

Date: September 3, 1997 Hon. DEAN A. BEAUPRE, Judge

Rhoda Nishiyama, Dep.Clk.
Melanie Buerke, Reporter

THE PEOPLE OF THE STATE OF CALIFORNIA
Plaintiff

Counsel appearing
for Plaintiff

Gary Cummings, Deputy
District Attorney

vs.

Counsel appearing
for Defendant

Lincoln Mintz, Esquire

STEWART CHEN
(DOB: 03/19/62 CII: 9472869)

Probation Officer
appearing

James Avery,
Deputy

Defendant

NATURE OF PROCEEDINGS: Petition to Reduce Felony to
Misdemeanor (Sec 17 PC)
 Petition to Dismiss and Release
from Penalties (Sec 1203.4 PC)

No. 115646E
(AWC984 3148717)

Defendant is present.

The Court, having conferred with the Probation Officer, ORDERS:

Petition to Reduce Felony to Misdemeanor is **granted**: Felony conviction is herewith reduced to a Misdemeanor pursuant to Section 17 PC.

Petition to Reduce Felony to Misdemeanor is **denied**.

Petition to Dismiss and Release from Penalties is **granted**: On motion of Probation Officer defendant, conviction is set aside and accusatory pleadings dismissed; defendant is released from all penalties and disabilities resulting from offense of which defendant was convicted pursuant to Section 1203.4 PC.

Petition to Dismiss and Release from Penalties is **denied**.

(Original: to file)

(Copy: micro)

(Copy: Probation)

(CC: Dept. of Justice, BCI - Record Sealing Unit, P.O. Box 903417, Sacramento, CA 94203-4170 with CC of Order)