

Recommended Additional Data Elements
 260, 261, 284, 285, D101, 279, D103, D093, N-482,
 247, 424, D102

SONOMA COUNTY FELONY PRESENTENCE REPORT

196 HEARING DATE: July 8, 2003
 202 TIME: 9:00 AM
 N-496 DA FILE NO.: 460898
 74 FILING DATE: July 1, 2003
 274 ATTORNEY: Marie Case, Box 192
 206 COURT CASE NO.: SCR-32882
 N-226 COURTROOM: 1
 D-94 PD FILE NO.: 307113
 N-494 PROBATION FILE NO.: 116720
 N-498 CH NO.: A23767425

259 DEFENDANT: JEREMY MICHAEL WONG AGE: 20 DOB: 06-06-83 → 248
 ↳ 245

387 → CTS: 130 + 64 = 194 days AS OF: 07-08-03 CUSTODY STATUS: In custody. → 250

95 OFFENSE: Count IV: 594(a) PC, misdemeanor vandalism; Count V: 594(a) PC, misdemeanor vandalism;
 96 Count IX: 245(a)(1) PC, felony assault with a deadly weapon, to wit, wooden board, and by means of force
 102 likely to produce great bodily injury, 1192.7(c)(23) PC, a serious felony; Count XIV: 243(b) PC, misdemeanor
 79 battery upon a peace officer.

CODEFENDANTS/JUVENILE CO-PARTICIPANTS: Chita Boonnam: On 06-10-03, Boonnam pled guilty to violating Count IV: 594(a) PC, a misdemeanor, Count V: 594(a) PC, a misdemeanor, and Count X: 245(a)(1) PC, a felony. Sentencing in this matter was continued to 07-08-03, 9:00 AM in Courtroom 1.

N-499 Syvang Pheauboonma: On 06-10-03, Pheauboonma pled guilty to violating Count IV: 594(a) PC, a misdemeanor, Count V: 594(a) PC, a misdemeanor, and Count X: 245(a)(1) PC, a felony. Sentencing in this matter was continued to 07-08-03 at 9:00 AM in Courtroom 1.

Tommy S.: On 03-10-03, a three-year felony Petition was sustained regarding Count I: 594(a) PC. On 03-26-03, juvenile Tommy S. was declared a Ward of the Court and placed on intensive juvenile probation. He was ordered not to associate with his adult co-participants, complete community service work, adhere to the terms and conditions of juvenile probation, 30 to 45 days community detention, and restitution. The juvenile's matter was continued to 07-10-03 for a Court review.

97 CONVICTION BY: Plea of guilty entered as to each count, on 06-10-03. → 98

N-500 PLEA NEGOTIATIONS: People's motion to dismiss Count I: 594(a) PC, a felony, Count II: 594(a) PC, Count III: 594(a) PC, a felony, Count VI: 594(a) PC, a misdemeanor, Count VII: 594(a) PC, a misdemeanor, Count VIII: 594(a) PC, a misdemeanor, Count X: 245(a)(1) PC, a felony, Count XI: 136.1(b)(1) PC, a felony, Count XII: 245(c) PC, a felony, and Count XIII: 69 PC, a felony, at time of sentencing granted. Court Minutes indicate that the motion to strike all remaining counts and enhancements (per 186.22(b)(1) PC) is taken under submission until sentencing.

N-501 CIRCUMSTANCES: (Sonoma County Sheriff's Department Report No. 030301-06) On 03-01-03, at approximately 2:00 AM, deputies were dispatched to Kenton Court to investigate several males breaking car windows. Sergeant Quinn was first on the scene and observed numerous individuals in the street. He requested multiple units to respond and assist at the scene. Several people appeared to be holding sticks or pieces of wood. When the deputy ordered everyone to stop, the group began to break up and flee the area. One man,

later identified as defendant Jeremy Wong, continued to strike a man, lying on the ground in a fetal position, with a foot-long, two-inch square piece of wood. The man on the ground, later identified as victim Larry Sissle, was screaming for someone to help him. The deputy walked toward the two individuals, continuing to order Wong to cease his assault on Sissle, but Wong continued to strike Sissle. When the deputy was about five feet from Wong, he turned toward the deputy and threatened to strike him with the board and his fist. The deputy struck Wong with a baton and ordered him to the ground. Instead, Wong fled and a foot pursuit ensued. Deputies pursued Wong through nearby apartment complexes.

