

IN THE SUPREME COURT OF THE STATE OF NEVADA

Case No. 83796

Electronically Filed
May 27 2022 06:21 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

DONTE JOHNSON,
Petitioner,

v.

STATE OF NEVADA, *et al.*,
Respondent.

Appeal From Clark County District Court
Eighth Judicial District, Clark County
The Honorable Jacqueline M. Bluth, District Judge
(Dist. Ct. No. A-19-789336-W)

APPELLANT'S APPENDIX

Volume 40 of 50

RENE L. VALLADARES
Federal Public Defender
Nevada State Bar No. 11479
RANDOLPH M. FIEDLER
Assistant Federal Public Defender
Nevada State Bar No. 12577
Assistant Federal Public Defender
ELLESE HENDERSON
Assistant Federal Public Defender
Nevada State Bar No. 14674

411 E. Bonneville, Suite 250
Las Vegas, Nevada 89101
Telephone: (702) 388-6577
Fax: (702) 388-6419
Randolph_Fiedler@fd.org
Ellesse_Henderson@fd.org

Counsel for Petitioner
Donte Johnson

DOCUMENT	DATE	VOLUME	PAGE(S)
Amended Verification, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	05/17/2019	47	11613-11615
Amended Verification – Index of Exhibit and Exhibit in Support, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	05/17/2019	47	11616-11620
Court Minutes, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	02/13/2019	49	12248
Court Minutes, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	10/28/2021	50	12365
Defendant's (Pro Se) Request for Petition to be Stricken as it is Not Properly Before the Court, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	04/11/2019	46	11606-11608
Defendant's (Pro Se) Request to Strike Petition, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	04/04/2019	46	11603-11605

DOCUMENT	DATE	VOLUME	PAGE(S)
Exhibits and Exhibit List in Support of Petition for Writ of Habeas Corpus	02/13/2019	25	6130–6146
6. Judgment of Conviction, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Oct. 3, 2000)	02/13/2019	25	6147–6152
7. Judgment of Conviction (Amended), <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Oct. 9, 2000)	02/13/2019	25	6153–6158
8. Appellant’s Opening Brief, <i>Johnson v. State</i> , Case No. 36991, In the Supreme Court of the State of Nevada (July 18, 2001)	02/13/2019	25	6159–6247
10. Appellant’s Reply Brief, <i>Johnson v. State</i> , Case No. 36991, In the Supreme Court of the State of Nevada (Jan. 15, 2002)	02/13/2019	25–26	6248–6283
15. Motion to Amend Judgment of Conviction, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Apr. 8, 2004)	02/13/2019	26	6284–6295
16. Amended Judgment of Conviction, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Apr. 20, 2004)	02/13/2019	26	6296–6298
17. Judgment of Conviction, <i>State v. Johnson</i> , Case No. 153154, District Court,	02/13/2019	26	6299–6303

	DOCUMENT	DATE	VOLUME	PAGE(S)
	Clark County (June 6, 2005)			
21.	Judgment Affirming Death Sentence (45456), <i>Johnson v. State</i> , Case No. 45456, In Supreme Court of the State of Nevada (Dec. 28, 2006)	02/13/2019	26	6304–6330
22.	Notice of filing of writ of certiorari, <i>Johnson v. State</i> , Case No. 45456, In Supreme Court of the State of Nevada (Apr. 5, 2007)	02/13/2019	26	6331–6332
24.	Petition for Writ of Habeas Corpus, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Feb. 11, 2008)	02/13/2019	26	6333–6343
25.	Pro Per Petition, <i>Johnson v. State</i> , Case No. 51306, In the Supreme Court of the State of Nevada (Mar. 24, 2008)	02/13/2019	26	6344–6364
26.	Response to Petition Writ of Habeas Corpus, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Apr. 29, 2008)	02/13/2019	26	6365–6369
27.	Order denying Pro Per Petition, <i>Johnson v. State</i> , Case No. 51306, In the Supreme Court of the State of Nevada (May 6, 2008)	02/13/2019	26	6370–6372
28.	Supplemental Brief in Support of Petition for Writ of Habeas Corpus, <i>State v. Johnson</i> , Case No.	02/13/2019	26	6373–6441

	DOCUMENT	DATE	VOLUME	PAGE(S)
	153154, District Court, Clark County (Oct. 12, 2009)			
29.	Second Supplemental Brief in Support of Petition for Writ of Habeas Corpus, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (July 14, 2010)	02/13/2019	26	6442–6495
30.	Response to Petition Writ of Habeas Corpus, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Jan. 28, 2011)	02/13/2019	26–27	6496–6591
31.	Reply to Response to Petition Writ of Habeas Corpus, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (June 1, 2011)	02/13/2019	27	6592–6627
32.	Reply Brief on Initial Trial Issues, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Aug. 22, 2011)	02/13/2019	27–28	6628–6785
33.	Findings of Fact and Conclusions of Law, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Mar. 17, 2014)	02/13/2019	28	6786–6793
34.	Petition for Writ of Habeas Corpus, <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Oct. 8, 2014)	02/13/2019	28	6794–6808

DOCUMENT	DATE	VOLUME	PAGE(S)
35. Response to Second Petition for Writ of Habeas Corpus (Post-Conviction), <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Dec. 15, 2014)	02/13/2019	28	6809–6814
36. Reply to Response to Second Petition for Habeas Corpus (Post-Conviction), <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Jan. 2, 2015)	02/13/2019	28	6815–6821
37. Appellant’s Opening Brief, No. 65168, Nev. Sup. Ct., Jan. 9, 2015	02/13/2019	28	6822–6973
38. Findings of Fact and Conclusions of Law), <i>State v. Johnson</i> , Case No. 153154, District Court, Clark County (Feb. 4, 2015)	02/13/2019	28	6974–6979
40. Appellant’s Reply Brief, No. 65168, Nev. Sup. Ct., Nov. 18, 2015	02/13/2019	28–29	6980–7078
45. Autopsy Report for Peter Talamantez (Aug. 15, 1998)	02/13/2019	29	7079–7091
46. Las Vegas Metropolitan Police Dept. Voluntary Statement of Ace Rayburn Hart_Redacted (Aug. 17, 1998)	02/13/2019	29	7092–7121
47. Las Vegas Metropolitan Police Dept., Voluntary Statement of Brian	02/13/2019	29	7122–7138

	DOCUMENT	DATE	VOLUME	PAGE(S)
	Johnson_Redacted (Aug. 17, 1998)			
48.	Indictment, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Sep. 2, 1998)	02/13/2019	29	7139–7149
49.	Las Vegas Metropolitan Police Dept., Voluntary Statement of Terrell Young_Redacted (Sep. 2, 1998)	02/13/2019	29	7150–7205
50.	Las Vegas Metropolitan Police Dept., Voluntary Statement of Charla Severs_Redacted (Sep. 3, 1998)	02/13/2019	29	7206–7239
51.	Las Vegas Metropolitan Police Dept., Voluntary Statement of Sikia Smith_Redacted (Sep. 8, 1998)	02/13/2019	29–30	7240–7269
52.	Superseding Indictment, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Sep. 15, 1998)	02/13/2019	30	7270–7284
53.	Las Vegas Metropolitan Police Dept., Voluntary Statement of Todd Armstrong_Redacted (Sep. 17, 1998)	02/13/2019	30	7285–7338
54.	Las Vegas Metropolitan Police Dept., Voluntary Statement of Ace Hart_Redacted (Sep. 22, 1998)	02/13/2019	30	7339–7358

DOCUMENT	DATE	VOLUME	PAGE(S)
55. Testimony of Todd Armstrong, <i>State of Nevada v. Celis</i> , Justice Court, Clark County, Nevada Case No. 1699-98FM (Jan. 21, 1999)	02/13/2019	30–31	7359–7544
56. Trial Transcript (Volume VIII), <i>State v. Smith</i> , District Court, Clark County, Nevada Case No. C153624 (June 17, 1999)	02/13/2019	31	7545–7675
57. Trial Transcript (Volume XVI-AM), <i>State v. Smith</i> , District Court, Clark County, Nevada Case No. 153624 (June 24, 1999)	02/13/2019	31–32	7676–7824
58. Motion to Permit DNA Testing of Cigarette Butt (Aug. 17, 1998)	02/13/2019	32	7825–7835
59. Trial Transcript (Volume VI), <i>State v. Young</i> , District Court, Clark County, Nevada, Case No. C153154 (Sep. 7, 1999)	02/13/2019	32	7836–7958
60. Interview of Charla Severs (Sep. 27, 1999)	02/13/2019	32	7959–7980
61. Motion to Videotape Deposition of Charla Severs, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Sep. 29, 1999)	02/13/2019	32–33	7981–8004
62. Opposition to Videotape Deposition of Charla Severs, <i>State v. Johnson</i> , District Court, Clark	02/13/2019	33	8005–8050

	DOCUMENT	DATE	VOLUME	PAGE(S)
	County, Nevada Case No. C153154 (Oct. 6, 1999)			
63.	Transcript of Video Deposition of Charla Severs (Filed Under Seal), <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Oct. 6, 1999)	02/13/2019 SEALED	33	8051–8160
64.	Cellmark Report of Laboratory Examination (Nov. 17, 1999)	02/13/2019	33	8161–8165
65.	Motion for Change of Venue, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Nov. 29, 1999)	02/13/2019	33	8166–8291
66.	Records from the California Youth Authority_Redacted	02/13/2019	33–34	8292–8429
67.	Jury Instructions (Guilt Phase), <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (June 8, 2000)	02/13/2019	34	8430–8496
68.	Verdict Forms (Guilt Phase), <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (June 9, 2000)	02/13/2019	34	8497–8503
69.	Special Verdict, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (June 15, 2000)	02/13/2019	34	8504–8506
70.	Affidavit of Kristina Wildeveld (June 23, 2000)	02/13/2019	34	8507–8509

DOCUMENT	DATE	VOLUME	PAGE(S)
71. Amended Notice of Evidence Supporting Aggravating Circumstances, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Mar. 17, 2004)	02/13/2019	34	8510–8518
72. Second Amended Notice of Evidence Supporting Aggravating Circumstances, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Apr. 6, 2004)	02/13/2019	34	8519–8527
73. Opposition to Second Amended Notice of Evidence Supporting Aggravating Circumstances, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Apr. 20, 2004)	02/13/2019	34	8528–8592
74. Reply to Opposition to Notice of Evidence Supporting Aggravating Circumstances, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Apr. 26, 2004)	02/13/2019	34–35	8593–8621
75. Jury Instructions (Penalty Phase 3), <i>State v. Johnson</i> , District Court, Clark	02/13/2019	35	8622–8639

DOCUMENT	DATE	VOLUME	PAGE(S)
County, Nevada Case No. C153154 (Apr. 28, 2005)			
76. Petition for rehearing, Johnson v. <i>State</i> , Nevada Supreme Court, Case No. 45456 (Mar. 27, 2007)	02/13/2019	35	8640–8652
77. John L. Smith, <i>Mabey takes heat for attending his patients instead of the inauguration</i> , Las Vegas Review-Journal (Jan. 5, 2007)	02/13/2019	35	8653–8656
78. Sam Skolnik, <i>Judge out of order, ethics claims say</i> , Las Vegas Sun (Apr. 27, 2007)	02/13/2019	35	8657–8660
79. EM 110 - Execution Procedure_Redacted (Nov. 7, 2017)	02/13/2019	35	8661–8667
80. <i>Nevada v. Baldonado</i> , Justice Court, Clark County, Nevada Case No. 04FH2573X (Mar. 30, 2004)	02/13/2019	35	8668–8698
81. Birth Certificate John White Jr_Redacted	02/13/2019	35	8699–8700
82. Declaration of Eloise Kline (Nov. 19, 2016)	02/13/2019	35	8701–8704
83. Jury Questionnaire 2000_Barbara Fuller_Redacted (May 24, 2000)	02/13/2019	35	8705–8727
84. Media Jury Questionnaire 2000	02/13/2019	35–36	8728–8900
85. Media Jury Questionnaire 2005	02/13/2019	36	8901–9025
86. News Articles	02/13/2019	36–37	9026–9296

DOCUMENT	DATE	VOLUME	PAGE(S)
87. State's Exhibit 63 – Photo	02/13/2019	37	9297–9299
88. State's Exhibit 64 – Photo	02/13/2019	37	9300–9302
89. State's Exhibit 65 – Photo	02/13/2019	37	9303–9305
90. State's Exhibit 66 – Photo	02/13/2019	37	9306–9308
91. State's Exhibit 67 – Photo	02/13/2019	37	9309–9311
92. State's Exhibit 69 – Photo	02/13/2019	37	9312–9314
93. State's Exhibit 70 – Photo	02/13/2019	37	9315–9317
94. State's Exhibit 74 – Photo	02/13/2019	37	9318–9320
95. State's Exhibit 75 – Photo	02/13/2019	37	9321–9323
96. State's Exhibit 76 – Photo	02/13/2019	37	9324–9326
97. State's Exhibit 79 – Photo	02/13/2019	37	9327–9329
98. State's Exhibit 80 – Photo	02/13/2019	37	9330–9332
99. State's Exhibit 81 – Photo	02/13/2019	37	9333–9335
100. State's Exhibit 82 – Photo	02/13/2019	37	9336–9338
101. State's Exhibit 86 – Photo	02/13/2019	37	9339–9341
102. State's Exhibit 89 – Photo	02/13/2019	37	9342–9344
103. State's Exhibit 92 – Photo	02/13/2019	37	9345–9347
104. State's Exhibit 113 – Photo	02/13/2019	37	9348–9350
105. State's Exhibit 116 – Photo	02/13/2019	37	9351–9353
106. State's Exhibit 120 – Photo	02/13/2019	37	9354–9356
107. State's Exhibit 125 – Photo	02/13/2019	37	9357–9359
108. State's Exhibit 130 – Photo	02/13/2019	38	9360–9362
109. State's Exhibit 134 – Photo	02/13/2019	38	9363–9365
110. State's Exhibit 137 – Photo	02/13/2019	38	9366–9368
111. State's Exhibit 145 – Photo	02/13/2019	38	9369–9371
112. State's Exhibit 146 – Photo	02/13/2019	38	9372–9374
113. State's Exhibit 148 – Photo	02/13/2019	38	9375–9377
114. State's Exhibit 151 – Photo	02/13/2019	38	9378–9380
115. State's Exhibit 180 – Photo	02/13/2019	38	9381–9384
116. State's Exhibit 181 – Photo	02/13/2019	38	9385–9388
117. State's Exhibit 216 - Probation Officer's Report - Juvenile_Redacted	02/13/2019	38	9389–9403
118. State's Exhibit 217 - Probation Officer's Report_Redacted	02/13/2019	38	9404–9420

DOCUMENT	DATE	VOLUME	PAGE(S)
119. State's Exhibit 221 – Photo	02/13/2019	38	9421–9423
120. State's Exhibit 222 – Photo	02/13/2019	38	9424–9426
121. State's Exhibit 256	02/13/2019	38	9427–9490
122. Las Vegas Metropolitan Police Dept. Crime Scene Report (Aug. 14, 1998)	02/13/2019	38	9491–9499
123. VCR at Terra Linda	02/13/2019	38	9500–9501
124. VCR Remote Control Buying Guide	02/13/2019	38	9502–9505
125. Jury Instructions (Penalty Phase 3), <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (May 4, 2005)	02/13/2019	38	9506–9519
126. Motion to Bifurcate Penalty Phase, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Apr. 27, 2004)	02/13/2019	38	9520–9525
127. Motion to Reconsider Request to Bifurcate Penalty Phase, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Apr. 11, 2005)	02/13/2019	38	9526–9532
128. Special Verdicts (Penalty Phase 3), <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Apr. 28, 2005)	02/13/2019	38	9533–9544
129. Verdict (Penalty Phase 3), <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (May 5, 2005)	02/13/2019	38	9545–9549

DOCUMENT	DATE	VOLUME	PAGE(S)
130. Declaration of Arthur Cain (Oct. 29, 2018)	02/13/2019	38	9550–9552
131. Declaration of Deborah White (Oct. 27, 2018)	02/13/2019	38	9553–9555
132. Declaration of Douglas McGhee (Oct. 28, 2018)	02/13/2019	38	9556–9558
133. Declaration of Elizabeth Blanding (Oct. 29, 2018)	02/13/2019	38	9559–9560
134. Declaration of Jesse Drumgole (Oct. 27, 2018)	02/13/2019	38	9561–9562
135. Declaration of Johnnisha Zamora (Oct. 28, 2018)	02/13/2019	38	9563–9566
136. Declaration of Johnny White (Oct. 26, 2018)	02/13/2019	38	9567–9570
137. Declaration of Keonna Bryant (Oct. 30, 2018)	02/13/2019	38	9571–9573
138. Declaration of Lolita Edwards (Oct. 30, 2018)	02/13/2019	38	9574–9576
139. Declaration of Loma White (Oct. 31, 2018)	02/13/2019	38	9577–9579
140. Declaration of Moises Zamora (Oct. 28, 2018)	02/13/2019	38	9580–9582
141. Declaration of Vonjelique Johnson (Oct. 28, 2018)	02/13/2019	38	9583–9585
142. Los Angeles Dept. of Child & Family Services_Redacted	02/13/2019	38–39	9586–9831
143. Psychological Evaluation of Donte Johnson by Myla H. Young, Ph.D. (June 6, 2000)	02/13/2019	39	9832–9841
144. Psychological Evaluation of Eunice Cain (Apr. 25, 1988)	02/13/2019	39	9842–9845

DOCUMENT	DATE	VOLUME	PAGE(S)
145. Psychological Evaluation of John White by Harold Kates (Dec. 28, 1993)	02/13/2019	39–40	9846–9862
146. Student Report for John White	02/13/2019	40	9863–9867
147. School Records for Eunnisha White_Redated	02/13/2019	40	9868–9872
148. High School Transcript for John White_Redacted	02/13/2019	40	9873–9874
149. School Record for John White_Redacted	02/13/2019	40	9875–9878
150. Certified Copy SSA Records_Eunice Cain_Redacted	02/13/2019	40	9879–9957
151. Declaration of Robin Pierce (Dec. 16, 2018)	02/13/2019	40	9958–9961
152. California Department of Corrections Records_Redacted (Apr. 25, 2000)	02/13/2019	40	9962–10060
153. Letter from Maxine Miller to Lisa Calandro re forensic lab report (Apr. 13, 1999)	02/13/2019	40	10061–10077
154. Letter from Lisa Calandro Forensic Analytical to Maxine Miller (Apr. 20, 1994)	02/13/2019	40	10078–10080
155. Memorandum re call with Richard Good (Apr. 29, 1999)	02/13/2019	40	10081–10082
156. Letter from Maxine Miller to Berch Henry at Metro DNA Lab (May 7, 1999)	02/13/2019	40	10083–10086
157. Letter from Maxine Miller to Richard Good (May 10, 1999)	02/13/2019	40	10087–10092

