102-1002 5m (8/99)

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA Dept. No. 007

Date: **Feb. 2, 2000** Hon. DEAN A. BEAUPRE, Judge Rhoda Nishiyama, Dep. Clerk
Melanie Buerke, Reporter

THE PEOPLE OF THE STATE OF CALIFORNIA

Plaintiff

vs.

CHARLES GARDINER

Defendant

Counsel appearing for Plaintiff: Ken Mifsud, Deputy District Attorney

Counsel appearing for Defendant: Jules Bonjour, Esq.

NATURE OF PROCEEDINGS: **DISPOSITION & SETTING**

Case No. **136232**
(PFN: **BAV573**)
(CEN: **9240578**)

Defendant is present.

The defendant now requests and is permitted to withdraw his previously entered plea of not guilty and enter a new and different plea. Upon re-arraignment, defendant **pleads guilty** to the crime(s) of felony(ies), to wit: a violation of Section 288.5 of the California Penal Code as charged in the Information. Defendant waives the statutory time for the passing of sentence.

(See M.Order for Placement 1203.03 PC)

(Original: to file)

202-100 1M (8/99)

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA

THE PEOPLE OF THE STATE OF CALIFORNIA Plaintiff vs. **CHARLES GARDINER** Defendant	Dept. No. 007 Case No. **136232** PFN: **BAV573** CEN: **9240578** **ORDER FOR PLACEMENT, DELIVERY AND RETURN (Section 1203.03 PC)**

The above-named defendant, having been duly convicted in the Superior Court of the offense(s) of **a felony, to wit, a violation of Section 288.5 Penal Code of California** and the Court having concluded that a just disposition of the case requires such diagnosis and treatment services as can be provided at a diagnostic facility of the Department of Corrections, and the Department of Corrections having indicated to the Court of its acceptance of the above-named without previous referral and of the time and place for delivery.

IT IS THEREFORE ORDERED that the above-named defendant be placed temporarily in such diagnostic facility for a period not to exceed 90 days in accordance with the provisions of Section 1203.03 of the Penal Code.

IT IS FURTHER ORDERED that the Director of the Department of Corrections report to the Court his diagnosis and recommendations concerning the above-named defendant within the said 90 days. It is further ordered that defendant submit to blood/saliva test pursuant to Section 296 Penal Code.

IT IS NOW ORDERED that the Sheriff deliver said defendant to the custody of the Director of Corrections at:

☐ Central California Womens' Facility, Chowchilla, California.
☒ Reception Center, San Quentin State Prison, San Quentin, California.

IT IS FURTHER ORDERED that prior to the expiration of the 90 day period, the Director of Corrections shall notify the Sheriff of Alameda County of the defendant's availability for return to Alameda County Jail, and without further order of Court, the Sheriff shall return defendant, giving notice to the Clerk of the Court of said return.

Dated: **February 2, 2000**
and signed: **February 2, 2000**

JUDGE OF THE SUPERIOR COURT

Witness my hand and seal of said Court
on **February 2, 2000**

Clerk of the Superior Court

By _____
R. Nishiyama, Deputy

FILED
ALAMEDA COUNTY
FEB - 2 2000
CLERK OF THE SUPERIOR COURT
By _____ Deputy

(Original: Signed by Judge, File Stamp, Register of Actions, to court file)
(Two Certified Copies: Endorsed file stamped, Judge's file stamp, original signature of clerk; seal; staple copy of probation report and attach for Alameda County Sheriff Transportation Unit, QIC 80501; if a revocation include a copy of Petition)

Document3

202-750 (8/99)

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA Dept. No. 007

Date: **March 21, 2000** Hon. DEAN A. BEAUPRE, Judge Rhoda Nishiyama, Dep. Clerk
Melanie Buerke, Reporter

THE PEOPLE OF THE STATE OF CALIFORNIA Plaintiff	Counsel appearing for Plaintiff	Donna McIntosh, Deputy District Attorney
vs.	Counsel appearing for Defendant	Jules Bonjour, Esq.
CHARLES GARDINER Defendant	Probation Officer appearing	Lesley Pankopf Deputy

NATURE OF PROCEEDINGS: **MINUTE ORDER RE: PROBATION**

Case No. **136232**
PFN: **BAV573**
CEN: **9240578**

This action comes on regularly this day for report of the Probation Officer and sentence.