N-501
During the pursuit, deputies repeatedly ordered Wong to stop. At one point, Wong turned on Sergeant Quinn and ran toward him. Wong struck the sergeant in the neck, who in turn struck Wong with a baton. Wong again ran into the deputy and they both fell to the ground. The struggle continued on the ground until another deputy was able to handcuff Wong. Wong appeared to be "extremely intoxicated," and was transported to the hospital for medical clearance prior to being transported to the jail. Although Sergeant Quinn did not appear to have any serious injuries, he did note that he experienced pain and soreness on his left forearm and thumb, left side of his neck, and the left knee.

Another suspect, juvenile Tommy S., was arrested and transported to Juvenile Hall. He denied being a member of the Asian Boys gang. He did state that he had been consuming alcohol with his "homeboys," and they decided to create "drama" by breaking car windows. However, he denied vandalizing any of the vehicles himself.

Defendant Syvang Pheauboonma was arrested and admitted being an Asian Gangster. He stated that he had seen what happened, but denied participating in the vandalism or assault.

Defendant Chita Boonnam was arrested and denied knowing anything about the assault or vandalism. He did admit that he had been an Asian Gangster for approximately five years prior to this incident.

Wong was interviewed but denied participating in the vandalism, assaulting anyone, striking a deputy, or tackling a deputy. He did admit that he attempted to run from the investigating deputies, and confirmed that he had been an Asian Gang member for five years prior to this incident.

Victim Larry Sissle was interviewed. He stated that he was awakened by the sound of people walking down the street. He came out of his residence to see who was breaking windows. He observed six individuals walking down Kenton Court. He saw them break car windows and kick cars. Sissle yelled at the group from his front yard and a group walked toward him, calling him "bitch" and "punk." Sissle and his 17-year-old son walked toward the group carrying baseball bats. Five of the suspects tackled Sissle and one

attacked his son. Sissle stated that he was punched, kicked, and knocked to the ground twice. He sustained an abrasion to his elbow, a cut to his lip, and pain to his right hand. He further stated that Pheauboonma was carrying a fence board when he attacked Sissle and his son. He said that Boonnarn was the individual who attacked his son.

The minor victim complained of pain in his right thumb, and had minor scratches on the left side of his neck.

During this incident, nine vehicles were vandalized by having their windows smashed.

JUVENILE RECORD: N. 504

09-01-97 Santa Rosa PD - 18,345 459 PC 389, N-502, 1503

↓
392

10-09-97: Petition sustained, one year misdemeanor maximum.

10-30-97: Minor declared a minor in the home of his mother, probation, 40 hours volunteer work, counseling, 45 to 60 days Juvenile Hall, all but 15 days suspended, curfew, follow directions of Sonoma County Mental Health regarding medications.

01-27-98: Violation of probation Petition filed alleging juvenile left home without permission and his whereabouts were unknown.

01-30-98: Violation of probation Petition sustained.

02-05-98: Wardship modified, minor placed on Systems of Care caseload.

03-23-98: Violation of probation Petition filed alleging juvenile left home without permission and ingested alcohol while on psychotropic medications.

03-24-98: Minor admitted violation of probation Petition.

04-07-98: Minor retained as a Ward and detained in Juvenile Hall pending appropriate placement.

04-29-98: Minor placed at Redwood Trails group home in Windsor.

10-07-98: Court review, minor retained as a Ward at Redwood Trails group home.

04-09-99: Court review.

05-04-99: Court review, minor retained as a Ward in mother's home with standard terms and conditions.