DOCUMENT	DATE	VOLUME	PAGE(S)
158. Letter from Maxine Miller to Tom Wahl (May 26, 1999)	02/13/2019	40	10093–10098
159. Stipulation and Order, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (June 8, 1999)	02/13/2019	40	10099–10101
160. Stipulation and Order, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154, (June 14, 1999)	02/13/2019	40	10102–10105
161. Letter from Maxine Miller to Larry Simms (July 12, 1999)	02/13/2019	40–41	10106–10110
162. Stipulation and Order, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Dec. 22, 1999)	02/13/2019	41	10111–10113
163. Letter from Maxine Miller to Nadine LNU re bullet fragments (Mar. 20, 2000)	02/13/2019	41	10114–10118
164. Memorandum (Dec. 10, 1999)	02/13/2019	41	10119–10121
165. Forensic Analytical Bloodstain Pattern Interpretation (June 1, 2000)	02/13/2019	41	10122–10136
166. Trial Transcript (Volume III), <i>State v. Young</i> , District Court, Clark County, Nevada, Case No. C153461 (Sep. 7, 1999)	02/13/2019	41	10137–10215
167. Trial Transcript (Volume VII), <i>State v. Young</i> ,	02/13/2019	41	10216–10332

DOCUMENT	DATE	VOLUME	PAGE(S)
District Court, Clark County, Nevada, Case No. C153461 (Sep. 13, 1999)			
168. National Research Council, <i>Strengthening Forensic Science in the United States: A Path Forward</i> , Washington, D.C.: The National Academies Press (2009)	02/13/2019	41	10333–10340
169. Las Vegas Metropolitan Police Dept. Forensic Lab Report of Examination (Sep. 26, 1998)	02/13/2019	41	10341–10343
170. Todd Armstrong juvenile records_Redacted	02/13/2019	41–42	10344–10366
171. Handwritten notes on Pants	02/13/2019	42	10367–10368
172. Declaration of Cassondrus Ragsdale (Dec. 16, 2018)	02/13/2019	42	10369–10371
173. Report of Dr. Kate Glywasky (Dec. 19, 2018)	02/13/2019	42	10372–10375
174. Curriculum Vitae of Dr. Kate Glywasky	02/13/2019	42	10376–10384
175. Report of Deborah Davis, Ph.D. (Dec. 18, 2018)	02/13/2019	42	10385–10435
176. Curriculum Vitae of Deborah Davis, Ph.D.	02/13/2019	42	10436–10462
177. Report of T. Paulette Sutton, Associate Professor, Clinical Laboratory Sciences (Dec. 18, 2018)	02/13/2019	42	10463–10472
178. Curriculum Vitae of T. Paulette Sutton	02/13/2019	42	10473–10486

DOCUMENT	DATE	VOLUME	PAGE(S)
179. Report of Matthew Marvin, Certified Latent Print Examiner (Dec. 18, 2018)	02/13/2019	42	10487–10494
180. Curriculum Vitae of Matthew Marvin	02/13/2019	42	10495–10501
181. Trial Transcript (Volume V), <i>State v. Smith</i> , District Court, Clark County, Nevada Case No. C153624 (June 16, 1999)	02/13/2019	42–43	10502–10614
182. Trial Transcript (Volume VI), <i>State v. Smith</i> , District Court, Clark County, Nevada Case No. C153624 (June 16, 1999)	02/13/2019	43	10615–10785
183. Las Vegas Metropolitan Police Dept. Interview of Tod Armstrong_Redacted (Aug. 17, 1998)	02/13/2019	43	10786–10820
184. Las Vegas Metropolitan Police Dept. Interview of Tod Armstrong_Redacted (Aug. 18, 1998)	02/13/2019	43	10821–10839
185. Las Vegas Metropolitan Police Dept. Interview of Charla Severs_Redacted (Aug. 18, 1998)	02/13/2019	43–44	10840–10863
186. Las Vegas Metropolitan Police Dept. Interview of Sikia Smith_Redacted (Aug. 17, 1998)	02/13/2019	44	10864–10882
187. Las Vegas Metropolitan Police Dept. Interview of Terrell Young_Redacted (Sep. 2, 1998)	02/13/2019	44	10883–10911
188. Declaration of Ashley Warren (Dec. 17, 2018)	02/13/2019	44	10912–10915

DOCUMENT	DATE	VOLUME	PAGE(S)
189. Declaration of John Young (Dec. 10, 2018)	02/13/2019	44	10916–10918
190. Brief of Plaintiffs-Appellants, <i>Abdur'rahman v. Parker</i> , Tennessee Supreme Court, Nashville Division, Case No. M2018-10385-SC-RDO-CV	02/13/2019	44–45	10919–11321
191. Sandoz' Inc.'s Motion for Leave Pursuant to NRAP 29 to Participate as Amicus Curiae in Support of Real Parties in Interest, <i>Nevada v. The Eighth Judicial District Court of the State of Nevada</i> , Nevada Supreme Court, Case No. 76485	02/13/2019	45	11322–11329
192. Notice of Entry of Order, <i>Dozier v. State of Nevada</i> , District Court, Clark County, Nevada, Case No. 05C215039	02/13/2019	45	11330–11350
193. Declaration of Cassondrus Ragsdale (2018.12.18)	02/13/2019	45	11351–11353
194. Affidavit of David B. Waisel, <i>State of Nevada</i> , District Court, Clark County, Case No. 05C215039 (Oct. 4, 2018)	02/13/2019	45–46	11354–11371
195. Declaration of Hans Weding (Dec. 18, 2018)	02/13/2019	46	11372–11375
196. Trial Transcript (Volume IX), <i>State v. Smith</i> , District Court, Clark County, Nevada Case No. C153624 (June 18, 1999)	02/13/2019	46	11376–11505

DOCUMENT	DATE	VOLUME	PAGE(S)
197. Voluntary Statement of Luis Cabrera (August 14, 1998)	02/13/2019	46	11506–11507
198. Voluntary Statement of Jeff Bates (handwritten)_Redacted (Aug. 14, 1998)	02/13/2019	46	11508–11510
199. Voluntary Statement of Jeff Bates_Redacted (Aug. 14, 1998)	02/13/2019	46	11511–11517
200. Presentence Investigation Report, State’s Exhibit 236, <i>State v. Young</i> , District Court, Clark County, Nevada Case No. C153461_Redacted (Sep. 15, 1999)	02/13/2019	46	11518–11531
201. Presentence Investigation Report, State’s Exhibit 184, <i>State v. Smith</i> , District Court, Clark County, Nevada Case No. C153624_Redacted (Sep. 18, 1998)	02/13/2019	46	11532–11540
202. School Record of Sikia Smith, Defendant’s Exhibit J, <i>State v. Smith</i> , District Court, Clark County, Nevada (Case No. C153624)	02/13/2019	46	11541–11542
203. School Record of Sikia Smith, Defendant’s Exhibit K, <i>State v. Smith</i> , District Court, Clark County, Nevada (Case No. C153624)	02/13/2019	46	11543–11544

DOCUMENT	DATE	VOLUME	PAGE(S)
204. School Record of Sikia Smith, Defendant's Exhibit L, <i>State v. Smith</i> , District Court, Clark County, Nevada (Case No. C153624)	02/13/2019	46	11545–11546
205. Competency Evaluation of Terrell Young by Greg Harder, Psy.D., Court's Exhibit 2, <i>State v. Young</i> , District Court, Clark County, Nevada Case No. C153461 (May 3, 2006)	02/13/2019	46	11547–11550
206. Competency Evaluation of Terrell Young by C. Philip Colosimo, Ph.D., Court's Exhibit 3, <i>State v. Young</i> , District Court, Clark County, Nevada Case No. C153461 (May 3, 2006)	02/13/2019	46	11551–11555
207. Motion and Notice of Motion in Limine to Preclude Evidence of Other Guns Weapons and Ammunition Not Used in the Crime, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154 (Oct. 19, 1999)	02/13/2019	46	11556–11570
208. Declaration of Cassondrus Ragsdale (Dec. 19, 2018)	02/13/2019	46	11571–11575
209. Post –Evidentiary Hearing Supplemental Points and Authorities, Exhibit A: Affidavit of Theresa Knight, <i>State v. Johnson</i> ,	02/13/2019	46	11576–11577

DOCUMENT	DATE	VOLUME	PAGE(S)
District Court, Clark County, Nevada Case No. C153154, June 5, 2005			
210. Post –Evidentiary Hearing Supplemental Points and Authorities, Exhibit B: Affidavit of Wilfredo Mercado, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154, June 22, 2005	02/13/2019	46	11578–11579
211. Genogram of Johnson Family Tree	02/13/2019	46	11580–11581
212. Motion in Limine Regarding Referring to Victims as “Boys”, <i>State v. Johnson</i> , District Court, Clark County, Nevada Case No. C153154	02/13/2019	46	11582–11585
213. Declaration of Schaumetta Minor, (Dec. 18, 2018)	02/13/2019	46	11586–11589
214. Declaration of Alzora Jackson (Feb. 11, 2019)	02/13/2019	46	11590–11593
Exhibits in Support of Petitioner’s Motion for Leave to Conduct Discovery	12/13/2019	49	12197–12199
1. <i>Holloway v. Baldonado</i> , No. A498609, Plaintiff’s Opposition to Motion for Summary Judgment, District Court of Clark County, Nevada, filed Aug. 1, 2007	12/13/2019	49	12200–12227
2. Handwritten letter from Charla Severs, dated Sep. 27, 1998	12/13/2019	49	12228–12229

DOCUMENT	DATE	VOLUME	PAGE(S)
Exhibits in Support of Reply to State's Response to Petition for Writ of Habeas Corpus	12/13/2019	47	11837–11839
215. <i>Holloway v. Baldonado</i> , No. A498609, Plaintiff's Opposition to Motion for Summary Judgment, District Court of Clark County, Aug. 1, 2007	12/13/2019	47–48	11840–11867
216. <i>Holloway v. Baldonado</i> , No. A498609, Opposition to Motion for Summary Judgment Filed by Defendants Stewart Bell, David Roger, and Clark County, District Court of Clark County, filed Jan. 16, 2008	12/13/2019	48–49	11868–12111
217. Letter from Charla Severs, dated Sep. 27, 1998	12/13/2019	49	12112–12113
218. Decision and Order, <i>State of Nevada v. Johnson</i> , Case No. C153154, District Court of Clark County, filed Apr. 18, 2000	12/13/2019	49	12114–12120
219. State's Motion to Disqualify the Honorable Lee Gates, <i>State of Nevada v. Johnson</i> , Case No. C153154, District Court of Clark County, filed Apr. 4, 2005	12/13/2019	49	12121–12135
220. Affidavit of the Honorable Lee A. Gates, <i>State of Nevada v. Johnson</i> , Case No. C153154, District	12/13/2019	49	12136–12138

DOCUMENT	DATE	VOLUME	PAGE(S)
Court of Clark County, filed Apr. 5, 2005			
221. Motion for a New Trial (Request for Evidentiary Hearing), <i>State of Nevada v. Johnson</i> , Case No. C153154, District Court of Clark County, filed June 23, 2000	12/13/2019	49	12139–12163
222. Juror Questionnaire of John Young, <i>State of Nevada v. Johnson</i> , Case No. C153154, District Court of Clark County, dated May 24, 2000	12/13/2019	49	16124–12186
Findings of Fact, Conclusions of Law and Order, <i>Johnson v. Gittere, et al.</i> , Case No. A–19– 789336–W, Clark County District Court, Nevada	10/08/2021	49	12352–12357
Minute Order (denying Petitioner’s Post–Conviction Writ of Habeas Corpus, Motion for Discovery and Evidentiary Hearing), <i>Johnson v. Gittere, et al.</i> , Case No. A–19–789336–W, Clark County District Court, Nevada	05/15/2019	49	12264–12266
Minutes of Motion to Vacate Briefing Schedule and Strike Habeas Petition	07/09/2019	47	11710
Motion and Notice of Motion for Evidentiary Hearing, <i>Johnson v.</i>	12/13/2019	49	12231–12241

DOCUMENT	DATE	VOLUME	PAGE(S)
<i>Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada			
Motion and Notice to Conduct Discovery, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	12/13/2019	49	12187-12196
Motion for Leave to File Under Seal and Notice of Motion	02/15/2019		11600-11602
Motion in Limine to Prohibit Any References to the First Phase as the “Guilt Phase”	11/29/1999	2	302-304
Motion to Vacate Briefing Schedule and Strike Habeas Petition, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	05/16/2019	46-47	11609-11612
Motion to Vacate Briefing Schedule and Strike Habeas Petition, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	05/23/2019	47	11621-11624
Motion to Withdraw Request to Strike Petition and to Withdraw Request for Petition to be Stricken as Not Properly Before the Court), <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-	06/26/2019	47	11708-11709

DOCUMENT	DATE	VOLUME	PAGE(S)
W, Clark County District Court, Nevada			
Notice of Appeal, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	11/10/2021	50	12366-12368
Notice of Entry of Findings of Fact, Conclusions of Law and Order, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	10/11/2021	49-50	12358-12364
Notice of Hearing (on Discovery Motion), <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	12/13/2019	49	12330
Notice of Objections to Proposed Order, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	02/02/2021	49	12267-12351
Notice of Supplemental Exhibit 223, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada	02/11/2019	49	11242-12244
223. Declaration of Dayvid J. Figler, dated Feb. 10, 2020	02/11/2019	49	12245-12247
Opposition to Defendants' Motion in Limine to Prohibit	12/02/1999	2	305-306

DOCUMENT	DATE	VOLUME	PAGE(S)
Any References to the First Phase as the “Guilt Phase”			
Opposition to Motion in Limine to Preclude Evidence of Other Guns, Weapons and Ammunition Not Used in the Crime	11/04/1999	2	283–292
Opposition to Motion to Vacate Briefing Schedule and Strike Habeas Petition, <i>Johnson v. Gittere, et al.</i> , Case No. A–19–789336–W, Clark County District Court, Nevada	05/28/2019	47	11625–11628
Petition for Writ of Habeas Corpus, <i>Johnson v. Gittere, et al.</i> , Case No. A–19–789336–W, Clark County District Court, Nevada	02/13/2019	24–25	5752–6129
Post–Evidentiary Hearing Supplemental Points and Authorities	06/22/2005	22	5472–5491
Reply to Opposition to Motion to Vacate Briefing Schedule and Strike Habeas Petition	06/20/2019	47	11705–11707
Reply to State’s Response to Petition for Writ of Habeas Corpus	12/13/2019	47	11718–11836
State’s Response to Defendant’s Petition for Writ of Habeas Corpus (Post–Conviction),	05/29/2019	47	11629–11704

DOCUMENT	DATE	VOLUME	PAGE(S)
<i>Johnson v. Gittere, et al.</i> , Case No. A–19–789336–W, Clark County District Court, Nevada			
Stipulation and Order to Modify Briefing Schedule, <i>Johnson v. Gittere, et al.</i> , Case No. A–19–789336–W, Clark County District Court, Nevada	09/30/2019	47	11711–11714
Stipulation and Order to Modify Briefing Schedule, <i>Johnson v. Gittere, et al.</i> , Case No. A–19–789336–W, Clark County District Court, Nevada	11/22/2019	47	11715–11717
Transcript of All Defendant’s Pending Motions	03/02/2000	2	416–430
Transcript of Argument to Admit Evidence of Aggravating Circumstances	05/03/2004	12	2904–2958
Transcript of Argument: Petition for Writ of Habeas Corpus (All Issues Raised in the Petition and Supplement)	12/01/2011	22–23	5498–5569
Transcript of Arguments	04/28/2004	12	2870–2903
Transcript of Decision: Procedural Bar and Argument: Petition for Writ of Habeas Corpus	07/20/2011	22	5492–5497
Transcript of Defendant’s Motion for Leave to File Under	02/25/2019	46	11594–11599

DOCUMENT	DATE	VOLUME	PAGE(S)
Seal, <i>Johnson v. Gittere, et al.</i> , Case No. A-19-789336-W, Clark County District Court, Nevada			
Transcript of Defendant's Motion to Reveal the Identity of Informants and Reveal Any Benefits, Deals, Promises or Inducements; Defendant's Motion to Compel Disclosure of Existence and Substance of Expectations, or Actual Receipt of Benefits or Preferential Treatment for Cooperation with Prosecution; Defendant's Motion to Compel the Production of Any and All Statements of Defendant; Defendant's Reply to Opposition to Motion in Limine to Preclude Evidence of Other Guns, Weapons, Ammunition; Defendant's Motion in Limine to Preclude Evidence of Witness Intimidation	11/18/1999	2	293-301
Transcript of Evidentiary Hearing	05/17/2004	12	2959-2989
Transcript of Evidentiary Hearing	06/14/2005	22	5396-5471
Transcript of Evidentiary Hearing	04/04/2013	23	5570-5673
Transcript of Evidentiary Hearing	04/11/2013	23	5674-5677

DOCUMENT	DATE	VOLUME	PAGE(S)
Transcript of Evidentiary Hearing	06/21/2013	23	5678–5748
Transcript of Evidentiary Hearing	09/18/2013	23–24	5749–5751
Transcript of Excerpted Testimony of Termaine Anthony Lytle	05/17/2004	12	2990–2992
Transcript of Jury Trial – Day 1 (Volume I)	06/05/2000	2–4	431–809
Transcript of Jury Trial – Day 2 (Volume II)	06/06/2000	4–5	810–1116
Transcript of Jury Trial – Day 3 (Volume III)	06/07/2000	5–7	1117–1513
Transcript of Jury Trial – Day 4 (Volume IV)	06/08/2000	7–8	1514–1770
Transcript of Jury Trial – Day 5 (Volume V)	06/09/2000	8	1771–1179
Transcript of Jury Trial – Penalty – Day 1 (Volume I) AM	04/19/2005	12–13	2993–3018
Transcript of Jury Trial – Penalty – Day 1 (Volume I) PM	4/19/2005 ¹	13	3019–3176
Transcript of Jury Trial – Penalty – Day 10 (Volume X)	05/02/2005	20–21	4791–5065

¹ This transcript was not filed with the District Court nor is it under seal.

