

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO: NAME: Carla Rodriguez, District Attorney 183874 FIRM NAME: Sonoma County District Attorney's Office BY: Susan M Beene STATE BAR NO: 320685 STREET ADDRESS: 7425 Rancho Los Guilicos, Dept D CITY: Santa Rosa STATE: CA ZIP CODE: 95409 TELEPHONE NO.: (707) 565-6250 FAX NO.: (707) 565-6399 E-MAIL ADDRESS: DA-Juv-Disc@sonoma-county.org ATTORNEY FOR (NAME): State of California, County of SONOMA	FOR COURT USE ONLY <div style="font-size: 2em; font-weight: bold; margin: 10px 0;">FILED</div> <div style="font-weight: bold; margin: 5px 0;">MAR - 3 2023</div> <div style="font-size: 0.8em;">Clerk of Superior Court of California, County of Sonoma</div> <div style="font-size: 0.8em;">By <u>[Signature]</u> Deputy Clerk</div>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SONOMA STREET ADDRESS: 7425 Rancho Los Guilicos Road MAILING ADDRESS: CITY AND ZIP CODE: Santa Rosa, CA 95409 BRANCH NAME: 24	<div style="font-size: 1.5em; font-weight: bold; margin: 0;">40126-01</div>
CASE NAME: DANIEL JESUS PULIDO J -	CASE NUMBER: PBK 1026738 CR# SRO 230002454 <div style="font-size: 1.5em; font-weight: bold; margin-top: 10px;">362308:30am</div>
JUVENILE WARDSHIP PETITION <input type="checkbox"/> § 601(a) <input type="checkbox"/> § 601(b) <input checked="" type="checkbox"/> § 602(a)	

1. Petitioner on information and belief alleges the following:

- a. ☒ The child named below comes within the jurisdiction of the juvenile court under the following sections of the Welfare and Institutions Code (check applicable boxes; see attachments for concise statements of facts):

☐ 601(a) ☐ 601(b) ☒ 602(a) Violation (specify code section): SEE ATTACHED

- b. ☐ Under a previous order of this court, dated _____, the child was declared a ward under Welfare and Institutions Code section ☐ 601(a) ☐ 601(b) ☐ 602(a).

c. Child's name and address: DANIEL JESUS PULIDO Santa Rosa, CA	d. Age: 15	e. Date of birth:	f. Sex: Male
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g. Name: Alejandra Pulido Address: Santa Rosa, CA If mother or father (check all that apply): <input type="checkbox"/> legal <input type="checkbox"/> biological <input type="checkbox"/> presumed <input type="checkbox"/> alleged	<input checked="" type="checkbox"/> mother <input type="checkbox"/> father <input type="checkbox"/> guardian <input type="checkbox"/> unknown	h. Name: Jesus Pulido Address: Santa Rosa, CA If mother or father (check all that apply): <input type="checkbox"/> legal <input type="checkbox"/> biological <input type="checkbox"/> presumed <input type="checkbox"/> alleged	<input type="checkbox"/> mother <input checked="" type="checkbox"/> father <input type="checkbox"/> guardian <input type="checkbox"/> unknown
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i. Name: Address: If mother or father (check all that apply): <input type="checkbox"/> legal <input type="checkbox"/> biological <input type="checkbox"/> presumed <input type="checkbox"/> alleged	<input type="checkbox"/> mother <input type="checkbox"/> father <input checked="" type="checkbox"/> guardian <input type="checkbox"/> unknown	j. Other (state name, address, and relationship to child): <input type="checkbox"/> No known parent or guardian resides within this state. This adult relative lives in this county or is closest to this court.
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k. Attorney for child (if known): Address: Phone number:	l. Child is <input type="checkbox"/> not detained <input checked="" type="checkbox"/> detained Date and time of detention (custody): 3/1/23 at 11:52 AM Current place of detention (address): Sonoma County Juvenile Hall
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CHILD'S NAME:
DANIEL JESUS PULIDO

CASE NUMBER:
PBK 1026738
CR# SRO 230002454

2. Petitioner requests that the court find these allegations to be true.
3. ☐ Petitioner requests a hearing to determine whether the child should be transferred to the jurisdiction of the criminal court under Welfare and Institutions Code section 707 for the following alleged offense(s) (*specify code section*):

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Date: March 3, 2023

Susan M Beene

(TYPE OR PRINT NAME)



(SIGNATURE OF PETITIONER)

☐ *Indian Child Inquiry Attachment* (form ICWA-010(A)) is completed and attached.

☒ Number of pages attached: 2

TO PARENTS OR OTHERS LEGALLY RESPONSIBLE FOR THE SUPPORT OF THE CHILD

You and your child may be required to pay any *restitution* owed to the victim and any fines or penalties ordered by the court. In addition, if you or family members other than your child receive services or legal assistance paid for by the court or county, you may be required to pay back the cost of those services unless the court or county decides that you can't afford to pay.

