

IN THE MUNICIPAL COURT OF METROPOLITAN COURTHOUSE JUDICIAL DISTRICT,

COUNTY OF LOS ANGELES, STATE OF CALIFORNIA
NO. 93V00778 PAGE NO. 1
THE PEOPLE OF THE STATE OF CALIFORNIA VS. CURRENT DATE 09/25/07
DEFENDANT 01: KIEFER WILLIAM SUTHERLAND
LAW ENFORCEMENT AGENCY EFFECTING ARREST: CHP - WEST L.A. STATION

BAIL: APPEARANCE DATE	AMOUNT OF BAIL	DATE POSTED	RECEIPT OR BOND NO.	SURETY COMPANY	REGISTER NUMBER
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CASE FILED ON 01/20/93.

COMPLAINT FILED, DECLARED OR SWORN TO CHARGING DEFENDANT WITH HAVING COMMITTED, ON OR ABOUT 01/09/93 IN THE COUNTY OF LOS ANGELES, THE FOLLOWING OFFENSE(S) OF:

COUNT 01: 23152(A) VC MISD - UND INFLNCE ALCHL/DRUG IN VEH.

COUNT 02: 23152(B) VC MISD - .08% MORE WGT ALCHL DRIVE VEH.

ALLEGED PRIOR CONVICTION ON COUNT 01 FOR 23103 VC - RECKLESS DRIVING/NO INJURY ON 02/08/89 IN METROPOLITAN CTHOUSE JUDICIAL DISTRICT UNDER CASE NUMBER 9V00088.

NEXT SCHEDULED EVENT:

02/03/93 830 AM ARRAIGNMENT DIST METROPOLITAN COURTHOUSE DIV 063

ON 02/03/93 AT 830 AM IN METROPOLITAN COURTHOUSE DIV 063

CASE CALLED FOR ARRAIGNMENT
PARTIES: COMR. ANTHONY FILOSA (JUDGE) DOUGLAS GRAY (CLERK)
TRACY AARON (REP) DENNIS MINISHIAN (CA)
DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY MODABBER PRIVATE COUNSEL
NEXT SCHEDULED EVENT:

02/17/93 830 AM ARRAIGNMENT DIST METROPOLITAN COURTHOUSE DIV 063

ON 02/16/93 AT 830 AM IN METROPOLITAN COURTHOUSE DIV 063

CASE CALLED FOR ARRAIGNMENT
PARTIES: COMR. ANTHONY FILOSA (JUDGE) DOUGLAS GRAY (CLERK)
YVONNE RIVERS (REP) DENNIS MINISHIAN (CA)
DEFENDANT DEMANDS COUNSEL.

COURT REFERS DEFENDANT TO THE PUBLIC DEFENDER.
PUBLIC DEFENDER APPOINTED. MODABBER - P.R.

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY MODABBER PRIVATE COUNSEL
ON PEOPLE'S MOTION, COURT ORDERS COMPLAINT AMENDED BY INTERLINEATION TO ADD VIOLATION 23103 VC MISD - RECKLESS DRIVING/NO INJURY AS COUNT 03.

THE RIGHT TO BE REPRESENTED BY A LAWYER AT ALL STAGES OF THE PROCEEDINGS, INCLUDING THE RIGHT, IF QUALIFIED, TO BE REPRESENTED BY A LAWYER AT PUBLIC EXPENSE;

IN ANY CASE IN WHICH YOU ARE FURNISHED A LAWYER, EITHER THROUGH THE PUBLIC DEFENDER OR PRIVATE COUNSEL APPOINTED BY THE COURT, UPON CONCLUSION OF THE CRIMINAL PROCEEDINGS IN THE TRIAL COURT, THE COURT SHALL MAKE A DETERMINATION OF YOUR PRESENT ABILITY TO PAY ALL OR A PORTION OF THE COST OF COUNSEL. IF THE COURT DETERMINES THAT YOU HAVE THE PRESENT ABILITY TO PAY ALL OR PART OF THE COST, IT SHALL ORDER YOU TO PAY THE SUM TO THE COUNTY IN ANY INSTALLMENTS AND MANNER WHICH IT BELIEVES REASONABLE AND COMPATIBLE WITH