07-13-99: Violation of probation Petition filed alleging minor left home without permission and his whereabouts were unknown. It also alleged that the minor was "out of control at home," not taking medication, was assaultive, and missed school and therapy sessions.

07-19-99: Violation of probation Petition sustained.

08-02-99: Minor retained as a Ward with all terms and conditions in full force and effect.

Intensive probation supervision pending placement on community detention.

08-17-99: Violation of probation Petition filed alleging minor ran away from home, was suspended from school for smoking marijuana, and tested positive for marijuana use.

09-01-99: Warrant issued.

09-14-99: Violation of probation Petition filed alleging new law offense for violating Section 241.1 PC, a three year felony and 148(a) PC, a one year misdemeanor.

09-09-99 Santa Rosa PD

241(b) PC, 243(b) PC - 389

09-30-99: Petition sustained as follows: Count III: 242 PC, a six month misdemeanor. Minor retained on Wardship and ordered detained at Juvenile Hall pending suitable placement.

10-13-99: Minor placed at Redwood Trails group home in Windsor.

04-03-00: Court review, minor retained on Wardship with continued placement at Redwood Trails.

09-29-00: Court review, minor retained on Wardship with continued placement at Redwood Trails group home.

03-28-01: Court review, minor retained on Wardship with continued placement at Redwood Trails group home.

06-08-01: Minor successfully discharged from Redwood Trails group home.

06-12-01: All proceedings on behalf of minor dismissed.

ADULT RECORD OF CONVICTIONS: The following information is taken from available FBI, CII, NCIC, III, DMV and local criminal justice records.

08-10-02 California Department of Parks and Recreation 7145 F&G, 2000 F&G, 25662(a) B&P

09-10-02: (MCR-406289) Defendant failed to appear on citation, bench warrant issued.

11-15-02: Convicted, Count I: misdemeanor 7145 F&G, 12 months conditional sentence, fine.

PENDING MATTERS: N-506

11-09-02 Sonoma County SO

459 PC, 496(a) PC

12-04-02: (MCR-409478) Project Intercept memo filed.

02-13-03: Bench warrant issued after defendant failed to participate in Project Intercept.

06-10-03: Harvey Waiver entered, motion to dismiss under submission until sentencing in SCR-32882. Matter continued to 07-08-03, 9:00 AM, in Courtroom 1, for possible dismissal.

PROBATION/PAROLE HISTORY: N-507

Juvenile Probation: The defendant was first granted juvenile probation, at the age of 14, in October 1997. After sustaining two violations of probation, for leaving home without permission and ingesting alcohol, the defendant was detained for placement in an appropriate program. He subsequently entered Redwood Trails group home where he remained for approximately one year before sustaining his third violation of probation for leaving home without permission, being "out of control," not taking medications, and missing school and therapy sessions. That violation of probation was sustained in July 1999. Subsequently, in September 1999, he sustained a new misdemeanor Petition and was again placed at Redwood Trails group home. He essentially remained in placement at the group home for 20 months, when he successfully discharged and earned his high school diploma. Subsequently, all proceedings were dismissed on behalf of the minor. Although Wong

sustained three violations while on his first juvenile probation grant, he essentially successfully completed his second grant of probation after being in the juvenile system for nearly three years. His initial performance on juvenile probation was poor. His compliance with juvenile probation on the second occasion could be deemed compliant as the latter part of his participation passed without incident.

Probation: It appears the defendant has been the subject of one grant of conditional sentence, as an adult. That grant commenced on 11-15-02. Although the defendant has not incurred violation of conditional sentence in that matter, he has failed to maintain lawful conduct by sustaining a new conviction in the instant offense and he has a pending matter in MCR-409478. Overall, his compliance with the orders of the Court could be deemed unsatisfactory.

N-508

Parole: It does not appear the defendant has ever been the subject of state parole supervision.