DOCUMENT	DATE	VOLUME	PAGE(S)
Transcript of Jury Trial – Penalty – Day 10 (Volume X) – Exhibits	05/02/2005	21	5066–5069
Transcript of Jury Trial – Penalty – Day 11 (Volume XI)	05/03/2005	21–22	5070–5266
Transcript of Jury Trial – Penalty – Day 12 (Volume XII)	05/04/2005	22	5267–5379
Transcript of Jury Trial – Penalty – Day 12 (Volume XII) – Deliberations	05/04/2005	22	5380–5383
Transcript of Jury Trial – Penalty – Day 13 (Volume XIII)	05/05/2005	22	5384–5395
Transcript of Jury Trial – Penalty – Day 2 (Volume I) AM	04/20/2005	13	3177–3201
Transcript of Jury Trial – Penalty – Day 2 (Volume II) PM	04/20/2005	13–14	3202–3281
Transcript of Jury Trial – Penalty – Day 3 (Volume III) PM	04/21/2005	14–15	3349–3673
Transcript of Jury Trial – Penalty – Day 3 (Volume III–A) AM	04/21/2005	14	3282–3348
Transcript of Jury Trial – Penalty – Day 4 (Volume IV) AM – Amended Cover Page	04/22/2005	16	3790–3791
Transcript of Jury Trial – Penalty – Day 4 (Volume IV) PM	04/22/2005	15–16	3674–3789

DOCUMENT	DATE	VOLUME	PAGE(S)
Transcript of Jury Trial – Penalty – Day 4 (Volume IV–B)	04/22/2005	16	3792–3818
Transcript of Jury Trial – Penalty – Day 5 (Volume V) PM	04/25/2005	16	3859–3981
Transcript of Jury Trial – Penalty – Day 5 (Volume V–A)	04/25/2005	16	3819–3858
Transcript of Jury Trial – Penalty – Day 6 (Volume VI) PM	04/26/2005	17–18	4103–4304
Transcript of Jury Trial – Penalty – Day 6 (Volume VI–A) PM	04/26/2005	16–17	3982–4102
Transcript of Jury Trial – Penalty – Day 7 (Volume VII– PM)	04/27/2005	18	4382–4477
Transcript of Jury Trial – Penalty – Day 7 (Volume VII–A)	04/27/2005	18	4305–4381
Transcript of Jury Trial – Penalty – Day 8 (Volume VIII– C)	04/28/2005	18–19	4478–4543
Transcript of Jury Trial – Penalty – Day 9 (Volume IX)	04/29/2005	19–20	4544–4790
Transcript of Jury Trial – Penalty Phase – Day 1 (Volume I) AM	06/13/2000	8	1780–1908
Transcript of Jury Trial – Penalty Phase – Day 1 (Volume II) PM	06/13/2000	8–9	1909–2068

DOCUMENT	DATE	VOLUME	PAGE(S)
Transcript of Jury Trial – Penalty Phase – Day 2 (Volume III)	06/14/2000	9–10	2069-2379
Transcript of Jury Trial – Penalty Phase – Day 3 (Volume IV)	06/16/2000	10	2380–2470
Transcript of Material Witness Charla Severs’ Motion for Own Recognizance Release	01/18/2000	2	414–415
Transcript of Motion for a New Trial	07/13/2000	10	2471–2475
Transcript of Petition for Writ of Habeas Corpus and Setting of 1. Motion for Leave and 2. Motion for Evidentiary Hearing, <i>Johnson v. Gittere, et al.</i> , Case No. A–19–789336–W, Clark County District Court, Nevada	02/13/2020	49	12249–12263
Transcript of Preliminary Hearing	10/12/1999	2	260–273
Transcript of State’s Motion to Permit DNA Testing	09/02/1999	2	252 – 254
Transcript of State’s Motion to Videotape the Deposition of Charla Severs	10/11/1999	2	255–259
Transcript of Status Check: Filing of All Motions (Defendant’s Motion to Reveal	10/21/1999	2	274–282

DOCUMENT	DATE	VOLUME	PAGE(S)
the Identity of Informants and Reveal Any Benefits, Deals, Promises or Inducements; Defendant's Motion to Compel Disclosure of Existence and Substance of Expectations, or Actual Receipt of Benefits or Preferential Treatment for Cooperation with Prosecution; Defendant's Motion to Compel the Production of Any and All Statements of Defendant; State's Motion to Videotape the Deposition of Charla Severs; Defendant's Motion in Limine to Preclude Evidence of Other Crimes; Defendant's Motion to Reveal the Identity of Informants and Reveal any Benefits, Deals' Defendant's Motion to Compel the Production of any and all Statements of the Defendant			
Transcript of the Grand Jury, <i>State v. Johnson</i> , Case No. 98C153154, Clark County District Court, Nevada	09/01/1998	1–2	001–251
Transcript of Three Judge Panel – Penalty Phase – Day 1 (Volume I)	07/24/2000	10–11	2476–2713
Transcript of Three Judge Panel – Penalty Phase – Day 2 and Verdict (Volume II)	07/26/2000	11–12	2714–2853

DOCUMENT	DATE	VOLUME	PAGE(S)
Transcript Re: Defendant's Motions	01/06/2000	2	307–413
Verdict Forms – Three Judge Panel	7/26/2000	12	2854–2869

CERTIFICATE OF SERVICE

I hereby certify that on May 27, 2022, I electronically filed the foregoing Appendix with the Nevada Supreme Court by using the appellate electronic filing system. The following participants in the case will be served by the electronic filing system:

Alexander G. Chen
Chief Deputy District Attorney
Clark County District Attorney's Office

/s/ Celina Moore

Celina Moore
An employee of the Federal
Public Defender's Office

the Probation Officer that he began smoking marijuana when he was 15 years old and uses marijuana approximately 4 times a week. When asked about gang-related activity, he stated that he was in a "Bloods gang" for two years prior to his arrest, adding that he was "jumped in," when he was 14 years old. He described it as a "very big gang." When asked about gang activities, he replied, "Don't know." He said that his gang moniker is "Deko." When asked what his moniker means, he also replied, "I don't know."

When asked about prior offenses, the minor said that he had only one prior offense, when he was 15 years old, for robbery, for which he went to camp for several months. According to his juvenile record, the minor has had three prior offenses. He was arrested when he was 14 years old for armed robbery, (vehicle theft) for which he was ordered to CCP. When he was 15 years old, he was again arrested for having a handgun on probation and possession of a weapon at school for which he was also ordered to CCP. About 3 months later (about 4 months prior to the instant offense), he was arrested for reckless driving and taking a vehicle without owner's consent.

The current offense occurred when the defendant was 16 years old. He was charged with armed robbery involving the use of a shotgun. According to the Probation Officer's Report submitted 8-19-93, the defendant and three accomplices entered Cen-Fed Bank. . . armed with a semi-automatic handgun and a sawed-off shotgun at about 1:40 p.m., and announced: "This is a robbery. Everyone get down!" When asked about the circumstances of the bank robbery, he replied that it was not gang related, stating, "I robbed a bank—don't want to talk about it because I want to forget about it."

MENTAL STATUS EXAMINATION

The defendant is a 16-year-old Black male of short stature and slight build. He is about 5 feet, 6 inches tall, and weighs approximately 125 pounds. He has no noticeable tattoos. He was dressed in institutional garb, neatly groomed, and appeared to maintain good personal hygiene. He showed no unusual mannerisms or expressions. His attitude toward the interviewer was passively compliant and courteous. Throughout the interview, he was calm, pleasant, and attentive. However, he declined to discuss matters pertaining to himself, gang-involved activities, or the present offense. He appeared to be in no apparent distress. He was alert and fully oriented for time, place, and person. There was no evidence of memory impairment or other signs of organicity. His speech was clear, and verbal responses were coherent and relevant to the subject matter. Cognitively, he appeared to be functioning within the low-average intellectual range, based upon vocabulary and verbal responses. Thought content was negative for psychotic or delusional material. Thought processes were organized and goal-directed. He had sufficient insight into his present personal and legal problems. He demonstrated a correct understanding of the sentencing process, as well as the the purpose of the 90-day evaluation, stating that he "took a deal because

it was a good deal for 4 years, instead of a lot more time. Discrepancies between information elicited from the defendant and that in the referral documents, suggested his responses may be of questionable validity.

FINDINGS AND CONCLUSIONS

There are no signs of psychosis or impaired mental functioning on mental status examination.

The minor was on probation for robbery at the time of his present arrest. He had been released from camp about 11 months prior to the instant offense. He had been a member of a criminal street gang since 14 years of age. His juvenile record indicates a pattern of criminal behavior, starting at age 14, to the time of the instant offense. He had been ordered to CCP for two prior offenses. Performance under probation supervision was described as marginal to unsatisfactory, and he continued to have adverse contact with law enforcement, and continued to participate in gang activity. In the present offense, the investigating officer stated that the minor "had not displayed any remorse." According to the Probation Officer's Fitness Report evaluation: "Criminal behavior has continued to escalate in seriousness. (Defendant) does not have any respect for authority and/or adults, and rehabilitative efforts, CCP, and HOP have been ineffective."

DIAGNOSIS (PER DSM-III-R CRITERIA)

Axis I: 1) 312.20 Conduct disorder, group type
Severity: severe, with strong antisocial traits
2) 305.20 Cannabis abuse, in incarceration remission

Axis II: Developing antisocial personality disorder

Axis III: No contributing Axis III diagnosis

RECOMMENDATIONS

At the present time, the minor states that he is "going to stop gangbanging because of the trouble you get into with people you know." He states that he hopes that he can continue school while incarcerated at CYA, and then continue with college after he is released. He said that he hopes to become a lawyer or a probation officer "because it's easy money."

In summary, although the minor's past history is inconsistent with interest in educational or vocational pursuits, he may, at this time, benefit from education and vocational programs at the Youth Authority, as well as avoiding the negative influence of older, hardcore criminals in an alternate facility at this juncture.

-4-

Date Dictated: December 28, 1993

Date Typed: December 28, 1993

Dictated by: Harold H. Kates
Harold H. Kates, M.D., Staff Psychiatrist
Diplomate, American Board of Psychiatry & Neurology

Reviewed by: Sharon Rose Bloss
Sharon Rose Bloss, LCSW,
Supervising Casework Specialist II

5906t

EXHIBIT 146

EXHIBIT 146

GRADE 3 RESULTS (MAY 1987) (CIRCLE AS REMEDIATED)

READING SKILL AREAS	CONTINUUM CODE (ITEMS MISSED)	CONTINUUM CODE-SUBSKILL
DECODING	1-8	D23-DIPHTHONGS, D24-3 LETTER CLUSTERS
STRUCTURAL ANALYSIS	9-12	SA10-SINGULAR POSSESSIVES, SA11-PLURAL POSSESSIVES
VOCABULARY	13-20	V03-WORD MEANINGS, V06-ANTONYMS, V07-HOMONYMS
LITERAL COMPREHENSION	21-24	C01-MAIN IDEA, C02-DETAILS
INTERPRETIVE COMPREHENSION	25-28	C07-CAUSE/EFFECT
CRITICAL COMPREHENSION	29-32	C09-DRAW CONCLUSIONS, C11-COMPARISON/CONTRAST
LOCATION/STUDY SKILLS	33-40	LS06-USE REFERENCE BOOKS, LS11-STREET MAPS/LEGENDS

OVERALL READING SCORE: 30 OF 40 = 75%

MATHEMATICS SKILL AREAS

NUMERATION	CONTINUUM CODE (ITEMS MISSED)	CONTINUUM CODE-SUBSKILL
ADD/SUBTRACT WHOLE NUMBERS	1-8	N07(2,3,4), N27(8)
MULT/DIVIDE WHOLE NUMBERS	9-16	W06(9,10), W15(13,14), W16(16)
FRACTIONS	17-24	W22(20)
MEASUREMENT	25-28	M03(31), M07(32), M28(34), M43(39)
RELATIONS/FUNCTIONS/STATS	29-40	RF01(41,42), S01(44)
PROBLEM SOLVING	41-44	PS02(45), PS03(46,47)

OVERALL MATHEMATICS SCORE: 28 OF 48 = 58%

COMPOSITION SKILL AREAS

WORD PROCESSING	CONTINUUM CODE (ITEMS MISSED)	CONTINUUM CODE-SUBSKILL
SENTENCE PROCESSING	1-8	W02(2,5), W03(8)
DICTIONARY/REFERENCE	9-12	S05(9)
SPELLING	13-16	DR06(13,14)
MECHANICS	17-28	SP08(24), SP09(27)

OVERALL COMPOSITION SCORE: 25 OF 34 = 74%

WRITING SAMPLE:

%GOOD = 90
%AVERAGE = 10
%UNACCEPTABLE = 0

TEACHER INITIALS: [Signature] FROM: 8/86 TO: 6/87

TEACHER INITIALS: [Signature] FROM: 8/86 TO: 6/87

Rupit Accounting Report

Last Name of Pupil				First	Middle	School of Residence	Region
School Last Attended				Region/Divis			
Birthdate	Month	Day	Year	Sex	Present Grade	Ethnicity	<input type="checkbox"/> Individual Exceptional
Special Programs (If applicable, check one)							
<input type="checkbox"/> Magnet School				<input type="checkbox"/> Permits with Transportation (PMT)			
<input type="checkbox"/> Continuing Voluntary Program (CVP)				<input type="checkbox"/> Capacity Adjustment Program (CAP)			
Residing with (name)				<input type="checkbox"/> Parent <input checked="" type="checkbox"/> Guardian <input type="checkbox"/> Other:			
Present Address				Home Phone			
Street				City (Post Office) and State			
Apartment No.				Zip Code			
Previous Address				Work Phone			
Street				City (Post Office) and State			
Apartment No.				Zip Code			
Emergency Phone							

BIL: Yes No (Check one): ☐ NES ☐ LES ☐ FES ☐ PES

Sec. Bilingual-ESL Program Level (Check one): ☐ Beg./I ☐ Int./II ☐ Adv. B/IV

Primary Language at Home: ☐ Full ☐ Reduced ☐ No

Lunch Program: ☐ Full ☐ Reduced ☐ No

Immunization	None	Dates of Doses	
Polio			
DPT/Td			
Measles			
Rubella			
Mumps			
Exempt:		Completed	
<input type="checkbox"/> Medical		<input type="checkbox"/> Not Completed	
<input type="checkbox"/> Religious			

Additional Comments of Importance (such as Health, Credits Earned, Required Subjects, Opportunity Transfer Transportation Authorized, Type of Special Education Program, etc.):

Student coming from Camp.
John White

☐ NEW TO THE DISTRICT Enrollment Status (Circle number):

3 From public school, outside District 4 From non-public school 7 First-time enrollment at any school (K-12)

☐ LEFT DISTRICT Reason (Circle number):

3 Public school within state 7 Cert. of Prof./Graduation Other

4 Non-public school within state 8 Unknown or inactive

5 Another state or country 9 Deceased

DISCIPLINE PROCEEDINGS

☐ CORPORAL PUNISHMENT

☐ SUSPENSION ☐ OSIS

☐ From Class. No. of Days: _____

☐ From School. No. of Days: _____

Time Left School: _____

Conference: Date _____ Time _____

Date and time pupil is to return: _____

(See reverse of parent's copy.)

Reason for Proceedings (Circle number):

- Threatened, attempted, or caused physical injury to another person.
- Possessed, sold, or furnished any firearm, knife, explosive, or other dangerous object.
- Possessed, used, sold, or furnished, or been under the influence of, any controlled substance, an alcoholic beverage, or an intoxicant of any kind.
- Offered, furnished, or sold any substitute substance represented as a controlled substance or intoxicant of any kind.
- Committed robbery or extortion.
- Caused or attempted to cause damage to school or private property.
- Stole or attempted to steal school or private property.
- Possessed or used tobacco.
- Committed an obscene act or engaged in habitual profanity or vulgarity.
- Offered, furnished, or sold any drug paraphernalia.
- Disrupted school activities or willfully defied the authority of school personnel.

Comments (include names of witnesses in Corporal Punishment matters):

☐ RECOMMENDED EXPULSION

☐ TRANSFER TO: John Yman School C Region/Division 8345 FROM: Manny School C Region/Division 8336

Reason for Transfer (Circle number):

- Residence Change
- Inaccurate Residence Information
- Special Education Assignment
- PMT Assignment
- Magnet/Alternative School Assignment
- Satellite Zone Assignment
- Capacity Adjustment Assignment
- Statement of Residence
- Interdistrict Permit
- Bilingual-ESL Program Assignment
- Direction of Superintendent
- Regular Permit
- Sibling Permit
- Elementary School Child Care Permit
- Medical Permit
- Prospective Residence Change Permit
- (Any) Permit Termination
- Opportunity Transfer (O.T.)
- Expulsion
- Reasons for O.T. or Expulsion (Circle letter):
- Drugs, use, possession, or sale
- Extortion, fighting, threats
- Gang activity
- Property damage, willful
- Protection of student
- Reassignment after O.T. cancellation
- Robbery
- Stealing
- Tobacco, use or possession
- Truancy, persistent
- Weapons, use or possession
- Other (must specify)
- O.T. Termination: Successful Unsuccessful
- Expulsion Reinstatement
- Continuing Enrollment Permit
- Other (must specify)

☐ MATRICULATION TO ANOTHER SCHOOL (Next Level)

☐ By Graduation ☐ By Special Assignment

Most Recent Test Data (Stanines): Reading: _____ Arithmetic: _____ Grade Test Was Given: _____

Special Programs ☐ ER ☐ Gifted ☐ LLI ☐ ESK ☐ Bilingual ☐ Other: _____

White - To Permits and Pupil Transfers Office
Green - To Region/Division Office of Initiating School
Canary - To Parent
Pink - To School of Assignment (or pupil in Discipline Proceedings)
Goldenrod - Retained by Initiating School

Designated Administrator

Signature B. Full

Signature J. White

Telephone

775 91

Effective Date

10/16/92

(Use of this form governed by Administrative Guide, Board Rules 2051, 2285, and 2286-2288 and appropriate District bulletins)

Form 20-21-22 (Rev. 11/83) SYL. NO. 22822

AA09865

12. READERS AND SOCIAL STUDIES UNITS
INDICATE MAJOR CURRICULUM UNIT, DESCRIPTION OF EXPERIENCE, AND DURATION. INITIAL EACH ENTRY.