YOUR FINANCIAL ABILITY. EXECUTION MAY BE ISSUED ON THE ORDER IN THE SAME MANNER AS ON A JUDGMENT IN A CIVIL ACTION;
THE RIGHT TO REPRESENT YOURSELF, IF YOU KNOWINGLY, INTELLIGENTLY, UNDERSTANDINGLY, AND EXPLICITLY WAIVE YOUR RIGHT TO A LAWYER AND UNDERSTAND THE DANGERS AND DISADVANTAGES OF SELF-REPRESENTATION; THE RIGHT TO A REASONABLE CONTINUANCE BEFORE ENTERING A PLEA;
YOU MAY PLEAD GUILTY, NOT GUILTY OR, WITH THE CONCURRENCE OF THE COURT, NOLO CONTENDERE TO THE CHARGES IN THE COMPLAINT;
A PLEA OF NOLO CONTENDERE SHALL BE CONSIDERED THE SAME AS A PLEA OF GUILTY. FOR THE PURPOSES OF THE CRIMINAL PROCEEDING, IT IS AN ADMISSION OF GUILT BUT CANNOT BE USED AGAINST YOU AS AN ADMISSION OF FAULT IN A CIVIL PROCEEDINGS ARISING OUT OF THE INCIDENT THAT CAUSED CRIMINAL PROCEEDINGS TO BE BROUGHT;
IF YOU PLEAD NOT GUILTY, YOU ARE ENTITLED TO A SPEEDY AND PUBLIC TRIAL;
YOU HAVE A RIGHT TO BE TRIED WITHIN 30 DAYS FROM THE DATE OF ARRAIGNMENT IF IN CUSTODY: 45 DAYS IF NOT IN CUSTODY;
THE CASE WILL BE DISMISSED IF NOT HEARD WITHIN THE STATUTORY TIME, UNLESS GOOD CAUSE FOR A DELAY IS SHOWN;
THE RIGHT TO A TRIAL BY JURY;

THE RIGHT TO BE CONFRONTED BY AND TO CROSS-EXAMINE WITNESSES WHO TESTIFY AGAINST YOU AND THE RIGHT TO HAVE WITNESSES SUBPOENAED INTO COURT TO TESTIFY IN YOUR DEFENSE AT NO COST TO YOU;
THE RIGHT NOT TO TESTIFY IN YOUR CASE; AND THE RIGHT TO TESTIFY IN YOUR CASE IF YOU WISH;
IF YOU PLEAD GUILTY, NOLO CONTENDERE OR ARE CONVICTED AFTER A TRIAL, YOU HAVE A RIGHT TO A REASONABLE CONTINUANCE BEFORE SENTENCE IS IMPOSED, TO WIT: NOT LESS THAN 6 HOURS, NOR MORE THAN 5 DAYS;
THE RIGHT TO BE RELEASED UPON POSTING OF A REASONABLE BAIL IN AN AMOUNT TO BE FIXED BY THE COURT;
IF YOU ARE BEING HELD IN CUSTODY WHILE WAITING FOR YOUR TRIAL, YOU HAVE THE RIGHT TO HAVE A JUDGE REVIEW THE EVIDENCE AGAINST YOU TO DETERMINE IF THERE IS PROBABLE CAUSE TO BELIEVE THAT YOU DID, IN FACT, COMMIT THE MISDEMEANOR WITH WHICH YOU ARE CHARGED. IF NO SUCH PROBABLE CAUSE APPEARS, THEN YOU HAVE THE RIGHT TO BE RELEASED ON YOUR OWN RECOGNIZANCE;
YOU ARE ADVISED OF THE PROVISIONS OF SECTION 1203.4 OF THE PENAL CODE;
IF YOU ARE NOT A CITIZEN, YOU ARE HEREBY ADVISED THAT A CONVICTION OF THE OFFENSE FOR WHICH YOU HAVE BEEN CHARGED WILL HAVE THE CONSEQUENCES OF DEPORTATION, EXCLUSION FROM ADMISSION TO THE UNITED STATES, OR DENIAL OF NATURALIZATION PURSUANT TO THE LAWS OF THE UNITED STATES.