DEFENDANT'S STATEMENT: The defendant was interviewed at the Main Adult Detention Facility and advised of his right to submit a written statement in this matter. Regarding the offense, the defendant stated, "I was just working for my mom, on files for the trailer place she works for, on Corby. Friends called to say 'come drink.' I wasn't sure if I should go. I decided to go for a while and went over there. They bought E&J and we did double shots and then I took other people's double shots, I had over ten shots. There was a second and a third bottle and I got in an argument with a friend's sister. I walked out of the house and blacked out. I walked down the street. I guess I was mad, I put my fist through a Dodge Ram window and blacked out again. The police came and no one was around. I slipped and fell on the ground and blacked out. The next thing, I was being cuffed. Then, I had a disc fracture. The doctors here [in custody] say nothing's wrong with me."

When confronted with the information provided in the police report, the defendant stated, "I believe it could be possible, what they say, because I was blacking out. I've never known myself to be violent or use weapons." When asked why he fled from the investigating officer, he stated, "I fled because I had a warrant for my arrest. I didn't know what happened. My defender said my best case was to say I don't remember nothing. I believe that if I wasn't under the influence of alcohol that night, none of this would have happened at all."

When asked how he feels about this case, the defendant stated, "I feel bad about it because I'm in here and people got injured and I didn't even know I did it and the cars were damaged. They have to pay for it. My mom is worried and I've set a bad example to my younger brother. At 20, I should be trying to get my own place and pay bills and shouldn't be hurting people anyways. If someone attacked people in my family, I wouldn't like it. I'm sorry for what happened. If I could take back what happened, not drink that night, I would, but I can't. I have to pay for what I've done. I'm sorry to the people and the officer, it shouldn't happen again."

N. 509

VICTIM'S STATEMENT: The victims in Count IV, Count V, and Count IX were sent written notification of these proceedings. As of this date, Probation has had no contact from the victims. It also does not appear that a claim has been filed with Victim Assistance in this matter. Sergeant Quinn, the victim in Count XIV, was contacted and declined to provide a statement. He is not requesting restitution at this time.

RESTITUTION AMOUNT: Undetermined. N. 235

N. 510 - MARITAL STATUS: Single. CHILDREN: None. D96 D95 - spouse name

264 ADDRESS: 584 Dutton Ave., Santa Rosa, CA 95407 PHONE: (707) 579-5586 269

N. 511

EMPLOYMENT HISTORY: Wong stated that he was last employed, for three months, ending in June 2002, working for cash at Earth Shake Construction. He stated that he worked an average of 30 hours per week, earning \$16 per hour, prior to being fired after "someone stole some stuff so me and six others were fired." Additionally, Wong stated that he worked for approximately one and half months at G&G market and worked at Labor Ready, approximately 16 hours per month, throughout the past year. Additionally, the defendant stated that he worked at Lucky's "for a minute."

N. 512

NET INCOME: None noted. ADDITIONAL INCOME: The defendant stated that his mother covers the majority of his living expenses. He occasionally earns money by "helping friends out around the house."

EXPENDITURES: Approximately \$200 per month in food costs. — N. 513

N. 514

EDUCATION: Wong stated that he left the Redwood Institute for Design Education in the twelfth grade, ten credits shy of earning his high school diploma.

SUBSTANCE ABUSE:

N. 515 → Alcohol: Wong stated that he first consumed alcohol at the age of ten "with friends." He noted that he typically consumed alcohol one day per week until approximately age 12 when he began consuming alcohol on a daily basis, until the age of 15. Since that time, he stated he typically consumes alcohol one time per week, but that it had "increased lately because of stupid shit that happened." He clarified by stating that he does not necessarily drink more frequently, but instead drinks greater quantities of alcohol when he does drink. He stated, "I was becoming alcoholic but never by myself or nothing." Wong admitted drinking the night of the instant offense.

N. 516 → Drugs: Wong said that he first smoked marijuana at age ten and smoked the substance daily until age 14. He noted that he "slowed down" in 2001. He denied ingesting any other illicit substances or that any substance use is problematic at this time.

