendant was originally sentenced to 2 years in state prison on the charge of Battery on a Custodial Officer, and has been receiving treatment as a mentally disordered offender since sentencing in April, 2008. The trial date was vacated because the defendant is currently in San Luis Obispo County pending felony charges and will not be released from their custody until all proceedings are finished. The jury trial is rescheduled for December 2nd in Department 8.

DEPARTMENT 9

JUDGE STEFFEN

#1248462 Defendants Johnathan Hayes and Christopher Segura. Set for jury trial November 17th in Department 9 before Judge Steffen on the misdemeanor charge of Loitering. The trial date was vacated after the Court granted the People's motion to dismiss the case due to insufficient evidence.

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#1088435 Defendant Sean Robert Benge. After a month-long jury trial that began October 14th in Department 9 before Judge Steffen on the felony charge of Murder, having discharged a gun causing death or Great Bodily Injury, and lying in wit, the jury found the defendant guilty as charged. Sentencing is scheduled for January 9th in Department 9.

DEPARTMENT 11

JUDGE FREELAND

#1233005 Defendant Dale Dennis Jardine. Set for jury trial November 17th in Department 9 before Judge Steffen on the felony charge of Arson. The trial date was vacated after a hearing in Department 11 before Judge Freeland when the Court granted the defense motion to continue the case due to witness issues. A hearing to reset the jury trial is scheduled for December 4th in Department 9.

#1250353 Defendant Tyler Mark Matteri. After a three-day jury trial that began November 12th in Department 11 before Judge Freeland on the misdemeanor charge of Domestic Battery, the jury found the defendant guilty. He was placed on 3 years informal probation, ordered to pay specified fines, serve 40 hours of community service and sentenced to 15 days in the county jail. Deputy District Attorney Meghan Greerty prosecuted the case on behalf of the People.

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