THE COMPLAINT READ TO THE DEFENDANT.
A COPY OF THE COMPLAINT AND THE ARREST REPORT GIVEN TO DEFENDANTS COUNSEL.
DEFENDANT'S FINANCIAL STATEMENT FILED.
DEFENDANT WAIVES FURTHER ARRAIGNMENT.
DEFENDANT ADVISED OF AND PERSONALLY AND EXPLICITLY WAIVES THE FOLLOWING RIGHTS:
WRITTEN ADVISEMENT OF RIGHTS AND WAIVERS FILED, INCORPORATED BY REFERENCE HEREIN
TRIAL BY COURT AND TRIAL BY JURY
CONFRONTATION AND CROSS-EXAMINATION OF WITNESSES;
SUBPOENA OF WITNESSES INTO COURT TO TESTIFY IN YOUR DEFENSE;
AGAINST SELF-INCRIMINATION;
DEFENDANT ADVISED OF THE FOLLOWING:
THE NATURE OF THE CHARGES AGAINST HIM, THE ELEMENTS OF THE OFFENSE IN THE COMPLAINT, AND POSSIBLE DEFENSES TO SUCH CHARGES;
THE POSSIBLE CONSEQUENCES OF A PLEA OF GUILTY OR NOLO CONTENDERE, INCLUDING

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THE MAXIMUM PENALTY AND ADMINISTRATIVE SANCTIONS AND THE POSSIBLE LEGAL EFFECTS AND MAXIMUM PENALTIES INCIDENT TO SUBSEQUENT CONVICTIONS FOR THE SAME OR SIMILAR OFFENSES;

THE EFFECTS OF PROBATION;

IF YOU ARE NOT A CITIZEN, YOU ARE HEREBY ADVISED THAT A CONVICTION OF THE OFFENSE FOR WHICH YOU HAVE BEEN CHARGED WILL HAVE THE CONSEQUENCES OF DEPORTATION, EXCLUSION FROM ADMISSION TO THE UNITED STATES, OR DENIAL OF NATURALIZATION PURSUANT TO THE LAWS OF THE UNITED STATES;

COURT FINDS THAT EACH SUCH WAIVER IS KNOWINGLY, UNDERSTANDINGLY, AND EXPLICITLY MADE:

COUNT (01) : DISPOSITION: DISMISSAL IN FURTH OF JUSTICE PER 1385 PC

COUNT (02) : DISPOSITION: DISMISSAL IN FURTH OF JUSTICE PER 1385 PC

THE DEFENDANT WITH THE COURTS APPROVAL, PLEADS NOLO CONTENDERE TO COUNT 03 A VIOLATION OF SECTION 23103 VC. THE COURT FINDS THE DEFENDANT GUILTY.

COUNT (03) : DISPOSITION: CONVICTED

AFTER INQUIRY BY THE COURT, THE COURT ACCEPTS PROSECUTORS STATEMENT THAT

ALCOHOL/DRUGS WERE INVOLVED IN THE INCIDENT, AS TO COUNT 03.

DEFENDANT ADMITS THE PRIOR CONVICTION OF THE CRIME IN VIOLATION AS TO COUNT 01

OF SECTION 23103 VC RECKLESS DRIVING/NO INJURY, ON AND ABOUT 02/08/89 IN THE METROPOLITAN CTHOUSE JUDICIAL DISTRICT UNDER CASE NUMBER 9V00088

DEFENDANT IS ADVISED OF HIS RIGHT TO A SPEEDY TRIAL AND WAIVES STATUTORY TIME FOR TRIAL.