N. 517 → Treatment: Wong stated that he participated in Narcotics Anonymous meetings as a condition of juvenile probation, for approximately three years. He did note that it was his choice to attend these 12 Step

meetings while he was a resident at a group home. Presently, he stated, "It [treatment] could help, but I just need to stay away from that stuff. Alcoholism runs through my family on the male side."

COLLATERAL INFORMATION:

N-518 Mental Health Information: The defendant stated, "They told me I was bipolar in 2001 when I was at a group home. I took Tegretal for one year and then stopped." Wong denied this condition is ongoing.

N-519 Gang Information: When asked about his gang involvement, Wong admitted that he was "jumped in" to the Asian Gangsters at age 15. He stated, "I don't regularly kick with them, I stay home more than anything. I just had a problem getting a job due to not keeping pee tests clean because of alcohol or marijuana once in a while. That night we just came together to barbecue." Wong acknowledged that most of the people he associates with are Asian Gangsters. He did note, "But mostly, I hang with my family and no one in my family is a gang member." It should be noted, according to the police report, that the defendant's co-participants admitted being gang members.

N-520 PROBATION PRECLUSIONS/LIMITATIONS - RULE 4.413: (b) Pursuant to 1203(c)(2) PC, the defendant is limited from receiving a grant of probation in this matter as he used a deadly weapon in the commission of the instant offense, unless the Court deems this to be an unusual case. (c)(Rule 408) The Court may wish to consider this to be an unusual case in that the defendant was admittedly under the significant influence of alcohol when this crime was committed, although not amounting to a defense, and Wong may respond favorably to substance abuse treatment which would be required as a condition of probation.

CRITERIA AFFECTING PROBATION - RULE 4.414:

N-521 Unfavorable Factors: The nature and seriousness of the instant offense, as compared to other instances of the same crime, in that the defendant's assaultive actions were not deterred by the immediate presence of law enforcement personnel. The defendant was armed with a sizeable piece of wood in the assault. Wong inflicted physical injury on both victims, Sissle and Sergeant Quinn. Although this is the defendant's first felony conviction, he has one adult misdemeanor conviction and two sustained misdemeanor matters as a juvenile, indicating a pattern of regular criminal conduct. Wong's ability to comply with the reasonable terms of probation may be negatively impacted by his substance abuse issues and lack of stable employment history. The defendant expressed minimal remorse for his behavior in this matter. If not imprisoned, the defendant may pose a threat to the health and safety of the community.

N-522 Favorable Factors: The defendant ultimately successfully completed juvenile probation. He is willing to participate on probation. Wong may have the ability to comply with the conditions of probation as indicated by his ties to the community. Imprisonment would likely negatively impact the defendant.

N523
CIRCUMSTANCES IN AGGRAVATION - RULE 4.421: (a)(3) The victim was particularly vulnerable as he was significantly outnumbered at the onset of this attack and was struck repeatedly as he lay on the ground in a fetal position, unable to defend himself. (b)(1) The defendant has engaged in violent conduct which indicates a serious danger to society. (b)(2) The defendant's prior conviction as an adult combined with his sustained Petitions as a juvenile, are numerous. (b)(4) The defendant was on a grant of conditional sentence when the crime was committed. (b)(5) The defendant's previous performance on one grant of juvenile probation was unsatisfactory.

N524
CIRCUMSTANCES IN MITIGATION - RULE 4.423: (a) None noted. (b)(6) The defendant's prior performance on one grant of juvenile probation was satisfactory.

N. 525
EVALUATION: Twenty-year-old Jeremy Wong appears for sentencing after pleading guilty to one count of felony assault with a deadly weapon, one count of misdemeanor assault upon a peace officer, and two counts of misdemeanor vandalism. Wong admitted being quite intoxicated the night of the instant offense, but conveyed a vacillating recollection of his behavior. The defendant seemed to minimize his culpability for the offense by claiming that he suffered from "blackouts" during the incident. Interestingly, Wong was aware that he fled investigating officers "because I had a warrant for my arrest." He also recalled "putting my fist through a Dodge Ram window" but does not remember striking the victim or the Sheriff's deputy. It is likely that Wong was more aware of his behavior than he is willing to admit.