GRADE AND INITIALS		READERS	SOCIAL STUDIES UNITS	GRADE AND INITIALS		READERS	SOCIAL STUDIES UNITS
GRADE	TEACHER INITIALS			GRADE	TEACHER INITIALS		
K		Expenditure Reading Series	Home, School				
		3rd Ginn Hello Morning					
1st		Ex 01	Environmental Awareness; Multi-cultural				
		SP					
1		Quality Symbols & Stories for the Happy Morning	Environmental Awareness; Multi-cultural				
2		Magic Afternoon Sun and Shadow	Neighborhoods & Communities Holidays Multicultural				
		MB					
3		H.D. 3-31 Completed	Artwork Portfolio				
4		new structures	US History + Geography Multicultural Studies				
5		Blazing Trails + Core Literature	US History + Geography Multicultural Studies				
6		Hought Mifflin Reader & Language Arts Program	The Hardt				

3/26/84

HOME ADDRESS		CITY	TELEPHONE	SCHOOL*	DATE ENTERED	DATE LEFT	TEACHER	E1 E2 E3 E4 ...	AGE	GRADE	ACTUAL	ACTUAL
STREET											DAYS PRESENT**	DAYS ABSENT
1446 E. 52nd Street	Los Angeles	231-6630	Hooper Ave.	10-8-82							98	53
1446 E. 52nd Street	Los Angeles	232-6079	Hooper Avenue	12-12-82	6-17-83	M. J. Pittler	E1	5-6	K		63	21
" "	" "	" "	" "	7-1-83	2-13-84	A. Pritchard	E1	6-7	1		24	21
205 W. 83rd St.	S.D.	none	75th St.	5-10-84	6-15-84	M. J. Pittler	E1	7	1		87	5
1358 E. 43rd St.	S.D.	232-6079	Ascot Ave.	8-17-84	11-85	M. J. Pittler	E2	7	1		171	9
1358 E. 43rd St.	S.D.	232-6079	Ascot Ave.	8-9-85	6-27-86	M. J. Pittler	E1	8-13	2		167	12
1358 E. 43rd St.	L.A.	234-9501	Ascot Ave.	8-18-86	6-29-87	M. J. Pittler	E1	9-03	3		169	11
1358 E. 43rd St.	Los Angeles	234-3501	Ascot Ave.	9-06-87	6-30-88	M. J. Pittler	E1	10-09	4		158	22
1358 E. 43rd St.	Los Angeles	234-3501	Ascot Ave.	7-5-88	6-30-89	M. J. Pittler	E1	12-2	5		161	19
1358 E. 43rd St.	Los Angeles	234-4663	Ascot Ave.	7-3-89	6-21-90	M. J. Pittler	E1	13-1	6			
									13-2	7		

*RECORD PRIVATE, PAROCHIAL, OR OTHER SCHOOL DISTRICT ATTENDANCE TO INDICATE CONTINUITY IN SCHOOL ENROLLMENT. RECORD ENROLLMENT OF PUPILS IN PRE-KINDERGARTEN PROGRAMS
*RECORD DAYS PRESENT AND ABSENT AT CLOSE OF EACH SCHOOL YEAR. ***PRE-KINDERGARTEN OR HEAD START ENROLLMENT IS INDICATED WITH AN E RATHER THAN EI, E2, E3, OR E4

9. RECORD OF SPECIAL SERVICES

[illegible]

III. PARENTS' EDUCATIONAL AND/OR VOCATIONAL PLANS FOR PUPIL

DATE	EDUCATIONAL PLAN	VOCATIONAL CHOICE
		VOCATIONAL CHOICE

EXHIBIT 147

EXHIBIT 147

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

vs.

DONTE JOHNSON
ID#1586283

Defendant.

CASE NO: C153154
DEPT NO: V
DOCKET:

SUBPOENA

☐ Regular ☒ Duces Tecum

THE STATE OF NEVADA SENDS GREETINGS TO:

Fremont High School
Counseling Center One/Virginia Thompson
7676 S. San Pedro Street
Los Angeles, California

YOU ARE HEREBY DEMANDED, that all and Singular, business and excuses set aside, you appear and attend on the 26thth day of May 2000 at 9:00am at the Office of the Special Public Defender, Clark County, Nevada. The address where you are required to appear is 309 South Third Street, Fourth Floor, Las Vegas, Nevada. You are required to bring with you at the time of your appearance any items set forth on the reverse side of this subpoena. If you fail to attend, you will be deemed guilty of contempt of Court and liable to pay all losses and damages caused by your failure to appear and in addition forfeit One Hundred (\$100.00).

DATED this 19 day of May 2000.

PHILIP J. KOHN
SPECIAL PUBLIC DEFENDER

By: 

Joseph Sciscento
Deputy Special Public Defender
State Bar No.
(702) 455-6265
Attorney for Defendant

AA09869

AFFIDAVIT OF SERVICE

STATE OF NEVADA

COUNTY OF CLARK

)
) ss.
)

_____ being duly sworn says: That at all time herein Affiant was over 18 years of age, not a party to or interested in the proceeding in which this Affidavit is made. That Affiant received the Subpoena on the _____ day of _____, 2000, and served the same on the _____ day of _____, 2000 by delivering a copy to the witness at (state address) _____.

Signature of Affiant

SUBSCRIBED AND SWORN to before me this
_____ day of _____, 2000.

NOTARY PUBLIC, in and for
County of _____
State of Nevada

ITEMS TO BE PRODUCED

School records for Eunisha White, DOB 3-13-81 SSN558-65-8482. Please include transcripts, psychological evaluations, teacher comments, etc.

PLEASE CONTACT INVESTIGATOR, MAXINE MILLER, 455-0214 FOR A MORE ACCURATE DATE AND TIME FOR APPEARANCE

AA09870

RELEASE

I, Eunisha White, hereby authorize you to disclose to any representative of the Office of the Special Public Defender, Las Vegas, Nevada, any and all information and records pertaining to me that they may request, including but not limited to any and all medical records, records of alcohol or drug abuse, psychiatric evaluation or treatment, all school records and related transcripts. Any claim of confidentiality, privileged communication or privacy is expressly waived, and it is understood that such disclosures will not result in any liability whatsoever on the part of the releasing agency.

DATED this 6 day of MAY, 2000.

Signed: X White Eunisha

Address: 6833 S 11th AVE

Date of Birth: [REDACTED]

Social Security [REDACTED]

Veteran's Admin. No.: [REDACTED]

Witnessed by:

Margie A. Miller

Dated: May 6, 2000

THIS CURRICULUM FRAMEWORK IS CONFIDENTIAL INFORMATION FOR PROFESSIONAL USE

PHOTOGRAPHS

MICROFILM NUMBER

CUMULATIVE RECORD JUNIOR AND SENIOR HIGH SCHOOLS

Los Angeles Unified School District

Los Angeles, California

GRADE LEVEL WHEN PHOTOGRAPHS TAKEN

ALL SUBJECTS RECORDED IN THIS SECTION ARE GRADE LEVEL OF COLUMN IN WHICH POSTED, UNLESS OTHERWISE INDICATED.

2. JUNIOR HIGH SCHOOL RECORD

[illegible]

3. EXPLANATION OF MARKS AND ABBREVIATIONS

<u>SUBJECT MARKS</u>		<u>WORK HABITS AND COOPERATION</u>	<u>SPECIAL CLASSES</u>		
A	Markedly Superior	E	Excellent	AP	Advanced Placement
B	Superior	S	Satisfactory	AE	Academically Enriched
C	Satisfactory	E	Excellent	H	Honors
D	Needs to Improve	S	Satisfactory	ESL	English Second Language
F	Little or no progress	U	Unsatisfactory	S	Special Education
INC	Incomplete			R	Remedial

4. TRANSCRIPT RECORD

[illegible]

5. SENIOR HIGH SCHOOL RECORD

DATE OF ENTRANCE	DATE OF LEAVING	DATE OF	DATE OF	DATE OF	DATE OF
12-97	6-30-98	12-23-98	6-99		
FIRST SEMESTER	SECOND SEMESTER	FIRST SEMESTER	SECOND SEMESTER	FIRST SEMESTER	SECOND SEMESTER
ENGLISH	ENGLISH	ENGLISH	ENGLISH	ENGLISH	ENGLISH
SOCIAL STUDIES	SOCIAL STUDIES	SOCIAL STUDIES	SOCIAL STUDIES	SOCIAL STUDIES	SOCIAL STUDIES
SCIENCE	SCIENCE	SCIENCE	SCIENCE	SCIENCE	SCIENCE
MATH	MATH	MATH	MATH	MATH	MATH
PHYSICS	PHYSICS	PHYSICS	PHYSICS	PHYSICS	PHYSICS
CHEMISTRY	CHEMISTRY	CHEMISTRY	CHEMISTRY	CHEMISTRY	CHEMISTRY
ARTS	ARTS	ARTS	ARTS	ARTS	ARTS
PE	PE	PE	PE	PE	PE
TECHNOLOGY	TECHNOLOGY	TECHNOLOGY	TECHNOLOGY	TECHNOLOGY	TECHNOLOGY
OTHER	OTHER	OTHER	OTHER	OTHER	OTHER
Credits, this label 10.0	Credits, this label 15.0	Credits, this label 15.0	Credits, this label 15.0	Credits, this label 15.0	Credits, this label 15.0
FREEMONT HIGH SCHOOL	FREEMONT HIGH SCHOOL	FREEMONT HIGH SCHOOL	FREEMONT HIGH SCHOOL	FREEMONT HIGH SCHOOL	FREEMONT HIGH SCHOOL
WHITE, ELINSHA F	WHITE, ELINSHA F	WHITE, ELINSHA F	WHITE, ELINSHA F	WHITE, ELINSHA F	WHITE, ELINSHA F
BO:03/13/81 F	BO:03/13/81 F	BO:03/13/81 F	BO:03/13/81 F	BO:03/13/81 F	BO:03/13/81 F
INTERSESSION B	INTERSESSION B	INTERSESSION B	INTERSESSION B	INTERSESSION B	INTERSESSION B
ENGLISH 9A	ENGLISH 9A	ENGLISH 9A	ENGLISH 9A	ENGLISH 9A	ENGLISH 9A
ENGLISH 10A	ENGLISH 10A	ENGLISH 10A	ENGLISH 10A	ENGLISH 10A	ENGLISH 10A
CURRENT	CUMULATIVE	CURRENT	CUMULATIVE	CURRENT	CUMULATIVE
10	40	25	65	15	80
CURRENT	CUMULATIVE	CURRENT	CUMULATIVE	CURRENT	CUMULATIVE
15	95	15	95	15	95

6. EXTRA SEMESTERS IN SENIOR HIGH SCHOOL

[illegible]

7. GRADUATION DATA

DATE OF GRADUATION FROM SENIOR HIGH SCHOOL	
MONTH	DAY YEAR
CLASS RANK	NO. IN CLASS
G.P.A.	EXPLANATION A-4 B-3 C-2 D-1 FAK-0
PRINCIPAL'S SIGNATURE TRANSPORT REPORTED BY PRINCIPAL'S SIGNATURE HIGH SCHOOL	

John C. Fremont High School
 576 South San Pedro Street
 Los Angeles, CA 90003

John C. Fremont High School
7576 South San Pedro Street
Los Angeles, CA 90003

EXHIBIT 148

EXHIBIT 148

EL PASO DE ROBLES SCHOOL

Kate Thompson, Superintendent

John Atherstone, Principal

TRANSCRIPT OF HIGH SCHOOL RECORD

Sch Year 1992 Los Angeles County
Sch Year 1992-93 Los Angeles County
Line No. Course Title Sem1 Sem2 Credits
01 English B2 2.0
02 Math B4 B2 6.0
03 Science B2 C2 4.0
04
05 Wld. History C2 2.0
06 Fine Art C2 2.0
07 Amer. Experience B2 2.0
08 Computer Ed. C2 2.0
09
10 P.E. B2 C2 4.0

Subtotal: (24.0)

Sch Year 1993-94 Los Angeles County
Sch Year
Line No. Course Title Sem1 Sem2 Credits
11 English C2 2.0
12 Math C2 2.0
13 Life Science C2 2.0
14 U.S. History C2 2.0
15
16
17 Comp. Ed. C2 2.0
18
19
20 P.E. C2 2.0

Subtotal: (12.0)

Sch Year (Sum Sem) 1994 El Paso de Robles
Sch Year (Fall) 1994 El Paso de Robles
Line No. Course Title Sem1 Sem2 Credits
21 English (L/Arts) C4.5 C4 8.5
22
23
24
25
26
27
28
29
30

Subtotal: (8.5)

Sch Year (Spr) 1995 El Paso de Robles
Sch Year
Line No. Course Title Sem1 Sem2 Credits
31 English C8.5A3.5 12.0
32
33
34
35
36 Fine Arts B5A2.5 7.5
37 Economics B1 1.0
38
39
40 P.E. A10 10.0

Subtotal: (30.5)

Sch Year
Sch Year
Line No. Course Title Sem1 Sem2 Credits
41
42
43
44
45
46
47
48
49
50

Subtotal:

TOTAL CREDITS: 75.0

Full Name WHITE, John Lee

Also Known As

d.o.b. [REDACTED] Student Number MA400
Entered 04/06/94 Withdrew 08/23/95
or Graduated 00/00/00

School

Checklist of Requirements for Graduation

Required Subjects	Credits Req'd	Credits Completed	Req. Met
English	30	24.5	
Math	20	8.0	
Science	20	6.0	
U. S. History & Geography	10	2.0	
World History, Geography, &	10	2.0	
American Government &	05	0.0	
Economics	05	1.0	
Fine Arts or Foreign Language	10	9.5	
Physical Education	20	16.0	
Employability Skills	05	0.0	
Total Credits	200	75.0	

BASIC SKILLS INVENTORY

	Date Passed
Reading	00/00/00
Math	00/00/00
Language	11/08/94

TABE SCORES Level:

TABE Rdg:	6.4	11/08/94	D-5
TABE Math:	4.7	11/08/94	E-5
TABE Lang:	12	06/27/95	D-6

General Comments:

Los Angeles County includes: Kilpatrick, Los Padrinos and Central

[Signed]

Linda Nursement
Acting Principal

El Paso de Robles School
P. O. Box 7008
Paso Robles, California 93447-7008
(805) 238-4040, Ext. 237

[Issued] 9/5/95

This transcript was last posted: 09/05/95
reflecting credits earned through: 08/23/95

AYE ; WATTS

EPdRS Integrated Information System 3-90 (sh)

AA09874

EXHIBIT 149

EXHIBIT 149

AA09878

EXHIBIT 150

EXHIBIT 150

**Social Security Administration
Office of the Regional Commissioner
Richmond, California**

CERTIFICATION OF TRUE COPY

Pursuant to the provisions of Title 42, United States Code, Section 3505, and the authority vested in me by 45 F.R. 47245-46, I hereby certify that I have legal custody of certain records, documents, and other information established and maintained by the Social Security Administration, pursuant to Title 42 United States Code, Section 405, and that the annexed are true and complete copies of certain such documents in my custody as aforesaid.

42 U.S.C., Section 3505 provides that judicial notice shall be taken of the Seal of this Administration affixed to any copies of records maintained by the Administration, and those records shall be admitted in evidence equally with the originals thereof when authenticated under such Seal.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Social Security Administration to be affixed this *4th* day of *July* 2004.

Patricia L. Sheehan
Assistant Regional Commissioner for
Management and Operational Support *(C. P. Jacobson)*



San Francisco Regional Office
Center for Programs

CHERYL P. JACOBSON
Management and Program Analyst

1221 Nevin Avenue
Richmond, CA 94801

(510) 970-8248
Fax (510) 970-8101
cheryl.jacobson@ssa.gov

AA09880

CESSATION OR CONTINUANCE OF DISABILITY
OR BLINDNESS DETERMINATION AND TRANSMITTAL

I.A. SOCIAL SECURITY NUMBER

No further monies or other benefits may be paid out under this program unless this report is completed and filed as required by existing public law 93-233.

1.B. TYPE CLAIM

☒ DI ☐ DS ☐ DC ☐ BI ☐ BS ☐ BC

I.C. OTHER ENTITLEMENT

TITLE II 6/03/96

2.A. NAME OF PAYEE (IF ANY)

B. NAME OF DISABLED OR BLIND INDIVIDUAL

EUNICE CAI N

4. DATE OF BIRTH

5. DATE DISABILITY BEGAN

7/01/79

3. ADDRESS

LOS ANGELES, CA 90003

6. DO ADDRESS

Los Angeles 90008

7. DO CODE DDS CODE

026 V90

8.

A. ☒ INITIAL B. ☐ RECON C. ☐ RECON DHU D. ☐ ALJ HEARING E. ☐ APPEALS COUNCIL F. ☐ U.S. DISTRICT COURT G. ☐ REOPENING9. UPON CONSIDERATION OF ALL FACTS, IT IS DETERMINED ☒ DISABILITY

<input checked="" type="checkbox"/> A. CONTINUES	
DA AND A <input type="checkbox"/> DOES <input checked="" type="checkbox"/> DOES NOT CONTRIBUTE TO FINDING	MONTH, DAY, YEAR
B. CEASED	
STATE PLAN LAST MET	
C. ELIGIBILITY TERMINATED AT THE CLOSE OF THE LAST DAY OF	

I. 301 CASE	
J. BLINDNESS	
(1) CONTINUES	MONTH, DAY, YEAR
BEGAN	
(2) CEASED	
(3) CEASED	
OTHER IMPAIRMENT BEGAN	

10. BASIS FOR DETERMINATION

A. ☒ MEDICAL/MEDICAL VOC. B. ☐ WORK-NO IRWE C. ☐ WORK-IRWE INVOLVED D. ☐ OTHER (explain in item 24.)

11. REASON FOR CESSATION

CODE:

12. REASON FOR CONTINUANCE

CODE:

70

MEDICAL LIST NO.
01205AD13. ☐ CHECK IF ATTACHING A
CONTINUATION SHEET14. ☐ CHECK IF VOCATIONAL
RULE MET.

CITE RULE

15. VOCATIONAL BACKGROUND

16. OCC YEARS

17. EDUC YEARS

18. SPECIAL USE

19. VR ACTION

A. ☐ SC IN B. ☒ SC OUT C. ☐ PREV. REF. D. ☐ RE-REF

20. WHY REVIEW WAS MADE-CODE:

07

21. PRIMARY DIAGNOSIS:

BODY SYSTEM

12

CODE NO.

3180

22. SECONDARY DIAGNOSIS:

CODE NO.