COURT ACCEPTS PLEA

NEXT SCHEDULED EVENT:

SENTENCING

AS TO COUNT (03):

IMPOSITION OF SENTENCE SUSPENDED

DEFENDANT PLACED ON SUMMARY PROBATION

FOR A PERIOD OF 036 MONTHS UNDER THE FOLLOWING TERMS AND CONDITIONS:

PAY A FINE OF \$390.00

OR SERVE 13 DAYS IN LOS ANGELES COUNTY JAIL LESS CREDIT FOR 1 DAYS

TOTAL: 12 DAYS

PLUS A STATE PENALTY FUND ASSESSMENT OF \$612.00

PLUS \$55.00 ALCOHOL ABUSE/PREVENTION ASSESSMENT (23645 V.C.)

IN LIEU OF JAIL OR FINE, DEFENDANT MAY:

PERFORM 211 HOURS OF COMMUNITY SERVICE

TOTAL DUE: \$1,027.00

IN ADDITION:

-NOT DRIVE A MOTOR VEHICLE UNLESS INSURED.

-NOT DRIVE A MOTOR VEHICLE WITHOUT A VALID CALIFORNIA DRIVER'S LICENSE IN YOUR POSSESSION.

-NOT REFUSE TO TAKE A CHEMICAL/BREATH TEST FOR ALCOHOL OR DRUG CONSUMPTION WHEN REQUESTED BY A PEACE OFFICER.

-DEFENDANT ACKNOWLEDGES TO THE COURT THAT THE DEFENDANT UNDERSTANDS AND ACCEPTS ALL THE PROBATION CONDITIONS, AND DEFENDANT AGREES TO ABIDE BY SAME.

OBEY ALL LAWS AND FURTHER ORDERS OF THE COURT.

DO NOT DRIVE AND/OR ATTEND A COURT ORDERED ALCOHOL EDUCATION PROGRAM WITH ANY ALCOHOL OR DRUGS IN YOUR SYSTEM.

COUNT (03): DISPOSITION: CONVICTED

BLOOD ALCOHOL CONTENT TEST SHOWED BAC OF .11 PERCENT.

ABSTRACT ISSUED ON 02/16/93 FOR COUNT 03

DMV JUDGMENT CODE RGWZ

NEXT SCHEDULED EVENT:

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06/16/93 830 AM PROOF OF MISCELLANEOUS ITEM DIST METROPOLITAN COURTHOUSE
DIV C63
NEXT SCHEDULED EVENT 2:
09/24/93 830 AM PROOF OF CAL TRANS DIST METROPOLITAN COURTHOUSE DIV
C63

ON 02/17/93 AT 830 AM IN METROPOLITAN COURTHOUSE DIV C63

CASE CALLED FOR FINE PAYMENT(S)
PARTIES: COMR. ANTHONY FILOSA (JUDGE) DOUGLAS GRAY (CLERK)
YVONNE RIVERS (REP) DENNIS MINISHIAN (CA)
DEFENDANT IS PRESENT IN COURT, AND NOT REPRESENTED BY COUNSEL
DEFENDANT APPEARS IN PRO PER
PAYMENT IN THE AMOUNT OF \$01028 PAID ON 930217, RECEIPT # 9727 .
BALANCE DUE \$ 00000. ???????? ??? \$ 00000.
NEXT SCHEDULED EVENT:

PROOF OF MISCELLANEOUS ITEM

ON 08/24/93 AT 830 AM IN METROPOLITAN COURTHOUSE DIV C60

CASE CALLED FOR PROOF OF CAL TRANS
PARTIES: NONE (JUDGE) NONE (CLERK)
NONE (REP) NONE (DDA)
DEFENDANT IS PRESENT IN COURT, AND NOT REPRESENTED BY COUNSEL
DEFENDANT APPEARS IN PRO PER
CASE ADVANCED 092493.
PROOF OF COMPLETION OF COMMUNITY SERVICE FILED.
NEXT SCHEDULED EVENT:
PROCEEDINGS TERMINATED