When asked about the totality of the offense, Wong stated, "I believe it could be possible, what they say, because I was blacking out." Wong seems to recall enough of his actions and behavior to note "I believe that if I was not under the influence of alcohol that night, that none of this would have happened at all." The defendant did acknowledge that his alcohol consumption had increased prior to the instant offense and that appropriate treatment "could help," but he has done nothing to address this issue, other than to state "I just need to stay away from that stuff." Wong's limited insight and minimal resource regarding his actions, is not encouraging. However, it is not felt that his criminal conduct in this matter rises to the level of an immediate state prison commitment. Instead, given his youthfulness and the fact that his last 20 months on juvenile probation were apparently compliant, it is hoped that the defendant could benefit from a local disposition in this matter. It will be recommended that the comply with gang conditions, drug/alcohol conditions, and, given the serious nature of the offense, serve an appropriate jail term. Should the Court favor a direct state prison commitment, the factors in aggravation prevail and the upper term is recommended. The penalty for the misdemeanor violations may be served concurrently in any penal institution. Further, as it appears that the offenses were committed for furtherance of the Asian Gangsters criminal street gang and in association with

Asian Gangsters gang members, registration appears appropriate pursuant to 186.30(a) PC.

SUGGESTED PRISON TERM: N/A → N: 526

987.8 PC RECOMMENDATION: No. → N: 527

BOOKING FEE: Eligible. → N: 528

RECOMMENDATION:

The Probation Officer respectfully recommends:

That the imposition of judgment be suspended and the defendant be placed on supervised probation for a period of three (3) years under the following conditions:

That the defendant serve twelve (12) months in the Sonoma County Jail, and report to the Probation Department within two (2) working days of completion of jail sentence; and

That the defendant participate in and complete any of the following programs of assistance or counseling: educational, vocational, financial, medical, psychiatric, psychological, alcohol, or drug treatment as may be directed by the Probation Officer, and not leave any program without the prior written consent of the Program Director(s) and the Probation Officer; and

That the defendant perform forty (40) hours of volunteer, community service work, through the Sonoma County Volunteer Bureau, to the satisfaction of the Probation Officer and the Bureau's Director; and

That the defendant pay restitution plus a 10% Administration Fee, jointly and severally, through the Sonoma County Probation Department in an amount and manner to be determined by the Probation Officer.

-ADVISEMENT-

(Court review is available if requested in writing to the Probation Officer within ninety (90) days after being notified by the Probation Officer of the amount of restitution owed and the manner of payment); and

That the defendant not associate with known street gang members, not wear/display street gang colors, not possess gang paraphernalia, and not frequent places known as locations for street gang members to congregate; and

That the defendant register with local law enforcement authorities pursuant to Section 186.30(a) PC; and

This offense requires you to provide blood and saliva samples pursuant to Penal Code Section 296. Willful failure to comply with this law may result in criminal prosecution under Penal Code Section 298.1; and

That the defendant have no contact with any victim and/or codefendant, directly, indirectly or through a third party; and

That the defendant not possess or use controlled substances, or associated paraphernalia, without a

valid prescription; and

That the defendant not consume any alcoholic beverages; and

That the defendant not be in a place where alcohol is the primary item of sale; and

That the defendant submit to random chemical testing of bodily fluids at the request of any Probation Officer or law enforcement officer; and

That the defendant not possess any weapon; and

That the defendant submit to warrantless search and seizure of person, property, personal business or vehicle at any time of the day or night and residence at any time of the day or reasonable hour of the night by any Probation Officer or law enforcement officer; and

That the defendant seek and maintain employment or enroll in an educational program, furnishing proof of effort at the request of the Probation Officer; and