7140

23. DIARY

A.	B.	C.
TYPE	MONTH YEAR	REASON
MRP	7/01/03	7

Mental Retardation

Rheumatoid Arthr. & Infla
mmatory Polyarthropathies

24. REMARKS

CER:Y EOR:N DAA: N

MULTIPLE IMPAIRMENTS CONSIDERED

24.A. COMBINED MULTIPLE
NONSEVERE-SEVERE24.B. COMBINED MULTIPLE
NONSEVERE-NONSEVERE

25. DISABILITY EXAMINER'S NAME

Kuch/N05

26. DATE

8/15/96

27. PHYSICIAN OR MEDICAL SPEC. SIGNATURE

K. Pasarecha C. Chien MD

28. DATE

8-15-96

29. LETTER/PARAGRAPH NUMBER

N

30. PHYSICIAN OR MEDICAL SPEC. NAME (STAMP, PRINT, OR TYPE)

31. SSA REPRESENTATIVE

32. SSA CODE

30.A. SPEC. CODE

37/19

33. DATE

34. LIST NUMBER	A.	B.	C.	D.	E.	F.

35. FOLDER SENT TO

Ref Agy

**DISABILITY DETERMINATION
AND TRANSMITTAL**

SSI

Form Approved.
OMB No. 72R523

1 DESTINATION DDS <input checked="" type="checkbox"/> BDI <input type="checkbox"/> CRS <input type="checkbox"/> DIO <input type="checkbox"/>		2 DDS CODE 056	3 FILING DATE 07/16/79	4 SSN [REDACTED]
5 NAME AND ADDRESS OF CLAIMANT EUNICE CAIN [REDACTED]			6 WES NAME (If CDB or DWB Claim)	
9 DATE OF BIRTH [REDACTED]			10 PRIOR ACTION <input type="checkbox"/> PD <input type="checkbox"/> PT	
12 DISTRICT BRANCH OFFICE ADDRESS 6303 RUGBY AVENUE Arlington Park 6A 90255			11 REMARKS 450 s INPUT COMPLETED (213) 588-2892	
15 CLAIMANT DISABLED A <input checked="" type="checkbox"/> DISABILITY BEGAN 7-16-79 B <input type="checkbox"/> DISABILITY CEASED			16 DIAGNOSIS 1. Mental retardation 2. Congenital extraocular palsy 3. Arthritis of right knee	
18 CASE OF BLINDNESS AS DEFINED IN SEC. 1614(a)(2)(1)(i) A <input type="checkbox"/> NOT DISAB. FOR CASH BENE. PURP. B <input type="checkbox"/> DISAB. FOR CASH BENE. PURP. BEG.			17 RE EXAM <input checked="" type="checkbox"/> NONE (Date)	
19 CLAIMANT NOT DISABLED A <input type="checkbox"/> THROUGH DATE OF CURRENT DETERMINATION B <input type="checkbox"/> THROUGH C <input type="checkbox"/> BEFORE AGE 22 (CDB Only)			20 VOCATIONAL BACKGROUND None	
22 REG. BASIS CODE A1-902(a)		23 MED. LIST NO. 12.05 B	24 MOB CODE 9	25 REVISED DET <input type="checkbox"/>
27 RATIONALE		26 LIST NO.		

REC'D SA-CALIF
JUL 18 1979

28 <input type="checkbox"/> SEE ATTACHED SSA-834		29 LTR / PAR NO.	
A <input type="checkbox"/> PERIOD OF DISABILITY	B <input type="checkbox"/> DISABILITY PERIOD	30 DISABILITY EXAMINER-DDS Bridget Wilson	
C <input type="checkbox"/> ESTAB BEG. AND	D <input type="checkbox"/> CONTINUES	31 DATE 9-11-79	
E <input type="checkbox"/> TERM		32 REVIEW PHYSICIAN-DDS H. Kasechana MD	
34 REMARKS Claimant capable per Dr. Woodland, report dated 9-4-79		33 DATE 9-11-79	
35 BASIS CODE	36 REV DET CODES	37 SSA REPRESENTATIVE	38 DATE

MENTAL RESIDUAL FUNCTIONAL CAPACITY ASSESSMENT

Eunice Cain

SOCIAL SECURITY NUMBER

CATEGORIES (From IB of the PRTF)

(12-09)

12-05

ASSESSMENT IS FOR:

☒ Current Evaluation

☐ 12 Months After Onset:

☐ Date Last Insured:

(Date)

☐ Other:

(Date)

to

(Date)

(Date)

I. SUMMARY CONCLUSIONS

This section is for recording summary conclusions derived from the evidence in file. Each mental activity is to be evaluated within the context of the individual's capacity to sustain that activity over a normal workday and workweek, on an ongoing basis. Detailed explanation of the degree of limitation for each category (A through D), as well as any other assessment information you deem appropriate, is to be recorded in Section III (Functional Capacity Assessment).

If rating category 5 is checked for any of the following items, you MUST specify in Section II the evidence that is needed to make the assessment. If you conclude that the record is so inadequately documented that no accurate functional capacity assessment can be made, indicate in Section II what development is necessary, but **DO NOT COMPLETE SECTION III.**

Not Significantly Limited	Moderately Limited	Markedly Limited	No Evidence of Limitation in this Category	Not Rateable on Available Evidence
---------------------------------	-----------------------	---------------------	--	--

A. UNDERSTANDING AND MEMORY

1. The ability to remember locations and work-like procedures.

1. ☒

2. ☐

3. ☐

4. ☐

5. ☐

2. The ability to understand and remember very short and simple instructions.

1. ☒

2. ☐

3. ☐

4. ☐

5. ☐

3. The ability to understand and remember detailed instructions.

1. ☐

2. ☒

3. ☐

4. ☐

5. ☐

B. SUSTAINED CONCENTRATION AND PERSISTENCE

4. The ability to carry out very short and simple instructions.

1. ☒

2. ☐

3. ☐

4. ☐

5. ☐

5. The ability to carry out detailed instructions.

1. ☐

2. ☒

3. ☐

4. ☐

5. ☐

6. The ability to maintain attention and concentration for extended periods.

1. ☒

2. ☐

3. ☐

4. ☐

5. ☐

7. The ability to perform activities within a schedule, maintain regular attendance, and be punctual within customary tolerances.

1. ☒

2. ☐

3. ☐

4. ☐

5. ☐

8. The ability to sustain an ordinary routine without special supervision.

1. ☒

2. ☐

3. ☐

4. ☐

5. ☐

9. The ability to work in coordination with or proximity to others without being distracted by them.

1. ☒

2. ☐

3. ☐

4. ☐

5. ☐

10. The ability to make simple work-related decisions.

1. ☒

2. ☐

3. ☐

4. ☐

5. ☐



Continued—SUSTAINED CONCENTRATION
AND PERSISTENCE

	Not Significantly Limited	Moderately Limited	Markedly Limited	No Evidence of Limitation in this Category	Not Ratable on Available Evidence
11. The ability to complete a normal work-day and workweek without interruptions from psychologically based symptoms and to perform at a consistent pace without an unreasonable number and length of rest periods.	1. <input checked="" type="checkbox"/>	2. <input type="checkbox"/>	3. <input type="checkbox"/>	4. <input type="checkbox"/>	5. <input type="checkbox"/>
C. SOCIAL INTERACTION					
12. The ability to interact appropriately with the general public.	1. <input checked="" type="checkbox"/>	2. <input type="checkbox"/>	3. <input type="checkbox"/>	4. <input type="checkbox"/>	5. <input type="checkbox"/>
13. The ability to ask simple questions or request assistance.	1. <input checked="" type="checkbox"/>	2. <input type="checkbox"/>	3. <input type="checkbox"/>	4. <input type="checkbox"/>	5. <input type="checkbox"/>
14. The ability to accept instructions and respond appropriately to criticism from supervisors.	1. <input checked="" type="checkbox"/>	2. <input type="checkbox"/>	3. <input type="checkbox"/>	4. <input type="checkbox"/>	5. <input type="checkbox"/>
15. The ability to get along with coworkers or peers without distracting them or exhibiting behavioral extremes.	1. <input checked="" type="checkbox"/>	2. <input type="checkbox"/>	3. <input type="checkbox"/>	4. <input type="checkbox"/>	5. <input type="checkbox"/>
16. The ability to maintain socially appropriate behavior and to adhere to basic standards of neatness and cleanliness.	1. <input checked="" type="checkbox"/>	2. <input type="checkbox"/>	3. <input type="checkbox"/>	4. <input type="checkbox"/>	5. <input type="checkbox"/>
D. ADAPTATION					
17. The ability to respond appropriately to changes in the work setting.	1. <input checked="" type="checkbox"/>	2. <input type="checkbox"/>	3. <input type="checkbox"/>	4. <input type="checkbox"/>	5. <input type="checkbox"/>
18. The ability to be aware of normal hazards and take appropriate precautions.	1. <input checked="" type="checkbox"/>	2. <input type="checkbox"/>	3. <input type="checkbox"/>	4. <input type="checkbox"/>	5. <input type="checkbox"/>
19. The ability to travel in unfamiliar places or use public transportation.	1. <input checked="" type="checkbox"/>	2. <input type="checkbox"/>	3. <input type="checkbox"/>	4. <input type="checkbox"/>	5. <input type="checkbox"/>
20. The ability to set realistic goals or make plans independently of others.	1. <input checked="" type="checkbox"/>	2. <input type="checkbox"/>	3. <input type="checkbox"/>	4. <input type="checkbox"/>	5. <input type="checkbox"/>

II. REMARKS: If you checked box 5 for any of the preceding items or if any other documentation deficiencies were identified, you **MUST** specify what additional documentation is needed. Cite the item number(s), as well as any other specific deficiency, and indicate the development to be undertaken.

☐ Continued on Page 3

☐ Continued on Page 4

III. FUNCTIONAL CAPACITY ASSESSMENT

Record in this section the elaborations on the preceding capacities. Complete this section ONLY after the SUMMARY CONCLUSIONS section has been completed. Explain your summary conclusions in narrative form. Include any information which clarifies limitation or function. Be especially careful to explain conclusions that differ from those of treating medical sources or from the individual's allegations.

+ Studied up to 12th grade. ~~was~~ ^{has} history of Sp. Ed.
was granted Disab. at age 20 for PIA 55 - as much 12'05"
Currently lives alone - Cares for self. Shops alone - Cooks -
travels by Bus - Can manage money
No excessive alcohol use - She stopped 3 mts ago.
(no evidence in file of Rehab or Methadone maintenance)
V. 66. P. 65 7x64. Mild. Mental Retard w. IQ 69.
Border. Gestalt. Border-line exp.
At 7 can understand + carry out;
B Short + Simple tasks
S > no Problems

☐ Continued on Page 4

MEDICAL CONSULTANT'S SIGNATURE

K Pasricha

DATE

7-16-96

PSYCHIATRIC REVIEW TECHNIQUE

Name <u>Eunice Cain</u>	SSN [REDACTED]
Assessment is For: <input checked="" type="checkbox"/> Current Evaluation <input type="checkbox"/> 12 Mo. After Onset: _____	
<input type="checkbox"/> Date Last Insured: _____ <input type="checkbox"/> Other: _____ to _____	
Reviewer's Signature <u>K. Pasarech</u>	Date <u>7-16-96</u>

PRIVACY ACT NOTICE: The information requested on this form is authorized by section 223 and section 1633 of the Social Security Act. The information provided will be used in making a decision on this claim. Completion of this form is mandatory in disability claims involving mental impairments. Failure to complete this form may result in a delay in processing the claim. Information furnished on this form may be disclosed by the Social Security Administration to another person or governmental agency only with respect to Social Security programs and to comply with federal laws requiring the exchange of information between Social Security and another agency.

I. MEDICAL SUMMARY

A. Medical Disposition(s):

1. ☐ No Medically Determinable Impairment
2. ☐ Impairment(s) Not Severe
3. ☐ Meets Listing _____ (Cite Listing and subsection)
4. ☐ Equals Listing _____ (Cite Listing and subsection)
5. ☐ Impairment Severe But Not Expected to Last 12 Months
6. ☒ RFC Assessment Necessary (i.e., a severe impairment is present which does not meet or equal a listed impairment)
7. ☒ Referral to Another Medical Specialty (necessary when there is a coexisting nonmental impairment) (Except for OHA reviewers)
8. ☐ Insufficient Medical Evidence (i.e., a programmatic documentation deficiency is present) (Except for OHA reviewers)

B. Category(ies) Upon Which the Medical Disposition(s) is Based:

1. ☐ 12.02 Organic Mental Disorders
2. ☐ 12.03 Schizophrenic, Paranoid and other Psychotic Disorders
3. ☐ 12.04 Affective Disorders
4. ☒ 12.05 Mental Retardation and Autism
5. ☐ 12.06 Anxiety Related Disorders
6. ☐ 12.07 Somatoform Disorders
7. ☐ 12.08 Personality Disorders
8. ☒ 12.09 Substance Addiction Disorders

III. DOCUMENTATION OF FACTORS THAT EVIDENCE THE DISORDER (COMMENT ON EACH BROAD CATEGORY OF DISORDER.)

A. 12.02 Organic Mental Disorders

- ☐ No evidence of a sign or symptom CLUSTER or SYNDROME which appropriately fits with this diagnostic category. (Some features appearing below may be present in the case but they are presumed to belong in another disorder and are rated in that category.)
- ☐ Psychological or behavioral abnormalities associated with a dysfunction of the brain . . . as evidenced by at least one of the following:

PRESENT-ABSENT-INSUFFICIENT EVIDENCE

1. ☐ ☐ ☐ Disorientation to time and place
2. ☐ ☐ ☐ Memory impairment
3. ☐ ☐ ☐ Perceptual or thinking disturbances
4. ☐ ☐ ☐ Change in personality
5. ☐ ☐ ☐ Disturbance in mood
6. ☐ ☐ ☐ Emotional lability and impairment in impulse control
7. ☐ ☐ ☐ Loss of measured intellectual ability of at least 15 I.Q. points from premorbid levels or overall impairment index clearly within the severely impaired range on neuropsychological testing, e.g., the Luria-Nebraska, Halstead-Reitan, etc.
8. ☐ ☐ ☐ Other _____

B. 12.03 Schizophrenic, Paranoid and other Psychotic Disorders

- ☐ No evidence of a sign or symptom CLUSTER or SYNDROME which appropriately fits with this diagnostic category. (Some features appearing below may be present in the case but they are presumed to belong in another disorder and are rated in that category.)
- ☐ Psychotic features and deterioration that are persistent (continuous or intermittent), as evidenced by at least one of the following:

PRESENT-ABSENT-INSUFFICIENT EVIDENCE

1. ☐ ☐ ☐ Delusions or hallucinations
2. ☐ ☐ ☐ Catatonic or other grossly disorganized behavior
3. ☐ ☐ ☐ Incoherence, loosening of associations, illogical thinking, or poverty of content of speech if associated with one of the following:
 - a. ☐ Blunt affect, or
 - b. ☐ Flat affect, or
 - c. ☐ Inappropriate affect
4. ☐ ☐ ☐ Emotional withdrawal and/or isolation
5. ☐ ☐ ☐ Other _____

C. 12.04 Affective Disorders

- ☐ No evidence of a sign or symptom CLUSTER or SYNDROME which appropriately fits with this diagnostic category. (Some features appearing below may be present in the case but they are presumed to belong in another disorder and are rated in that category.)
- ☐ Disturbance of mood, accompanied by a full or partial manic or depressive syndrome, as evidenced by at least one of the following:

PRESENT-ABSENT-INSUFFICIENT EVIDENCE

1. ☐ ☐ ☐ Depressive syndrome characterized by at least four of the following:
- a. ☐ Anhedonia or pervasive loss of interest in almost all activities, or
 - b. ☐ Appetite disturbance with change in weight, or
 - c. ☐ Sleep disturbance, or
 - d. ☐ Psychomotor agitation or retardation, or
 - e. ☐ Decreased energy, or
 - f. ☐ Feelings of guilt or worthlessness, or
 - g. ☐ Difficulty concentrating or thinking, or
 - h. ☐ Thoughts of suicide, or
 - i. ☐ Hallucinations, delusions or paranoid thinking
2. ☐ ☐ ☐ Manic syndrome characterized by at least three of the following:
- a. ☐ Hyperactivity, or
 - b. ☐ Pressures of speech, or
 - c. ☐ Flight of ideas, or
 - d. ☐ Inflated self-esteem, or
 - e. ☐ Decreased need for sleep, or
 - f. ☐ Easy distractability, or
 - g. ☐ Involvement in activities that have a high probability of painful consequences which are not recognized, or
 - h. ☐ Hallucinations, delusions or paranoid thinking
3. ☐ ☐ ☐ Bipolar syndrome with a history of episodic periods manifested by the full symptomatic picture of both manic and depressive syndromes (and currently characterized by either or both syndromes)
4. ☐ ☐ ☐ Other _____

D. 12.05 Mental Retardation and Autism

- ☐ No evidence of a sign or symptom CLUSTER or SYNDROME which appropriately fits with this diagnostic category. (Some features appearing below may be present in the case but they are presumed to belong in another disorder and are rated in that category.)
- ☐ Significantly subaverage general intellectual functioning with deficits in adaptive behavior initially manifested during the developmental period (before age 22), or pervasive developmental disorder characterized by social and significant communicative deficits originating in the developmental period, as evidenced by at least one of the following:

PRESENT-ABSENT-INSUFFICIENT EVIDENCE

1. ☐ ☐ ☐ Mental incapacity evidenced by dependence upon others for personal needs (e.g., toileting, eating, dressing or bathing) and inability to follow directions, such that the use of standardized measures of intellectual functioning is precluded*
2. ☐ ☐ ☐ A valid verbal, performance, or full scale I.Q. of 59 or less*
3. ☐ ☐ ☐ A valid verbal, performance, or full scale I.Q. of 60 through 70 and a physical or other mental impairment imposing additional and significant work-related limitation of function*
4. ☐ ☐ ☐ A valid verbal, performance, or full scale I.Q. of 60 through 70 or in the case of autism, gross deficits of social and communicative skills*
5. ☐ ☐ ☐ Other _____

*NOTE: Items 1, 2, 3, and 4 correspond to Listings 12.05A, 12.05B, 12.05C, and 12.05D, respectively.

