

THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

IN AND FOR THE FIFTH APPELLATE DISTRICT

THE PEOPLE OF THE STATE )  
OF CALIFORNIA, )  
 )  
Plaintiff and Respondent, ) [REDACTED]  
 )  
vs. ) Merced County  
 ) No. [REDACTED]  
[REDACTED], )  
 )  
Defendant and Appellant. )  
\_\_\_\_\_ )

STIPULATION AS TO (1) MOTION FOR CALENDAR PREFERENCE AND (2) IMMEDIATE ISSUANCE OF REMITTITUR.

The parties hereby stipulate:

That [REDACTED] current release date is approximately ten months from now, in March of 2021 per the Department of Corrections website. That if the court grants the relief requested, including the reduction of the Vehicle Code section 10851 offense to a misdemeanor and the striking of the prior prison term, appellant’s aggregate sentence of six years, eight months for this case and Merced [REDACTED] and Merced [REDACTED] will be shortened, entitling him to release before his current release date, and perhaps immediately.

For the foregoing reasons, the parties stipulate and respectfully request that this Court grant appellant’s motion for calendar preference and expedited review, direct the section 10851 conviction reduced to a misdemeanor, direct the prior prison term be stricken, permit the trial court to reexamine the fines in fees in light of the facts existing at the time of resentencing, direct issuance of an abstract of judgment reflecting the


sentencing order upon resentencing, and immediately issue the remittitur.

SO STIPULATED.

5/26/20  
Dated \_\_\_\_\_

/s/ Bradley A. Bristow  
CENTRAL CALIFORNIA  
APPELLATE PROGRAM  
By Bradley A. Bristow  
Staff Attorney

5/26/20  
Dated \_\_\_\_\_

 \_\_\_\_\_  
Deputy Attorney General