ADVISEMENT PER 1203.1b PC

You have been informed of your right to a hearing and counsel and to have the Court determine your ability to pay and the payment amount of the Report Preparation Fee. Having waived that right it is ordered that although not a condition of probation, the defendant will pay a Report Preparation Fee of \$250, to be paid in a manner to be determined by the Probation Officer; and

ADVISEMENT PER 1203.1b PC

You have been informed of your right to a hearing and counsel and to have the Court determine your ability to pay and the payment amount of the fee for probation supervision. Having waived that right it is ordered that although not a condition of probation, the defendant will pay a Probation Supervision Fee of \$165 to be paid in a manner to be determined by the Probation Officer; and

That the defendant pay a restitution fine in the amount of \$880 (which includes a 10% administration fee), to be paid in a manner to be determined by the Probation Officer; and

Booking fees: Eligible; and

You have been convicted of a felony. You may not own or have in your possession or under your custody or control any firearm or ammunition, pursuant to federal and state law.

Dated: July 1, 2003 - N. 529

APPROVED:

[Signature] N. 532

Supervisor - N. 780

I have read and considered
the foregoing report.

N. 16

Judge

N. 18

Date

116720

06-03/ms

Respectfully submitted,

CORA M. GUY

Chief Probation Officer

By:

N. 135

HEATHER C. SIDES

Deputy Probation Officer

→ D-99

D-92

D-98

☒ ORDER OF PROBATION☐ PROBATION MODIFICATION

Case No(s):

Case No(s):

Driver's License Terms:

- ☐ Not drive without a valid license and minimum liability insurance.
- ☐ Driver's license is:
- ☐ revoked ☐ suspended for _____ ☐ months ☐ years. ☐ consecutive ☐ concurrent with DMV suspension.
- ☐ restricted for _____ ☐ days ☐ months, except
- ☐ daylight only ☐ to, from, during employment, school, treatment program, jail, probation interviews.

DEL Terms:

- ☐ Not drive with any amount of alcohol in system.
- ☐ Submit to ☐ alcohol ☐ drug, testing at any time requested by any ☐ peace officer ☐ prob. officer ☐ program rep.
- ☐ Enroll in and successfully complete the: ☐ 1st Offender DUI program ☐ 90 day ☐ 6 month ☐ 915-38 program
- ☐ Educational Component Program ☐ _____
- ☐ Show proof of enrollment within _____ days, from ☐ this date ☐ release from custody.
- ☐ Show proof of completion by _____ through ☐ court ☐ probation.
- ☐ May transfer DUI program to _____
- ☐ Totally abstain from the use of ☐ alcohol ☐ illegal drugs. ☐ Maintain ☐ alcohol-free ☐ drug-free, residence.
- ☐ Not be in places where alcohol is the chief item of sale.
- ☐ Attend _____ AA _____ NA, ☐ meetings per wk: ☐ total. ☐ Show proof by _____ to ☐ court ☐ probation.
- ☐ Get AA sponsor within _____

Non-Contact Orders:

- ☐ Not annoy, harass, or threaten _____
- ☐ Have no ☐ uninvited contact ☐ contact with _____
- ☐ Remain away from the ☐ premises ☐ place of employment of _____
- ☐ Other: _____

☐ Defendant is advised of the rights of appeal.☐ SEE ATTACHMENT PAGE FOR ADDITIONAL TERMS.☐ Bill enumerated.Done in open court this date: 2/09/08

Judge/Commissioner of the Superior Court

You are hereby advised that failure by you to comply with any of the foregoing General or Special Conditions of Probation could result in:

- 1) the grant of probation being revoked, resulting in confinement in the county jail for additional periods, or imposition of any sentence which the Court could have imposed on you before you were placed on probation;
- 2) the terms of probation being extended up to the maximum provided by law;
- 3) the conditions of probation being amended, resulting in a change or addition to the conditions within the limits of the Probation Statute.