E. 12.06 Anxiety Related Disorders

- ☐ No evidence of a sign or symptom CLUSTER or SYNDROME which appropriately fits with this diagnostic category. (Some features appearing below may be present in the case but they are presumed to belong in another disorder and are rated in that category.)
- ☐ Anxiety as the predominant disturbance or anxiety experienced in the attempt to master symptoms, as evidenced by at least one of the following:

PRESENT-ABSENT-INSUFFICIENT EVIDENCE

1. ☐ ☐ ☐ Generalized persistent anxiety accompanied by three of the following:
- a. ☐ Motor tension, or
 - b. ☐ Autonomic hyperactivity, or
 - c. ☐ Apprehensive expectation, or
 - d. ☐ Vigilance and scanning
2. ☐ ☐ ☐ A persistent irrational fear of a specific object, activity or situation which results in a compelling desire to avoid the dreaded object, activity, or situation
3. ☐ ☐ ☐ Recurrent severe panic attacks manifested by a sudden unpredictable onset of intense apprehension, fear, terror, and sense of impending doom occurring on the average of at least once a week
4. ☐ ☐ ☐ Recurrent obsessions or compulsions which are a source of marked distress
5. ☐ ☐ ☐ Recurrent and intrusive recollections of a traumatic experience, which are a source of marked distress
6. ☐ ☐ ☐ Other _____

F. 12.07 Somatoform Disorders

- ☐ No evidence of a sign or symptom CLUSTER or SYNDROME which appropriately fits with this diagnostic category. (Some features appearing below may be present in the case but they are presumed to belong in another disorder and are rated in that category.)
- ☐ Physical symptoms for which there are no demonstrable organic findings or known physiological mechanisms, as evidenced by at least one of the following:

PRESENT-ABSENT-INSUFFICIENT EVIDENCE

1. ☐ ☐ ☐ A history of multiple physical symptoms of several years duration beginning before age 30, that have caused the individual to take medicine frequently, see a physician often and alter life patterns significantly
2. ☐ ☐ ☐ Persistent nonorganic disturbance of one of the following:
 - a. ☐ Vision, or
 - b. ☐ Speech, or
 - c. ☐ Hearing, or
 - d. ☐ Use of a limb, or
 - e. ☐ Movement and its control (e.g., coordination disturbances, psychogenic seizures, akinesia, dyskinesia), or
 - f. ☐ Sensation (e.g., diminished or heightened)
3. ☐ ☐ ☐ Unrealistic interpretation of physical signs or sensations associated with the preoccupation or belief that one has a serious disease or injury
4. ☐ ☐ ☐ Other _____

G. 12.08 Personality Disorders

- ☐ No evidence of a sign or symptom CLUSTER or SYNDROME which appropriately fits with this diagnostic category. (Some features appearing below may be present in the case but they are presumed to belong in another disorder and are rated in that category.)
- ☐ Inflexible and maladaptive personality traits which cause either significant impairment in social or occupational functioning or subjective distress, as evidenced by at least one of the following:

PRESENT-ABSENT-INSUFFICIENT EVIDENCE

1. ☐ ☐ ☐ Seclusiveness or autistic thinking
2. ☐ ☐ ☐ Pathologically inappropriate suspiciousness or hostility
3. ☐ ☐ ☐ Oddities of thought, perception, speech and behavior
4. ☐ ☐ ☐ Persistent disturbances of mood or affect
5. ☐ ☐ ☐ Pathological dependence, passivity, or aggressivity
6. ☐ ☐ ☐ Intense and unstable interpersonal relationships and impulsive and damaging behavior
7. ☐ ☐ ☐ Other _____

H. 12.09 Substance Addiction Disorders: Behavioral changes or physical changes associated with the regular use of substances that affect the central nervous system.

Present — Absent — Insufficient Evidence

☒ Present ☒ Absent ☐ Insufficient Evidence

If present, evaluate under one or more of the most closely applicable listings:

1. ☐ Listing 12.02—Organic mental disorders*
2. ☐ Listing 12.04—Affective disorders*
3. ☐ Listing 12.06—Anxiety disorders*
4. ☐ Listing 12.08—Personality disorders*
5. ☐ Listing 11.14—Peripheral neuropathies*
6. ☐ Listing 5.05—Liver damage*
7. ☐ Listing 5.04—Gastritis*
8. ☐ Listing 5.08—Pancreatitis*
9. ☐ Listing 11.02 or 11.03—Seizures*
10. ☒ Other Border-line substance

*NOTE: Items 1, 2, 3, 4, 5, 6, 7, 8, and 9 correspond to Listings 12.09A, 12.09B, 12.09C, 12.09D, 12.09E, 12.09F, 12.09G, 12.09H, and 12.09I, respectively. If items 1, 2, 3, or 4 are checked, only the numbered items in subsections IIIA, IIIC, IIIE, or IIIG of the form need be checked. The first two blocks under the disorder heading in those subsections need not be checked.

IV. RATING OF IMPAIRMENT SEVERITY

A. "B" Criteria of the Listings

Indicate to what degree the following functional limitations (which are found in paragraph B of listings 12.02–12.04 and 12.06–12.08 and paragraph D of 12.05) exist as a result of the individual's mental disorder(s).

NOTE: Items 3 and 4 below are more than measures of frequency. Describe in part II of this form (Reviewer's Notes) the duration and effects of the deficiencies (item 3) or episodes (item 4). Please read carefully the instructions for the completion of this section.

Specify the listing(s) (i.e., 12.02 through 12.09) under which the items below are being rated 12-05

FUNCTIONAL LIMITATION	DEGREE OF LIMITATION					
1. Restriction of Activities of Daily Living	None <input checked="" type="checkbox"/>	Slight <input type="checkbox"/>	Moderate <input type="checkbox"/>	Marked* <input type="checkbox"/>	Extreme <input type="checkbox"/>	Insufficient Evidence <input type="checkbox"/>
2. Difficulties in Maintaining Social Functioning	None <input type="checkbox"/>	Slight <input checked="" type="checkbox"/>	Moderate <input type="checkbox"/>	Marked* <input type="checkbox"/>	Extreme <input type="checkbox"/>	Insufficient Evidence <input type="checkbox"/>
3. Deficiencies of Concentration, Persistence or Pace Resulting in Failure to Complete Tasks in a Timely Manner (in work settings or elsewhere)	Never <input type="checkbox"/>	Seldom <input type="checkbox"/>	Often <input checked="" type="checkbox"/>	Frequent* <input type="checkbox"/>	Constant <input type="checkbox"/>	Insufficient Evidence <input type="checkbox"/>
4. Episodes of Deterioration or Decompensation in Work or Work-Like Settings Which Cause the Individual to Withdraw from that Situation or to Experience Exacerbation of Signs and Symptoms (which may include Deterioration of Adaptive Behaviors)	Never <input type="checkbox"/>		Once or Twice <input type="checkbox"/>	Repeated* (three or more) <input type="checkbox"/>	Continual <input type="checkbox"/>	Insufficient Evidence <input checked="" type="checkbox"/>

B. Summary of Functional Limitation Rating for "B" Criteria

Indicate the number of the above functional limitations manifested at the degree of limitation that satisfies the listings. ☐ (The number in the box must be at least 2 to satisfy the requirements of paragraph B in Listings 12.02, 12.03, 12.04, and 12.06 and paragraph D in 12.05; and at least 3 to satisfy the requirements in paragraph B in Listings 12.07 and 12.08.)

*Degree of limitation that satisfies the Listings; Extreme, Constant and Continual also satisfy that requirement.

C. "C" Criteria of the Listings

1. If 12.03 Disorder (Schizophrenic, etc.) and in Full or Partial Remission

NOTE: Item b. below is more than a measure of frequency. Describe in part II of this form (Reviewer's Notes) the duration and effects of the episodes. Please read carefully the instructions for the completion of this section.

	Present	Absent	Insufficient Evidence	
a.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Medically documented history of one or more episodes of acute symptoms, signs and functional limitations which at the time met the requirements in A and B of 12.03, although these symptoms or signs are currently attenuated by medication or psychosocial support.
b.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Repeated episodes of deterioration or decompensation in situations which cause the individual to withdraw from the situation or to experience exacerbation of signs or symptoms (which may include deterioration of adaptive behaviors).
c.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Documented current history of two or more years of inability to function outside of a highly supportive living situation.

(For the requirements in paragraph C of 12.03 to be satisfied, either a. and b. or a. and c. must be checked as present.)

2. If 12.06 Disorder (Anxiety Related)

	Present	Absent	Insufficient Evidence	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Symptoms resulting in <i>complete</i> inability to function independently outside the area of one's home.

(If present is checked, the requirements in paragraph C of 12.06 are satisfied.)

REPORT NO DDCBRCA3
RUN DATE 8/15/96
RUN TIME 16:13:02

DISABILITY DETERMINATION SYSTEM
CASE ACTIVITIES

BEKUCH
Page 1

Case Number 22190

Office Code V90 LA North
Claimant : EUNICE CAIN
Birth Date :
Counselor : Barbara E Kuch/N05

Claims . : Continuing Disability Review

Type Wage Earner
DI

Allegations

MENTAL RETARDATION, ARTHRITIS OF KNEE, BREATHING

A=ACTIVE C=COMPLETE F=FILE PULLED N=NOT APPLICABLE Q=NOT PERFORMED

8/15/96 N Standard Notice - T16 Continuance

8/15/96 N Misc - Folder Movement to - OSA FOR CLOSURE & ROUTING - BEK

8/13/96 N Vendor Results - Received
CHAMPION MEDICAL GROUP

8/13/96 Q Appt Rmd - Vnd Rmd - VRMD C01 CHAMPION MEDICAL GROUP 310-479-1176
CHAMPION MEDICAL GROUP

8/13/96 Q CE Appt - Verify Resc Appt - VRK CHAMPION MEDICAL GROUP 310-479-1176
CHAMPION MEDICAL GROUP

7/20/96 N CE - Reissued
CHAMPION MEDICAL GROUP

7/17/96 N CE Letter - CE Reminder Ltr
CHAMPION MEDICAL GROUP

7/17/96 Q Appt Rmd - Clmt Rmd - CRMD C01 CHAMPION MEDICAL GROUP 213-752-7347
CHAMPION MEDICAL GROUP

7/16/96 N Contact - NO RECORD..DAJ

7/16/96 N Standard Notice - CDR Worksheet T16

7/16/96 N Misc - Folder Movement to - MC PASRICHA FOR REVIEW - BEK

7/15/96 N Travel Reimburs - Issued
INDEPENDENT TAXI OWNERS ASSOC

7/15/96 N Travel Reimburs - Issued
INDEPENDENT TAXI OWNERS ASSOC

7/15/96 N Travel Ltr - TAXI PYMT/NO Voucher
INDEPENDENT TAXI OWNERS ASSOC

7/15/96 N Travel Reimburs - Requested
INDEPENDENT TAXI OWNERS ASSOC

AA09894

REPORT NO DDCBRCA3
RUN DATE 8/15/96
RUN TIME 16:13:02

DISABILITY DETERM. SONS SYSTEM
CASE ACTIVITIES

BEKUCH
Page 2

Case Number 22190

7/15/96 N Travel Ltr - TAXI PYMT/NO Voucher
INDEPENDENT TAXI OWNERS ASSOC

7/15/96 N Travel Reimburs - Requested
INDEPENDENT TAXI OWNERS ASSOC

7/13/96 N Vendor Results - Received
CHAMPION MEDICAL GROUP

7/13/96 Q CE F/U - CE REPORT F/U - VRMD CHAMPION MEDICAL GROUP 310-479-1176
CHAMPION MEDICAL GROUP

7/12/96 N CE Letter - CE Reschedule Ltr
CHAMPION MEDICAL GROUP

7/12/96 N Misc - R/C Generic -Rmks - CONTACT / CLMT - BEK

CLAIMANT MISSED THE APPOINTMENT DUE TO TAKING THE BUS AND GETTING LOST
NEW APT IS FOR 7/29 AT 11:00 AM
TRANSPORTATION WILL BE PROVIDED

*
CORRECT ADDRESS:
(MOTHER'S)

T R A N S P O R T A T I O N N E E D E D - BEK

7/12/96 Q CE F/U - CE REPORT F/U - VRMD CHAMPION MEDICAL GROUP 310-479-1176
CHAMPION MEDICAL GROUP

7/12/96 Q Misc - ADL 1st & 3rd - #1 & 3RD ADL SENT TO CLMT..DAJ

6/27 WILL SEND ADL'S OUT BY 7/1 - BEK

7/10/96 C CE Appt - Verify Resc Appt - VRK CHAMPION MEDICAL GROUP 310-479-1176
CHAMPION MEDICAL GROUP

7/10/96 C CE Appt - Verify Appt Kept - VAK CHAMPION MEDICAL GROUP 310-479-1176
CHAMPION MEDICAL GROUP

7/09/96 N Misc - ADL 1st & 3rd - REC'D BY DAJ

7/09/96 N Misc - ADL Receipt - REC'D BY DAJ

7/09/96 N Clmt Appt - Will keep appt - CHAMPION MEDICAL GROUP

7/09/96 N Clmt Appt - Will keep appt - CHAMPION MEDICAL GROUP

7/08/96 N MER Ltr - Init/Hosp 2nd Rq Mer
WHITE MEMORIAL MEDICAL CENTER

7/08/96 Q MER F/U - MER FOLLOW UP - HRMD IH1 WHITE MEMORIAL HOSPITAL 213-268-2500
WHITE MEMORIAL MEDICAL CENTER

AA09895

REPORT NO BDCBRCA3
RUN DATE 8/15/96
RUN TIME 16:13:02
Case Number 22190

DISABILITY DETERMINATIONS SYSTEM
CASE ACTIVITIES

BEKUCH
Page 3

7/01/96 N CE Letter - CE Reschedule Ltr
CHAMPION MEDICAL GROUP
7/01/96 Q CE Appt - Verify Appt Kept - VAK CHAMPION MEDICAL GROUP 310-479-1176
CHAMPION MEDICAL GROUP
7/01/96 Q Misc - Case Review - 45 Days
6/28/96 N CE Letter - CE Reminder Ltr
CHAMPION MEDICAL GROUP
6/28/96 Q Appt Rmd - Cjmt Rmd - CRMD C01 CHAMPION MEDICAL GROUP 213-752-7347
CHAMPION MEDICAL GROUP
6/27/96 Q CE F/U - DEA: CE Scheduled? - CFU SCH - CE VENDOR #09/PSYCHOLOGY EXAM 000-000-00
CHAMPION MEDICAL GROUP
6/20/96 N CE Letter - CE Reminder Ltr
CHAMPION MEDICAL GROUP
6/20/96 Q Appt Rmd - Cjmt Rmd - CRMD C01 CHAMPION MEDICAL GROUP 213-752-7347
CHAMPION MEDICAL GROUP
6/20/96 Q CE F/U - DEA: CE Scheduled? - CFU SCH - CE VENDOR #06/NEUROLOGY EXAM 000-000-000
CHAMPION MEDICAL GROUP
6/10/96 N CE - Issued
CHAMPION MEDICAL GROUP
6/10/96 N CE - Issued
CHAMPION MEDICAL GROUP
6/08/96 N CE Letter - CE Appt Ltr -Pre Arr
CHAMPION MEDICAL GROUP
6/08/96 N CE - Requested - Obtain evidence of current severity
CHAMPION MEDICAL GROUP
6/08/96 N CE Letter - CE Appt Ltr -Pre Arr
CHAMPION MEDICAL GROUP
6/08/96 N CE - Requested - Obtain evidence of current severity
CHAMPION MEDICAL GROUP
6/08/96 N Misc - ADL 1st & 3rd - 1 & 3RD ADL - BEK
6/08/96 N Misc - Call-in /F6 insert - CALL-IN - BEK

YOUR DISABILITY BENEFITS CASE FILE HAS BEEN SENT TO US FOR REVIEW. IT IS
IMPORTANT FOR YOU TO CALL US TO HELP IN COMPLETING YOUR FILE. WE NEED THE
COMPLETE NAME AND PHONE NUMBER FOR DR. PRAIRE, INCLUDING HIS CURRENT ADDRESS
PLEASE CALL US AT THE PROVIDED PHONE NUMBER WITH THE REQUESTED INFORMATION.

AA09896

REPORT NO DDCBRCA3
RUN DATE 8/15/96
RUN TIME 16:13:02

Case Number 22190

DISABILITY DETERMINATIONS SYSTEM
CASE ACTIVITIES

BEKUCH
Page

4

6/08/96 N MER - Issued
WHITE MEMORIAL MEDICAL CENTER
6/08/96 N MER Ltr - Init/Hospital Mer
WHITE MEMORIAL MEDICAL CENTER
6/08/96 N MER - Requested
WHITE MEMORIAL MEDICAL CENTER
6/08/96 Q Misc - Case Review - CE NEEDED
6/03/96 N Case Receipt - Title XVI

** END OF REPORT **

AA09897



**SOCIAL SECURITY ADMINISTRATION
SUPPLEMENTAL SECURITY INCOME**

Important Information

Telephone: (213) 296-7176

Date: AUG 20 1996

Claim Number: 560-35-3680

EUNICE CAIN

LOS ANGELES, CA 90003

We are writing to tell you that you will continue to receive Supplemental Security Income payments if you still meet all the other eligibility requirements. This is because you are still DISABLED under our rules. Also, your Medicaid coverage will continue.

We Will Review Your Case Again

Doctors and other trained staff decided that you are still DISABLED . And we realize that your health may not improve. But we must review all DISABILITY cases. Therefore, we will review your case again in 5 to 7 years. We will send you a letter before we start the review.

You May Be Able To Get Vocational Rehabilitation

You may want to get in touch with your State Vocational Rehabilitation Agency. They may be able to help you get training for a new job and find work.

Things To Remember

The decisions we made on your case are based on information we have now. If this information changes, it could affect your checks. For this reason, it is important that you report changes right away. Be sure to tell us about any of the following changes.

- * You return to work.
- * Your job, pay or work expenses change, if you are working now.
- * Your doctor says your health is better.
- * Your income or resources change.

(SSA-L8052-U2)

AA09898

If You Have Any Questions

If you have any questions, you may call us toll-free at 1-800-772-1213, or call your local Social Security office at (213) 296-7176. We can answer most questions over the phone. You can also write or visit any Social Security office. The office that serves your area is located at:

Los Angeles (Crenshaw), CA
3840 Crenshaw Blvd
Los Angeles, CA 90008

If you do call or visit an office, please have this letter with you. It will help us answer your questions. Also, if you plan to visit an office, you may call ahead to make an appointment. This will help us serve you more quickly.

Linda McMahon
Regional Commissioner

Enclosures:
SSA Pub. No. 05-11008

BEKUCH

(SSA-L8052-U2)

AA09899

CDR Worksheet

Name of Claimant: EUNICE GAIN
Claimant's SSN: [REDACTED]
DDS CASE NUMBER: 22190
Type of Case: T16 Conc

PROCHA

Comparison Point Decision

Current Decision

Age: 20 EOD: 7/79
Date of Last Favorable Decision:
9/79
Type of Decision: MEETS 12.05 B
Alleged Impairments: MENTAL
RETARDATION

Age: 36

Findings:
I.Q.'s V-71, P-55, FS-62

Findings:
V-66, P-65, FS - 64, MEMORY QUOT 69;
DISTRRACTIBLE, DEPRESSED WITH LIMITED
ENERGY & MOTIVATION, AFFECT FLAT,
INSIGHT & JUDGEMENT LIMITED,

Medical Improvement?

If yes, is it related to
ability to work?
If yes, complete RFC.

New Impairments: BREATHING, LFT. LEG

Findings:
N/A

Meets/Equals?

If no, complete RFC

CDR-528

BERUCH

*Sept '79 - 12th grade in Spec Ed.
V71 P55 7sc72*

'96 V-66 P65 7sc64 WMQ 69

He 9 excessive Alcohol abuse

stopped 3 months ago (no alcohol abuse)

*live alone She shops - cooks - moves around alone
Bender - just below impaired range*

*There are limitations in reading & writing
Depressive Disorders R.O.S.*

Rtc for S.S.