The defendant having been convicted on **February 2, 2000** by a plea of guilty to a felony, to wit, a violation of Section 288.5 of the California Penal Code as charged in the Information.
Diagnostic Evaluation pursuant to Section 1203.03 PC received.

The Court having read and considered the report of the Probation Officer: Imposition of sentence is suspended for a period of **FIVE YEARS** during which time the defendant is placed under the care, custody and control of the Probation Officer of Alameda County, subject to the following terms and conditions, to-wit: Defendant shall:

- ☒ Serve the first **1 year** of said probationary period in the Alameda County Jail with credit for time served: **74** Total days (☐ actual **49** days + good time/work time **25** days; ☐ including good time/work time); and upon release therefrom;
- ☒ Report forthwith to the Probation Officer and thereafter as directed and follow all directives of the Probation Officer.
- ☒ Obey all laws of the community and be of good conduct.
- ☒ Seek and maintain regular employment and/or schooling; if change place of employment or residence notify Probation Officer of any change within **7 days**.
- ☒ Not drink alcoholic beverages.
- ☒ Not use, possess, or in any way traffic in narcotics or dangerous drugs, and not associate with any person using or trafficking in narcotics or dangerous drugs.
- ☒ Submit to such education, counseling, treatments or tests as directed by the Probation Officer, including but not limited to urinalysis.
- ☒ If arrested give true name, correct address and accurate birthdate to arresting officer and report in writing to the Probation Officer within 7 days of said arrest.
- ☒ Submit to search and seizure by any Probation Officer or any other law enforcement officer at any time of the day or night, with or without a search warrant, including: vehicle, residence, person or any other property under your control.
- ☒ Pay Probation Investigation Fee of **$250.00** to and through the Probation Officer as directed.
- ☒ Pay Probation Supervision Fee of **$30.00** per month Sec. 1203.1b PC) to and through the Probation Officer as directed.

Defendant to pay $200.00 Sex Offender Fine pursuant to Section 290.3 Penal Code.

FILED
ALAMEDA COUNTY
MAR 21 2000
CLERK OF THE SUPERIOR COURT
By Rhoda Nishiyama Deputy

11 document2

☒ Pay Restitution Fine of **$200.00** (Sec. 1202.4(b) PC) to and through the Probation Officer as directed.
☒ Make restitution to and through the Probation Officer in such monthly installments as directed by Probation Officer.

Defendant shall pay all costs pertaining to counseling/treatment of the minor victim.
Any order for restitution is enforceable as a Civil Judgment.

☒ Register as a sex offender pursuant to Section 290 of the Penal Code.
☒ Not threaten, annoy, molest, harass or stalk **the victim, and stay at least 100 yards of victims place of residence/school/play. Defendant further ordered not to contact, nor be in presence of any child under age 18 years without supervision of responsible adult.**

Defendant is to submit to blood/saliva samples for DNA testing (Sec. 296 PC).

Defendant is ordered by this Court to participate in recognized treatment program for sex offenders pursuant to Section 1203.066(c)(3) Penal Code and re-enroll and continue treatments/medications prescribed by the East Bay Sex Offender Clinic.
Defendant is remanded into custody of the Sheriff of Alameda County.
Bail is exonerated.

The foregoing instruments are
correct copies of the original
on file in this office

ATTEST: OCT 2 6 2018

Clerk of the Superior Court,
State of California, County of Alameda

BY _____ DEPUTY