The terms and conditions of probation have been explained to me and I fully understand them and agree in every particular to abide by them.

Date: _____

Defendant: _____ DOB: _____

Address: _____

City: _____ Phone: _____

Zip Code

Witnessed by: _____

INTERPRETER'S STATEMENT (If applicable)

I, _____, truly translated this document in the _____ language to the defendant, who stated (s)he understood the contents.

Date: _____

Signature: _____

JAN-19-2005 11:44
MAIN OFFICE | |
475 Union Avenue
Fairfield, CA 94533-8332
Phone: (707) 784-7800
FAX: (707) 784-7806

CO OF SAN MATEO
VALLEJO BRANCH | |
385 Tuolumne Street
Vallejo, CA 94580-6744
Phone: (707) 532-5531
FAX: (707) 563-5021

650 312 5597 P.02
JUVENILE HALL | |
740 Beck Avenue
Fairfield, CA 94533-4433
Phone: (707) 784-4570
FAX: (707) 784-4583

PROBATION TERMS Defendant shall:

☐ Appear for Progress Report / Review on: _____ at _____ In Dept. _____

re: _____
☐ Defendant's appearance waived ☐ If placed in a program **Picture I.d. required when reporting to Probation.**

JAIL COMMITMENT - REPORT TO JAIL
THE DEFENDANT PERSONAL INFORMATION

☒ Serve WITHOUT A LASH OR 25 IN 34 10 days / months in county jail: ☐ Forthwith ☐ Weekends / Days off

☐ _____ days suspended ☐ all suspended but _____ days ☐ **BOOK AND RELEASE** by _____
(8 am - 4 pm, Monday thru Friday)

☒ Stay to _____ at _____ am / pm ☒ Surrender to Sheriff ☐ Reappear in court, at that time.

☐ Concurrent ☐ consecutive, with ☐ present sentence ☐ each other ☐ _____

☐ In lieu of fine ☐ Serve one day for each \$ _____ of fine unpaid or pay fine (\$ _____)

☐ CTS: _____ days plus _____ 4019 PC time = _____ **TOTAL DAYS.**

☐ **NO EARLY RELEASE.** ☐ **NO SHERIFF'S PAROLE.** ☐ **RELEASED PENDING ANY OTHER HOLDS.**

☒ A.S.P. ☒ recommended ☐ denied ☐ Work furlough ☐ Only ☐ recommended ☐ denied

☐ E.M.R. ☐ Only ☐ recommended ☐ denied ☐ Work release ☐ Only ☐ recommended ☐ denied

☐ Report within 3 working days, to ☐ Professional Monitoring ☐ SDF, for processing.

☐ Pay jail fees. ☐ Jail fees waived. ☐ Probation shall terminate upon defendant's release from jail.

☐ Commit self to _____, to remain there until released by the director upon satisfactory completion. ☐ Remain in custody until placed in the program.

☐ Defendant may be released to probation officer / program representative / _____ for
☐ screening ☐ transportation to program when bed is available ☐ prior to ☐ after, completion of jail sentence.

☐ Defendant ☐ waives ☐ is not eligible for these credits: ☐ ALL ☐ presentence ☐ time in Program

☐ good time/work time (conduct) ☐ day for day ☐ day for day work ☐ _____

The Court ☐ will consider ☐ grants, \$ _____ per day OTS toward the fine for: ☐ satisfactory completion of program;
☐ each day spent in program; each ☐ AA ☐ NA, meeting attended ☐ above required number of meetings.

☐ Jail/program other: _____

Form 9481a Rev. 9/02

491a

Court (Original)

Def. (2nd copy)

Jail

D.A.

Accig.

DJA program

Telecare

OBEY ALL RULES OF JAIL. PICTURE ID AND COURT
PAPERWORK REQUIRED WHEN REPORTING TO JAIL

PROGRAM TERMS. DEF IS TO OBEY ALL RULES
AND REGULATIONS OF THE PROGRAM.