*K. Passichan
7-16-96*

CDR Worksheet

Name of Claimant: EUNICE CAIN
Claimant's SSN: [REDACTED]
DDS CASE NUMBER: 22190
Type of Case: T16 Conc

Comparison Point Decision

Age: 20 EOD: 7/79
Date of Last Favorable Decision:
9/79
Type of Decision: MEETS 12.05 B
Alleged Impairments: MENTAL
RETARDATION

Findings:
I.Q.'S V-71, P-55, FS-62

Current Decision

Age: 36

Findings:
V-66, P-65, FS - 64, MEMORY QUOT 69;
DISTRACTIBLE, DEPRESSED WITH LIMITED
ENERGY & MOTIVATION, AFFECT FLAT,
INSIGHT & JUDGEMENT LIMITED,

Medical Improvement?

If yes, is it related to
ability to work?
If yes, complete RFC.

New Impairments: BREATHING, LFT. LEG

Findings:

SEE CER IN FILE. ON INHALER,

Meets/Equals?

If no, complete RFC

CDR-528

BEKUCH

8/14/96
Arthritis of R knee
PE ⊖

knee pain
crepitus ⊕
otherwise ⊖

Physically no significant medical
improvement
JF

AA09901

CHAMPION MEDICAL GROUP
2900 Sepulveda Blvd., Suite 310
Los Angeles, CA 90064
(310) 479-1176

July 29, 1996

Department of Social Services
Disability Evaluation Division
Post Office Box 54800
Los Angeles, California 90054-0800

RE: Eunice Cain
SSN: [REDACTED]
ATTN: Kuch
UNIT: NO5

The following is a summary report of NEUROLOGICAL EVALUATION performed at this medical facility at the request of your department. Thank you for allowing me to assist in the evaluation of this patient.

The patient is a 36-year-old, right-handed, female. History is obtained from the patient. The patient is an extremely poor historian. Supporting documents are not submitted for review.

CHIEF COMPLAINTS:

1. Seizures.

HISTORY OF PRESENT ILLNESS: The patient first had a seizure in her entire life three months before this evaluation. SHE WAS NOT HOSPITALIZED AND SHE DID NOT RECEIVE ANY TYPE OF MEDICAL EVALUATION. She has had a total of three seizures in her entire life. The first occurred three months ago. She has been observed by her mother. She is told, "I just start shaking and I slide down on the floor." She does not have tongue biting. She is able to hear the background, but she is unable to respond. She has been told that the shaking lasts for about five minutes. Afterwards, she is sleepy. She requires about 5 minutes to recover. She has never discussed these episodes with a doctor.

PAST MEDICAL HISTORY: The patient was diagnosed with asthma several years ago. She was told that she was born with an "undeveloped lung. They told me I had the lung the size of a 6-year-old." She does now use a bronchodilator inhaler. She last required an emergency room visit for shortness of breath six months before this evaluation. She requires about one emergency room visit per year. She has shortness of breath associated by environments where there is cigarette smoke. She uses a Albuterol inhaler about once every two or three days.

The patient was once told that she had hypertension about a year ago. She was never given medications.

The patient has had right knee swelling over a period of ten years. The swelling comes and goes. She has required procedures to have fluid

AA09902



RE: Eunice Cain
SSN: [REDACTED]

PAGE 2

drained from her right knee. The knee discomfort is made worse by cold weather. She has some stiffness in her knee in the early morning. She is not currently receiving medical treatment.

CURRENT MEDICATIONS: Current medication is Albuterol inhaler.

FAMILY HISTORY: Family history is negative and non-contributory.

SOCIAL AND ENVIRONMENTAL HISTORY: The patient has never been employed in her life. The patient was born in California. She completed the twelfth grade. The patient has never married. She has three children ages 19, 17, and 15 years. Her children are in good health and live with the patient's mother. The patient denies abuse of alcohol or drugs.

NEUROLOGICAL EXAMINATION:

VITAL SIGNS: The patient is 64 inches tall (without shoes) and weighs 158 pounds (without shoes). Blood pressure is 110/70 and pulse is 80.

MENTAL STATUS: The patient is very vague. Her cooperation is suboptimal.

Concentration is not impaired.

Intellectual functioning appears to be in the normal range.

Speech is without dysarthria or aphasia.

CRANIAL NERVES: Visual fields are full to confrontation testing. Pupils react briskly to light. Extraocular movements are full without nystagmus. The optic fundi reveal sharp disc margins. There are no hemorrhages or exudates. Sensation is intact to the face, and the face is symmetrical. The uvula and tongue are midline. Hearing is intact to tuning fork bilaterally.

MOTOR EXAMINATION: Biceps, triceps, wrist extensors, finger abductors and adductors, hip flexors, leg extensors and flexors are 5/5 bilaterally. Tone in the extremities is good. There is no atrophy; no involuntary movements are noted. Grip strength by Jamar dynamometer is 20 right and 20 left.

SENSORY EXAMINATION: Sensation is intact to light touch, pinprick, temperature and vibration throughout upper and lower extremities.

AA09903



RE: Eunice Cain
SSN: [REDACTED]

PAGE 3

REFLEXES: (Normal = 2+)

	Brachioradialis	Triceps	Biceps	Patellar	Achilles
RIGHT	2+	2+	2+	2+	2+
LEFT	2+	2+	2+	2+	2+

Babinski's are down-going.

COORDINATION: Finger-nose-finger, rapid alternating movements, and rhythmic-toe-tapping are performed well bilaterally without evidence of ataxia or dysmetria.

GAIT: The patient walks without a walking aid. She walks with a very slight, very inconsistent limp. She is able to stand on heels and toes. An assistive device is not required.

THORACOLUMBAR SPINE: Lumbar extension is to 30 degrees. Forward flexion is to 80 degrees. Lateral bending is to 30 degrees bilaterally. Rotation is to 40 degrees bilaterally. There is no paralumbar muscle spasm.

EXTREMITIES AND JOINTS:

Shoulders: The shoulders are without tenderness to palpation. There is no increased warmth, swelling or redness. Range of motion of the shoulders is symmetrical and full, with abduction accomplished to 180 degrees bilaterally. Forward flexion is to 170 degrees with external rotation to 60 degrees without complaints of pain.

Elbows: The elbows are without swelling, tenderness or increased warmth. Range of motion at the elbows bilaterally is with extension of 180 degrees and flexion of 135 degrees. Supination and pronation are done well.

Wrists and Hands: There is no tenderness to palpation of the wrists. Dorsiflexion is to 60 degrees with palmarflexion to 70 degrees. Fingers reveal excellent range of motion.

Knees: There is slight crepitus with passive range of motion at the right knee. There is no increased warmth or redness. Range of motion of the knees is with 180 degrees of extension and 135 degrees of flexion bilaterally.

IMPRESSION:

1. Possible seizures.

AA09904



RE: Eunice Cain
SSN: [REDACTED]

PAGE 4

COMMENT:

The patient first had a seizure three months before this evaluation. She last had a seizure approximately 2 1/2 months before this evaluation. It appears that she had three seizures in her entire life. All occurring during the same month. She has been seizure free for at least two months. She has never sought medical attention and has never undergone any type of diagnostic testing.

The patient has been treated for asthma in the past. A brief lung examination on this date fails to reveal evidence of wheezes or rales.

Because of the poor history, it is very difficult to determine if the patient does indeed have a seizure disorder. It is very apparent that she is not receiving any type of medical treatment and has not undergone medical evaluations.

I thank you for allowing me to assist in the evaluation of this patient.

Sincerely,

Sarah L. Maze, M.D.

SLM:jg

AA09905

CHAMPION MEDICAL GROUP
2900 Sepulveda Blvd., Suite 310
Los Angeles, CA 90064
(310) 479-1176

July 29, 1996

Department of Social Services
Disability Evaluation Division
Post Office Box 54800
Los Angeles, California 90054-0800

RE: Eunice Cain
SSN: [REDACTED]
ATTN: Kuch
UNIT: NO5

The following is a summary report of NEUROLOGICAL EVALUATION performed at this medical facility at the request of your department. Thank you for allowing me to assist in the evaluation of this patient.

The patient is a 36-year-old, right-handed, female. History is obtained from the patient. The patient is an extremely poor historian. Supporting documents are not submitted for review.

CHIEF COMPLAINTS:

1. Seizures.

HISTORY OF PRESENT ILLNESS: The patient first had a seizure in her entire life three months before this evaluation. SHE WAS NOT HOSPITALIZED AND SHE DID NOT RECEIVE ANY TYPE OF MEDICAL EVALUATION. She has had a total of three seizures in her entire life. The first occurred three months ago. She has been observed by her mother. She is told, "I just start shaking and I slide down on the floor." She does not have tongue biting. She is able to hear the background, but she is unable to respond. She has been told that the shaking lasts for about five minutes. Afterwards, she is sleepy. She requires about 5 minutes to recover. She has never discussed these episodes with a doctor.

PAST MEDICAL HISTORY: The patient was diagnosed with asthma several years ago. She was told that she was born with an "undeveloped lung. They told me I had the lung the size of a 6-year-old." She does now use a bronchodilator inhaler. She last required an emergency room visit for shortness of breath six months before this evaluation. She requires about one emergency room visit per year. She has shortness of breath associated by environments where there is cigarette smoke. She uses a Albuterol inhaler about once every two or three days.

The patient was once told that she had hypertension about a year ago. She was never given medications.

The patient has had right knee swelling over a period of ten years. The swelling comes and goes. She has required procedures to have fluid

AA09906

RE: Eunice Cain
SSN: [REDACTED]

PAGE 2

drained from her right knee. The knee discomfort is made worse by cold weather. She has some stiffness in her knee in the early morning. She is not currently receiving medical treatment.

CURRENT MEDICATIONS: Current medication is Albuterol inhaler.

FAMILY HISTORY: Family history is negative and non-contributory.

SOCIAL AND ENVIRONMENTAL HISTORY: The patient has never been employed in her life. The patient was born in California. She completed the twelfth grade. The patient has never married. She has three children ages 19, 17, and 15 years. Her children are in good health and live with the patient's mother. The patient denies abuse of alcohol or drugs.

NEUROLOGICAL EXAMINATION:

VITAL SIGNS: The patient is 64 inches tall (without shoes) and weighs 158 pounds (without shoes). Blood pressure is 110/70 and pulse is 80.

MENTAL STATUS: The patient is very vague. Her cooperation is suboptimal.

Concentration is not impaired.

Intellectual functioning appears to be in the normal range.

Speech is without dysarthria or aphasia.

CRANIAL NERVES: Visual fields are full to confrontation testing. Pupils react briskly to light. Extraocular movements are full without nystagmus. The optic fundi reveal sharp disc margins. There are no hemorrhages or exudates. Sensation is intact to the face, and the face is symmetrical. The uvula and tongue are midline. Hearing is intact to tuning fork bilaterally.

MOTOR EXAMINATION: Biceps, triceps, wrist extensors, finger abductors and adductors, hip flexors, leg extensors and flexors are 5/5 bilaterally. Tone in the extremities is good. There is no atrophy; no involuntary movements are noted. Grip strength by Jamar dynamometer is 20 right and 20 left.

SENSORY EXAMINATION: Sensation is intact to light touch, pinprick, temperature and vibration throughout upper and lower extremities.

AA09907

RE: Eunice Cain
SSN: [REDACTED]

PAGE 3

REFLEXES: (Normal = 2+)

	Brachioradialis	Triceps	Biceps	Patellar	Achilles
RIGHT	2+	2+	2+	2+	2+
LEFT	2+	2+	2+	2+	2+

Babinski's are down-going.

COORDINATION: Finger-nose-finger, rapid alternating movements, and rhythmic-toe-tapping are performed well bilaterally without evidence of ataxia or dysmetria.

GAIT: The patient walks without a walking aid. She walks with a very slight, very inconsistent limp. She is able to stand on heels and toes. An assistive device is not required.

THORACOLUMBAR SPINE: Lumbar extension is to 30 degrees. Forward flexion is to 80 degrees. Lateral bending is to 30 degrees bilaterally. Rotation is to 40 degrees bilaterally. There is no paralumbar muscle spasm.

EXTREMITIES AND JOINTS:

Shoulders: The shoulders are without tenderness to palpation. There is no increased warmth, swelling or redness. Range of motion of the shoulders is symmetrical and full, with abduction accomplished to 180 degrees bilaterally. Forward flexion is to 170 degrees with external rotation to 60 degrees without complaints of pain.

Elbows: The elbows are without swelling, tenderness or increased warmth. Range of motion at the elbows bilaterally is with extension of 180 degrees and flexion of 135 degrees. Supination and pronation are done well.

Wrists and Hands: There is no tenderness to palpation of the wrists. Dorsiflexion is to 60 degrees with palmarflexion to 70 degrees. Fingers reveal excellent range of motion.

Knees: There is slight crepitus with passive range of motion at the right knee. There is no increased warmth or redness. Range of motion of the knees is with 180 degrees of extension and 135 degrees of flexion bilaterally.

IMPRESSION:

1. Possible seizures.

AA09908



RE: Eunice Cain
SSN: [REDACTED]

PAGE 4

COMMENT:

The patient first had a seizure three months before this evaluation. She last had a seizure approximately 2 1/2 months before this evaluation. It appears that she had three seizures in her entire life. All occurring during the same month. She has been seizure free for at least two months. She has never sought medical attention and has never undergone any type of diagnostic testing.

The patient has been treated for asthma in the past. A brief lung examination on this date fails to reveal evidence of wheezes or rales.

Because of the poor history, it is very difficult to determine if the patient does indeed have a seizure disorder. It is very apparent that she is not receiving any type of medical treatment and has not undergone medical evaluations.

I thank you for allowing me to assist in the evaluation of this patient.

Sincerely,



Sarah L. Maze, M.D.

SLM:jg

AA09909

CHAMPION MEDICAL GROUP
2990 SEPULVEDA BOULEVARD, SUITE #310
LOS ANGELES, CALIFORNIA 90064
(310) 479-1176

RECEIVED
JUL 13 1996
DED LA WEST BR.

June 24, 1996

DEPARTMENT OF SOCIAL SERVICES
DISABILITY EVALUATION DIVISION
P.O. Box 54800, Terminal Annex
Los Angeles, California 90054

PATIENT: CAIN, Eunice
SSN: [REDACTED]
ATTN: Kuch
UNIT: 11

The following is a summary report of a PSYCHOLOGICAL EVALUATION performed at this medical facility at the request of your department.

I appreciate the opportunity to participate in this evaluation.

TESTS ADMINISTERED

Folstein Mental Status Exam
Wechsler Adult Intelligence Scale, Revised (WAIS-R)
Wechsler Memory Scale, Form I
Bender-Gestalt Test

GENERAL OBSERVATIONS

The patient is a 36-year-old African-American female who attended her appointment on schedule and took a bus to the evaluation site. She did get lost in coming to this evaluation but did travel on her own.

The patient's presentation was remarkable in that she favored her leg when walking and complained of inflammation in her right leg. She exhibited a limited amount of motivation, energy and effort. She spoke indistinctly and it was sometimes hard to comprehend her when she spoke. She admits that she has memory and concentration problems. She provided an adequate history. She was casually dressed and groomed and not malodorous.

PRESENTING ILLNESS

The patient describes herself as with a birth defect in which her lungs are undeveloped and she has shortness of breath and a breathing disorder in general. She also has an inflamed left leg that affects her ability to walk or to stand or to move on that leg in any way.

She reports problems with managing her anger and has problems with memory and concentration. She has limited ability to read and

AA09910

CAIN, Eunice
SSN: [REDACTED]

PAGE 2

write. She reports no suicidal or homicidal ideation. She sleeps poorly because of her leg pain. She reports an adequate appetite.

PAST HISTORY OF MENTAL DISORDERS

The patient has no history of psychiatric hospitalizations or residential placements. She has not previously sought outpatient counseling and is not currently in treatment.

MEDICAL HISTORY

As indicated, she was born with a limited lung capacity and has problems with shortness of breath and with breathing in general, and her lungs are periodically evaluated. She is on an inhaler at present for this condition. She also complains of problems with her right leg. She had a serious injury and fall when she was much younger and had minor surgery at the time at California Hospital. The problem has never completely gone away, and she is being carefully evaluated for this condition, as well, and she is awaiting hospitalization at Orthopedic Hospital for a possible surgical intervention.

The patient reports of extreme fatigue, but no other physical symptoms are reported.

MEDICAL RECORDS

There are no medical records available for review.

FAMILY, SOCIAL, ENVIRONMENTAL HISTORY

SOCIAL: The patient was born in Los Angeles. She currently lives in Los Angeles in the back of her mother's house.

MARITAL: The patient has been married and is currently divorced. She has three teenage children who live with her mother and a friend in the front house.

EDUCATION: The patient completed the 12th grade. The patient did attend special classes in school. She has problems with reading and writing and is forgetful. She reports no vocational or job training.

EMPLOYMENT: The patient reports no employment.

HABITS: The patient reports a history of excessive alcohol use. She stopped three months ago because it created problems with her medication. The patient does not have a history of street drug use. She stopped smoking cigarettes many years ago.

AA09911

CAIN, Eunice

PAGE 3

SSN: [REDACTED]

LEGAL: The patient was arrested once for an outstanding ticket or warrant. She served no time in jail.

CURRENT LEVEL OF FUNCTIONING

The patient is up at 6 a.m. She gets dressed and cleaned up. She takes a shower and has breakfast. She helps to clean up the house. She takes breaks often because of her breathing problems. She does sweeping and cleaning, as appropriate. She watches T.V. She may have lunch. She may watch T.V. after lunch and may visit with her mother and her children in the front house. She generally may leave the house to do shopping; often she goes with her daughter. After dinner, she watches T.V. and then goes to bed. She reports no other hobbies, interests or activities.

SELF-CARE

The patient is able to dress and bathe herself. She can perform household chores, to include cleaning and sweeping. She is able to do errands, shopping and cooking.

FINANCIAL

The patient reports being able to pay bills and handle money on her own, but she appears to have some difficulty with counting change based upon simple math questions.

TRANSPORTATION

The patient does not have a driver's license. She is able to travel on a bus by herself. She does not know how to drive. Generally she moves around alone, going to the store for food.

MENTAL STATUS EXAMINATION

ORIENTATION: The patient was oriented in all dimensions.

ATTITUDE AND BEHAVIOR: The patient presented with a neutral attitude. She was responsive to the demands of the test battery. She appeared to give a fair effort.

ATTENTION AND CONCENTRATION: The patient spoke indistinctly and was sometimes difficult to understand, although it became easier with time. The patient was able to follow simple questions and instructions. The patient appeared distractible but not hyperactive.

MOOD AND AFFECT: The patient appeared depressed with limited energy and motivation. Her affect was flat, but appropriate to content. There were no signs of hallucinations, delusions, signs

AA09912

CAIN, Eunice

SSN: [REDACTED]

PAGE 4

of significantly disorganized thinking, or other evidence of a thought disturbance.

INSIGHT AND JUDGMENT: The patient does not appear conscious of many of her problems, symptoms and behaviors. She had difficulty responding to the question of what to do if her house caught on fire. Insight and judgment appears limited.