RECORD SEALING

The court may seal your records at the conclusion of your case or you may request sealing at a later date. Please see form JV-595-INFO, *How to Ask the Court to Seal Your Records*, and form JV-596-INFO, *Sealing of Records for Satisfactory Completion of Probation*, available through your attorney or www.courts.ca.gov/forms, for more information about record sealing.

CHILD'S NAME:
DANIEL JESUS PULIDO

CASE NUMBER:
PBK 1026738
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VIOLATION OF LAW BY CHILD

The child is a person described by section 602 in that

1. the child was under the age of 18 years at the time of the law violations alleged below, and
2. the child has violated the following laws of the State of California, or of the United States, or any ordinance of a city or county of California.

(State, describe, and number as separate counts each code section and subdivision that the child is alleged to have violated, and as to each count, whether it is a misdemeanor or felony.)

COUNT I PC192(a) Voluntary Manslaughter Felony 3-6-11 County Jail

Count 1

On or about March 1, 2023, in the County of Sonoma, State of California, the crime of Voluntary Manslaughter in violation of PC192(a), a Felony, was committed in that DANIEL JESUS PULIDO did unlawfully, and without malice kill JOHN DOE, a human being, upon a sudden quarrel and heat of passion. NOTICE: The above offense is a serious felony within the meaning of Penal Code Section 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c). NOTICE: The above offense is a 707(b) offense within the meaning of Welfare and Institutions Code Section 707(b).

ENHANCEMENT 1

PC12022(b)(1): Special Allegation-Use Of Deadly Weapon

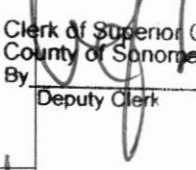
It is further alleged as to Count 1 that in the commission and attempted commission of the above offense, the said minor, DANIEL JESUS PULIDO, personally used a deadly and dangerous weapon(s), to wit, Knife, said use not being an element of the above offense, within the meaning of Penal Code Section 12022(b)(1) and causing the above offense to be a serious felony within the meaning of Penal Code section 1192.7(c)(23).

COUNT II PC626.10(a)(1) Weapons On School Grounds Felony 16-2-3 County Jail

Count 2

On or about March 1, 2023, in the County of Sonoma, State of California, the crime of Weapons On School Grounds in violation of PC626.10(a)(1), a Felony, was committed in that DANIEL JESUS PULIDO did unlawfully bring and possess a weapon, to wit, a knife, as listed in this subsection, upon the grounds of, and within a public and private school providing instruction in kindergarten and grades 1 to 12.

- ☒ Petitioner intends to move for an increase of the maximum term of confinement by aggregating the terms of all previously sustained petitions known to petitioner at the time of disposition.
- ☐ *(If a violation of Penal Code section 640.5 is alleged)* The child may be required to perform community service and to be supervised by the parent or legal guardian. The parent or legal guardian may be liable for payment of a fine.
- ☒ The parent or legal guardian may be liable for the payment of court-ordered restitution.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State bar number, and address): Carla Rodriguez, District Attorney, STATE BAR NO. 183874 Juvenile Justice Center 7425 Rancho Los Guilicos, Dept D Santa Rosa, CA 95409 By: Susan M Beene, STATE BAR NO. 320685 TELEPHONE NO.: (707) 565-6250 FAX NO. (Optional): (707) 565-6399 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): State of California, County of SONOMA		FOR COURT USE ONLY <div style="font-size: 48pt; font-weight: bold; text-align: center;">FILED</div> <div style="text-align: center;">MAR - 3 2023</div> <div style="text-align: center;">Clerk of Superior Court of California County of Sonoma</div> By:  Deputy Clerk
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SONOMA STREET ADDRESS: 7425 Rancho Los Guilicos Road MAILING ADDRESS: CITY AND ZIP CODE: Santa Rosa, CA 95409 BRANCH NAME: 24		<div style="font-size: 24pt; font-weight: bold; text-align: center;">40126-01</div>
CASE NAME: Pulido, Daniel Jesus		
DETERMINATION AND ELIGIBILITY Deferred Entry of Judgement- Juvenile		CASE NUMBER: PBK 1026738 CR# SRO 230002454

1. The undersigned, (name): Susan M Beene, Deputy District Attorney, has reviewed the records, police reports, and other materials submitted regarding the above-referenced youth and has determined the following (check all applicable boxes):
- ☒ The youth will be 14 years or older at the time of the hearing on the deferred entry of judgment.
 - ☒ The youth is alleged to have committed at least one felony offense.
 - ☐ There is no allegation that the youth committed an offense describe in Welfare and Institutions Code section 707(b).
 - ☒ The youth has not previously been declared a ward of the court based on a finding that the minor committed a felony.
 - ☒ The youth has never been committed to the California Department of Corrections and Rehabilitation, Division of Juvenile Justice.
 - The youth's records indicate the following:
 - ☒ The youth has never been on formal or informal probation.
 - ☐ The youth is presently on ☐ formal ☐ informal probation.
 - ☐ The youth successfully completed a previous ☐ formal ☐ informal probation program.
 - ☐ The youth's probation has never been revoked.
 - ☒ The youth is eligible for probation under Penal Code section 1203.06.
2.
 - ☐ The youth is eligible
 - ☒ The youth is ineligible
3. ☒ Citation and Written Notification for Deferred Entry of Judgment-Juvenile (form JV-751), is attached.

