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**OFFICE OF THE  
DISTRICT ATTORNEY  
COUNTY OF MENDOCINO**

**Thursday, December 31, 2015**

**RESULTS FOR JURY TRIALS PROSECUTED IN CALENDAR YEAR 2015**

**~ WEIGHTED JURY TRIAL CONVICTION RATE: 73% ~**

<u><b>Trial Date</b></u>	<u><b>Defendant</b></u>	<u><b>Prosecutor</b></u>	<u><b>Subject Matter</b></u>	<u><b>Verdict</b></u>
<b>01/12/2015</b>	<b>Jay A. Long</b>	<b>Keane</b>	<b>M DUI</b>	<b>Guilty</b>
<b>01/12/2015</b>	<b>Billy R. Doak, Jr.</b>	<b>Davenport</b>	<b>F Mayhem</b>	<b>Hung Jury<sup>1</sup> 9 (G) to 3</b>
<b>01/26/2015</b>	<b>Arik L. Caldwell</b>	<b>Hopkins</b>	<b>F Resisting Arrest</b>	<b>Guilty</b>
<b>02/02/2015</b>	<b>Ashley J. La Forge</b>	<b>Madow</b>	<b>F Heroin: Possession</b>	<b>Hung Jury<sup>2</sup> 1 (G) to 11</b>
<b>02/03/2015</b>	<b>Scott D. Flint</b>	<b>Cox</b>	<b>F Sexual Predator Status<sup>3</sup></b>	<b>Sustained</b>
<b>02/23/2015</b>	<b>Moises Villegas</b>	<b>Sympson</b>	<b>M Hit &amp; Run</b>	<b>Guilty</b>
<b>03/09/2015</b>	<b>Melvin Martinez</b>	<b>Madow</b>	<b>F Meth: Commercial</b>	<b>Hung Jury<sup>4</sup> 2 (G) to 10</b>

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<sup>1</sup> On February 25, 2015, the day set for picking a jury for a third trial following two previous hung juries, defendant Doak instead admitted criminal liability for having falsely imprisoned the victim. The Court accepted the change of plea and sentenced the defendant to one year in the county jail. This conviction for these purposes is weighed as a win.

<sup>2</sup> Following a post-verdict evidentiary review by the DA, and noting that this defendant has three pending felony cases, the decision was made to forego a retrial. This dismissal for these purposes is weighed as a loss.

<sup>3</sup> The jury was asked to decide if Flint remains a danger to children and, if so, should he be committed to a state mental hospital for indeterminate treatment as a sexually violent predator.

<sup>4</sup> On June 3, 2015, defendant Martinez plead guilty and was placed on 3 years probation, with 60 days in jail. This conviction for these purposes is weighed as a win.

<u>Trial Date</u>	<u>Defendant</u>	<u>Prosecutor</u>	<u>Subject Matter</u>	<u>Verdict</u>
04/06/2015	Larry C. Cornett Edward R. Starski	Rosenfeld	F Conspiracy: Grand Theft	Guilty Guilty
04/13/2015	Michael I. Brown	Rosenfeld	F Cocaine: Sales	Guilty
04/20/2015	William T. George	Norman	F False Imprisonment	Guilty
04/20/2015	Alberto C. Ceja	Gershenovich	M Resisting Arrest	Not Guilty
04/27/2015	James L. Perkins	Cox	F Assault w/ GBI	Guilty
04/27/2015	Randall L. Gensaw	Hopkins	F Commercial Burglary	Not Guilty
05/12/2015	Kirk B. Facey	Davenport	F Meth: Commercial	Hung Jury <sup>5</sup> 5 (G) to 7
05/26/2015	Michael R. France	Hopkins	F Criminal Threats	Guilty
06/01/2015	Jedidiah R. Todd	Gershenovich	M DUI - Drugs	Not Guilty
06/08/2015	Ryan L. Babitzke	Keane	M DUI	Guilty
07/13/2015	Francisco J. Zamora	Mills	M Resisting Arrest	Guilty
08/17/2015	Crystal R. Terry	Mills	M DUI w/ Prior	Guilty
08/24/2015	Gibran C.R. Sloane	Norman	M DV	Hung Jury <sup>6</sup> (various)
09/08/2015	Bo J. Eder	Davenport	M Poss. Burglary Tools	Guilty
09/08/2015	Jose M. Ramirez-Carmona	Madow	M Indecent Exposure	Hung Jury <sup>7</sup> 6 to 6
09/14/2015	Harlan P. Gentry	Morimune	M DUI – Drugs	Guilty
09/21/2015	Jaime Rodriguez, Jr.	Hopkins	F Residential Burglary	Guilty

<sup>5</sup> On August 16, 2016, defendant Facey’s case will be on the court’s calendar for setting a new trial date.

<sup>6</sup> After review by senior prosecutors, it was the office decision to not seek a retrial. The charges against the defendant were dismissed in the interest of justice. This dismissal is weighed for these purposes as a loss.

<sup>7</sup> In the truest of plea and sentence bargains, defendant Carmona appeared in court on September 23, 2015 and plead no contest to a misdemeanor trespass. As part of the compromise bargain (intended to protect the young victim from having to testify a second time), Carmona was placed on 36 months of court probation and ordered to stay out of Mendocino County for the entirety of his probation. Carmona was given credit for all jail time previously served. This disposition for these purposes is weighed as a draw.

<u>Trial Date</u>	<u>Defendant</u>	<u>Prosecutor</u>	<u>Subject Matter</u>	<u>Verdict</u>
09/21/2015	Brenda R. Warntjes	Morimune	M DUI	Hung Jury <sup>8</sup> 2 (G) to 10
09/21/2015	Michael R. Gularte	Gershenovich	M Domestic Battery	Guilty
10/05/2015	Richard L. Bolton, Jr.	Eyster	F Marij: Commercial	Hung Jury <sup>9</sup> 9 (G) to 3
10/13/2015	Dariel L. Zapanta	Morimune	M Meth: Possession	Guilty
10/19/2015	John W. Zerangue	Rosenfeld	F Assault w/ GBI	Not Guilty
10/19/2015	Shannon L. Barden	Norman	F Resisting by Force	Guilty
10/26/2015	George A. Mansfield	Mills	M DUI	Guilty
11/16/2015	Miguel A. Delgado-Silva	Gershenovich	M Brass Knuckles	Guilty
11/16/2015	Brandan P. Magill	Rosenfeld	F Assault w/ GBI	Not Guilty
11/30/2015	Travis J. Maresh	Madow	F Residential Burglary	Guilty
12/07/2015	Jamiu O. Arogundade	Madow	F Meth: Possession	Not Guilty
12/07/2015	Eva B. Villa-Espinoza	Gershenovich	M DUI	Guilty
12/14/2015	Sara E. Fraker	Eyster	F Marij: Cultivation	Not Guilty

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<sup>8</sup> After review by senior prosecutors, it was the office decision to not seek a retrial. The charges against the defendant were dismissed in the interest of justice. This dismissal is weighed for these purposes as a loss.

<sup>9</sup> On the morning of 8/1/2016, the day that jury selection was to commence, defendant Bolton instead entered a no contest plea to a felony violation of Health & Safety Code section 11366, maintaining a place for the sale of controlled substance. This felony conviction has a greater penalty exposure than that he was originally facing at the first trial. Accordingly, this disposition for these purposes is weighed as a win.