Date: March 3, 2023

Susan M Beene

(TYPE OR PRINT YOUR NAME)



(SIGNATURE OF DEPUTY DISTRICT ATTORNEY)

YOUTH'S NAME:

DANIEL JESUS PULIDO

COURT CASE NUMBER:

WRITTEN NOTIFICATION

3. A DEFERRED ENTRY OF JUDGMENT will mean that the youth will be on probation for a specific length of time (between 12 and 36 months). Upon successful completion of probation:
 - a. The petition that has been filed will be dismissed.
 - b. The arrest for the offenses will be considered to NEVER have occurred.
 - c. All records in the court, probation department, and law enforcement agencies regarding the petition will be sealed, although the District Attorney and the probation department shall have access for the limited purpose of determining future eligibility for deferred entry of judgment.
4. If the court grants a DEFERRED ENTRY OF JUDGMENT instead of normal court proceedings, the youth will be required to do all of the following:
 - a. To admit that she committed the offense or offenses alleged to have been committed.
 - b. To agree to postpone the final determination of the case.
 - c. To satisfactorily complete a program of probation.
 - d. To obey all laws, follow all of the orders of the court, and the directions of the probation officer.
5. At the hearing, the court will consider the information provided by the District Attorney, any report by a probation officer, and other evidence presented. The youth or the youth's attorney may submit written or oral evidence or statements.
6. If the court grants a DEFERRED ENTRY OF JUDGMENT, it must impose the following probation condition:
Submission to search of the youth's person, residence, and property under the youth's control, without a warrant, by a police or probation officer.
7. The court may also consider imposing other conditions of probation, such as:
 - a. A curfew.
 - b. Regular attendance at school or an education or training program, or employment.
 - c. Prohibiting the consumption or possession of alcoholic beverages, controlled substances, and tobacco, and requiring submission to chemical tests to determine the use of any of these items, if appropriate.
 - d. Restitution to a victim.
 - e. Any other orders the court finds would assist the youth and protect the community, including orders for the parent, guardian, or caregiver of the youth to participate in a counseling or education program.
 - f. Counseling or treatment that the court finds will benefit the youth.
8. IF AT ANY TIME DURING THE PERIOD OF PROBATION
 - a. the youth is found to have committed a felony,
 - b. the youth is found to have committed misdemeanor offenses on more than one occasion, or
 - c. the District Attorney or the Probation Officer notifies the court that the youth is not complying with the conditions of probation, or the orders are not benefiting the youth, the court will lift the Deferred Entry of Judgment and set a hearing to conclude the case, with consideration of all possible consequences under the law, including commitment to the California Department of Corrections and Rehabilitation, Division of Juvenile Facilities.
9. IF AT ANY TIME DURING THE PERIOD OF PROBATION the youth is found to have committed one misdemeanor or more on only one occasion, the court may set a hearing to determine if the Deferred Entry of Judgment should be lifted and other orders, including punishment, should be made, or if the Deferred Entry of Judgment should be continued with additional or different conditions of probation. If the court terminates the Deferred Entry of Judgment, the court will then conclude the case, with consideration of all possible consequences, including commitment to the California Department of Corrections and Rehabilitation, Division of Juvenile Justice
10. If the youth commits two or more felonies after the Deferred Entry of Judgment is granted, these could be the basis for a finding by a court that the youth is not a fit subject for treatment under juvenile court laws and should be prosecuted as an adult.
11. During this proceeding, the youth will be represented by an attorney acting on her behalf. The District Attorney will act for the state, prosecuting the case. The probation department will supervise the youth during the period of the Deferred Entry of Judgment. The court's role is to ensure that the procedures are properly followed.

PROOF OF PERSONAL SERVICE

In Re: Daniel Pulido, J# 40126
Police Report No. SRO230002454

My name is Michelle Tunstall. My main business address is:

Office of the District Attorney, Juvenile Division
7425 Rancho Los Guilicos Rd. Dept D
Santa Rosa, CA 95409

I am over the age of eighteen (18) years and not a party to the cause.
On March 3, 2023, I personally served the attached:

- Determination of Eligibility for DEOJ

Said documents were served on:

- Attorney for Child:
- Sonoma County Probation Department, Juvenile Division

Executed at Santa Rosa, California.

I declare under penalty of perjury that the foregoing is true and correct.



Michelle Tunstall
Legal Secretary