FUND OF KNOWLEDGE: The patient's fund of knowledge appears limited. She was not able to identify the country's president or former president, the governor of the state, or the mayor of the city. The patient felt that the current president was named Nixon.

TEST RESULTS

The patient was administered the Folstein Mental Status Exam, the Wechsler Adult Intelligence Scale, Revised (WAIS-R), the Wechsler Memory Scale, Form I, and the Bender-Gestalt Test. Her scores are as follows:

BENDER-GESTALT:

The patient applied heavy pressure in her responses. She exhibited a number of integration and distorted responses. She exhibited some signs of perseveration. On the Pascal and Suttell scale, the patient scored a raw score of 45 and a z-score of 79, placing the patient in the borderline range and just below the impaired range with respect to exhibiting signs of gross organic impairment.

WECHSLER MEMORY SCALE, FORM I:

Information:	2
Orientation:	2
Mental Control:	2
Memory Passages:	4
Digits Total:	8
Visual Reproduction:	6
Associated Language:	7
Raw Score:	31
Age-Corrected Score:	69

The patient achieved a Memory Quotient of 69, placing the patient in the impaired range with respect to the exercise of immediate and short-term memory.

FOLSTEIN MENTAL STATUS EXAM:

The patient scored 22 out of a possible 32. On orientation, the patient did not know the month, date or year, nor the day of the

AA09913

CAIN, Eunice

PAGE 5

SSN: [REDACTED]

FOLSTEIN MENTAL STATUS EXAM: (cont'd)

week or the season of the year. She could identify the city and state in which she was evaluated, and she knew the reason for her visit. On registration recall, the patient was able to register three words and recall one of the three words after a period of interference. On attention and calculation, the patient was able to begin with 100 and count backwards by 7, none out of five times. She could not spell the word "world" backwards. On language, the patient was able to identify a watch and a pencil, repeat a simple phrase and follow a three-stage command. She could not read or write a sentence of her own and poorly drew intersecting pentagons.

WAIS-R:

VERBAL SUBTESTS

Information	2
Digit Span	4
Vocabulary	5
Arithmetic	4
Comprehension	4
Similarities	3

PERFORMANCE SUBTESTS

Picture Completion	2
Picture Arrangement	3
Block Design	4
Object Assembly	4
Digit Symbol	2

The patient achieved a verbal I.Q. of 66, a performance I.Q. of 65, and a full scale I.Q. of 64, placing the patient in the mild mentally retarded range of intellectual functioning.

CURRENT MEDICATIONS

The patient is prescribed medications for her sinuses, for her leg pain, and for her breathing condition, namely an inhaler.

DIAGNOSTIC IMPRESSIONS

Given the above test results and clinical data, the patient is diagnosed as having the follow DSM-III-R classification:

AXIS I	311.00	DEPRESSIVE DISORDER, NOT OTHERWISE SPECIFIED.
AXIS II	317.00	MILD MENTAL RETARDATION WITH LIMITATIONS NOTED IN READING AND IN WRITING AND WITH LIMITATIONS IN HER EXPRESSIVE LANGUAGE.

The patient presents in the impaired range with respect to the exercise of immediate and short-term memory. She exhibits borderline signs of gross organic impairment. She presents with mild limitations in her mental status.

AA09914

CAIN, Eunice
SSN: [REDACTED]

PAGE 6


PROGNOSTIC IMPRESSIONS

The patient presents with the ability to exercise reason to avoid hazards and exercise judgment. The patient appears able to sustain concentration, despite some limitations cognitively and with respect to memory. She is able to function independently in a work setting in a supportive environment and in consideration of her level of cognitive functioning.

The patient is competent to self-manage benefits at this time.

Thank you for the opportunity to participate in this interesting consultation.

Sincerely,


Stephen C. Gill, Ph.D.
Clinical Psychologist

SCG/sf.1

AA09915

CHAMPION MEDICAL GROUP
2990 SEPULVEDA BOULEVARD, SUITE #310
LOS ANGELES, CALIFORNIA 90064
(310) 479-1176

June 24, 1996

DEPARTMENT OF SOCIAL SERVICES
DISABILITY EVALUATION DIVISION
P.O. Box 54800, Terminal Annex
Los Angeles, California 90054

PATIENT: CAIN, Eunice
SSN: [REDACTED]
ATTN: Kuch
UNIT: 11

The following is a summary report of a PSYCHOLOGICAL EVALUATION performed at this medical facility at the request of your department.

I appreciate the opportunity to participate in this evaluation.

TESTS ADMINISTERED

Folstein Mental Status Exam
Wechsler Adult Intelligence Scale, Revised (WAIS-R)
Wechsler Memory Scale, Form I
Bender-Gestalt Test

GENERAL OBSERVATIONS

The patient is a 36-year-old African-American female who attended her appointment on schedule and took a bus to the evaluation site. She did get lost in coming to this evaluation but did travel on her own.

The patient's presentation was remarkable in that she favored her leg when walking and complained of inflammation in her right leg. She exhibited a limited amount of motivation, energy and effort. She spoke indistinctly and it was sometimes hard to comprehend her when she spoke. She admits that she has memory and concentration problems. She provided an adequate history. She was casually dressed and groomed and not malodorous.

PRESENTING ILLNESS

The patient describes herself as with a birth defect in which her lungs are undeveloped and she has shortness of breath and a breathing disorder in general. She also has an inflamed left leg that affects her ability to walk or to stand or to move on that leg in any way.

She reports problems with managing her anger and has problems with memory and concentration. She has limited ability to read and

AA09916

CAIN, Eunice
SSN: 560-35-3680

PAGE 2

write. She reports no suicidal or homicidal ideation. She sleeps poorly because of her leg pain. She reports an adequate appetite.

PAST HISTORY OF MENTAL DISORDERS

The patient has no history of psychiatric hospitalizations or residential placements. She has not previously sought outpatient counseling and is not currently in treatment.

MEDICAL HISTORY

As indicated, she was born with a limited lung capacity and has problems with shortness of breath and with breathing in general, and her lungs are periodically evaluated. She is on an inhaler at present for this condition. She also complains of problems with her right leg. She had a serious injury and fall when she was much younger and had minor surgery at the time at California Hospital. The problem has never completely gone away, and she is being carefully evaluated for this condition, as well, and she is awaiting hospitalization at Orthopedic Hospital for a possible surgical intervention.

The patient reports of extreme fatigue, but no other physical symptoms are reported.

MEDICAL RECORDS

There are no medical records available for review.

FAMILY, SOCIAL, ENVIRONMENTAL HISTORY

SOCIAL: The patient was born in Los Angeles. She currently lives in Los Angeles in the back of her mother's house.

MARITAL: The patient has been married and is currently divorced. She has three teenage children who live with her mother and a friend in the front house.

EDUCATION: The patient completed the 12th grade. The patient did attend special classes in school. She has problems with reading and writing and is forgetful. She reports no vocational or job training.

EMPLOYMENT: The patient reports no employment.

HABITS: The patient reports a history of excessive alcohol use. She stopped three months ago because it created problems with her medication. The patient does not have a history of street drug use. She stopped smoking cigarettes many years ago.

AA09917

CAIN, Eunice
SSN: 560-35-3680

PAGE 3

LEGAL: The patient was arrested once for an outstanding ticket or warrant. She served no time in jail.

CURRENT LEVEL OF FUNCTIONING

The patient is up at 6 a.m. She gets dressed and cleaned up. She takes a shower and has breakfast. She helps to clean up the house. She takes breaks often because of her breathing problems. She does sweeping and cleaning, as appropriate. She watches T.V. She may have lunch. She may watch T.V. after lunch and may visit with her mother and her children in the front house. She generally may leave the house to do shopping; often she goes with her daughter. After dinner, she watches T.V. and then goes to bed. She reports no other hobbies, interests or activities.

SELF-CARE

The patient is able to dress and bathe herself. She can perform household chores, to include cleaning and sweeping. She is able to do errands, shopping and cooking.

FINANCIAL

The patient reports being able to pay bills and handle money on her own, but she appears to have some difficulty with counting change based upon simple math questions.

TRANSPORTATION

The patient does not have a driver's license. She is able to travel on a bus by herself. She does not know how to drive. Generally she moves around alone, going to the store for food.

MENTAL STATUS EXAMINATION

ORIENTATION: The patient was oriented in all dimensions.

ATTITUDE AND BEHAVIOR: The patient presented with a neutral attitude. She was responsive to the demands of the test battery. She appeared to give a fair effort.

ATTENTION AND CONCENTRATION: The patient spoke indistinctly and was sometimes difficult to understand, although it became easier with time. The patient was able to follow simple questions and instructions. The patient appeared distractible but not hyperactive.

MOOD AND AFFECT: The patient appeared depressed with limited energy and motivation. Her affect was flat, but appropriate to content. There were no signs of hallucinations, delusions, signs

AA09918

CAIN, Eunice
SSN: 560-35-3680

PAGE 4

of significantly disorganized thinking, or other evidence of a thought disturbance.

INSIGHT AND JUDGMENT: The patient does not appear conscious of many of her problems, symptoms and behaviors. She had difficulty responding to the question of what to do if her house caught on fire. Insight and judgment appears limited.

FUND OF KNOWLEDGE: The patient's fund of knowledge appears limited. She was not able to identify the country's president or former president, the governor of the state, or the mayor of the city. The patient felt that the current president was named Nixon.

TEST RESULTS

The patient was administered the Folstein Mental Status Exam, the Wechsler Adult Intelligence Scale, Revised (WAIS-R), the Wechsler Memory Scale, Form I, and the Bender-Gestalt Test. Her scores are as follows:

BENDER-GESTALT:

The patient applied heavy pressure in her responses. She exhibited a number of integration and distorted responses. She exhibited some signs of perseveration. On the Pascal and Suttell scale, the patient scored a raw score of 45 and a z-score of 79, placing the patient in the borderline range and just below the impaired range with respect to exhibiting signs of gross organic impairment.

WECHSLER MEMORY SCALE, FORM I:

Information:	2
Orientation:	2
Mental Control:	2
Memory Passages:	4
Digits Total:	8
Visual Reproduction:	6
Associated Language:	7
Raw Score:	31
Age-Corrected Score:	69

The patient achieved a Memory Quotient of 69, placing the patient in the impaired range with respect to the exercise of immediate and short-term memory.

FOLSTEIN MENTAL STATUS EXAM:

The patient scored 22 out of a possible 32. On orientation, the patient did not know the month, date or year, nor the day of the

AA09919

CAIN, Eunice
SSN: 560-35-3680

PAGE 5

FOLSTEIN MENTAL STATUS EXAM: (cont'd)

week or the season of the year. She could identify the city and state in which she was evaluated, and she knew the reason for her visit. On registration recall, the patient was able to register three words and recall one of the three words after a period of interference. On attention and calculation, the patient was able to begin with 100 and count backwards by 7, none out of five times. She could not spell the word "world" backwards. On language, the patient was able to identify a watch and a pencil, repeat a simple phrase and follow a three-stage command. She could not read or write a sentence of her own and poorly drew intersecting pentagons.

WAIS-R:

VERBAL SUBTESTS

Information	2
Digit Span	4
Vocabulary	5
Arithmetic	4
Comprehension	4
Similarities	3

PERFORMANCE SUBTESTS

Picture Completion	2
Picture Arrangement	3
Block Design	4
Object Assembly	4
Digit Symbol	2

The patient achieved a verbal I.Q. of 66, a performance I.Q. of 65, and a full scale I.Q. of 64, placing the patient in the mild mentally retarded range of intellectual functioning.

CURRENT MEDICATIONS

The patient is prescribed medications for her sinuses, for her leg pain, and for her breathing condition, namely an inhaler.

DIAGNOSTIC IMPRESSIONS

Given the above test results and clinical data, the patient is diagnosed as having the follow DSM-III-R classification:

AXIS I	311.00	DEPRESSIVE DISORDER, NOT OTHERWISE SPECIFIED.
AXIS II	317.00	MILD MENTAL RETARDATION WITH LIMITATIONS NOTED IN READING AND IN WRITING AND WITH LIMITATIONS IN HER EXPRESSIVE LANGUAGE.

The patient presents in the impaired range with respect to the exercise of immediate and short-term memory. She exhibits borderline signs of gross organic impairment. She presents with mild limitations in her mental status.

AA09920

CAIN, Eunice
SSN: 560-35-3680

PAGE 6

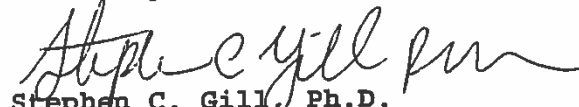
PROGNOSTIC IMPRESSIONS

The patient presents with the ability to exercise reason to avoid hazards and exercise judgment. The patient appears able to sustain concentration, despite some limitations cognitively and with respect to memory. She is able to function independently in a work setting in a supportive environment and in consideration of her level of cognitive functioning.

The patient is competent to self-manage benefits at this time.

Thank you for the opportunity to participate in this interesting consultation.

Sincerely,



Stephen C. Gill, Ph.D.
Clinical Psychologist

SCG/sf.1

AA09921

DAILY ACTIVITIES QUESTIONNAIRE

RE: EUNICE CAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: BEKuch

RECEIVED
JUL 08 1996
DED LA WEST BR.

GENERAL INFORMATION

1. Where do you currently live?
☒ Home ☐ Apartment ☐ Boarding House ☐ Nursing Home
☐ Other If other, please explain.
2. With whom do you live?
☒ Alone ☐ With Family ☐ With Friends ☐ Board and Care
☐ Other If other, please explain.

ACTIVITIES OF DAILY LIVING

1. Please describe what you do on an average day.
Go to doctor
2. A. What difficulties, if any, do you have sleeping?
Sickness and hard time breathing.
B. Do you take medication to sleep? If YES, what type and how often?
yes
3. What difficulties, if any, do you have caring for your own personal needs (e.g. grooming, dressing, cleaning, etc.)? Do you require any type of assistance? If YES, please explain.
No

AA09922

(2)

RE: EUNICE CAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: BEKuch

4. A. Who prepares and cooks your meals?

~~He~~ Self

- B. How often and what type foods do you cook?

Chicken & other meats
Soup

5. A. What shopping do you do? How often?

None

- B. Does anyone help you with your shopping? If so, what type of help do you need?

NO

6. A. What household chores are you able to do (i.e., cleaning, laundry, maintenance, ironing, etc.)?

Laundry, cleaning, seldom

- B. Do you need any help completing these chores? If so, please explain.

Sometimes my daughter helps
clean.

7. What type of activities or hobbies do you enjoy and spend time on?

Watching movies or walking
in my spare time

AA09923

(3)

RE: EUNICE CAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: BEKuch

8. A. How often do you listen to the radio or watch TV? What types of programs do you listen to or watch? Are you able to remember the programs that you heard or watched?

Soap, opera
&
News

6 hours of ~~television~~
television

NO

- B. How often do you read? What do you read (i.e., books, newspapers, magazines)? Are you able to remember what you read?

Can't read.

SOCIAL FUNCTIONING

1. A. How often do you go out of your home?

3 times daily

- B. When you go out, do you:

{☒} Walk {☒} Ride the Bus { } Drive a Car { } Other

Please explain:

I walk to exercise my knee which contains fluid. I ride the bus to the doctor.

- C. Where do you generally go?

To the store or the doctor.

- D. What help, if any, do you need to get out?

Only directions to get around

(4)

RE: EUNICE CAIN

SSN: [REDACTED]

CASE No: 22,190

DEA: BEKuch

2. What difficulties, if any, do you have getting along with family, friends, co-workers or others? Please explain.

None

3. A. How often do you visit family, or have them visit you? What do you do during the visits?

Daily. Watch television talk or take short walks.

- B. How often do you talk to relatives on the telephone?

Don't have a phone

4. Who is dependent upon you for care (i.e., spouse, parents, pets)? What assistance do you give them?

No one

5. What community, church, sports, or social groups do you belong to? Are you active in these groups? How often do you participate?

Church, no, Every Sunday.

6. What type of activities or hobbies do you do for entertainment?

church

7. Have your social activities changed since your condition began?

NO

(5)

RE: EUNICE CAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: BEKuch

PERSONAL INFORMATION

1. Do you ever have problems concentrating? If so, please give examples.

Yes. Sometimes I forget important things and my mind wanders.

2. When you begin a task or chore do you ever have trouble finishing the job? If so, please give examples.

Yes. Sometimes I get short winded when I move around the house doing chores or walking

3. What type of difficulty, if any, do you have in following written or verbal instructions (i.e., cooking instructions or someone giving directions)?

I don't understand

4. What medications do you take for your condition? Do you take it yourself or does someone give it to you?

Albuterol, USP Inhalation.
Vanceril Inhaler, Genac, Generics of Actifed

5. Please explain how your condition keeps you from working.

I have difficulty breathing, walking, and concentrating on simple things

6. Have you tried to work after you became ill? If so, what happened?

No.

7. Have you ever lost your job as a result of you condition? Please explain.

No

AA09926

(6)

RE: EUNICE CAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: BEKuch

GENERAL

We may need further information on your condition. Please list the names and addresses, telephone numbers, and relationship of any friends, relatives, or others (i.e., rehabilitation counselor, social worker, landlord) whom we may contact who knows about your medical condition.

Jane Edwards (213) [REDACTED] Mother
[REDACTED] Telephone No. Relationship
[REDACTED] L.A. CA. 90003
Address Street City State Zip Code

2. Name Telephone No. Relationship
MRS NORA WEST [REDACTED] Grandmother
[REDACTED] Address Street City State Zip Code
[REDACTED] Los Angeles 90011

If you have worked in the past two years, please list an employer whom we may contact for information about your condition.

Company Name Telephone No.
Address Street City State Zip Code

Supervisor's Name Dates Employed

Did you need help completing this form? ☒ Yes ☐ No
If yes, who assisted you?

Keonna Bryant Niece
1. Name Telephone No. Relationship
[REDACTED] [REDACTED] [REDACTED] L.A. CA. 90047
Address Street City State Zip Code


CLAIMANT'S SIGNATURE

Date

AA09927

DAILY ACTIVITIES QUESTIONNAIRE
(Third Party Information)

RE: EUNICE GAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: Barbara Kuch/N05

IDENTITY OF CONTACT (third party)

Name	Telephone No	Relationship		
Jane Edwards	[REDACTED]	Mother		
Address	Street	City	State	Zip Code
[REDACTED]	[REDACTED]	Los Angeles	Calif	90003

GENERAL INFORMATION

- Where does the applicant currently live?
☐ Home ☐ Apartment ☐ Boarding House ☐ Nursing Home
☐ Other If other, please explain.
House in the back house [REDACTED]
- With whom does the applicant live?
☒ Alone ☐ With Family ☐ With Friends ☐ Board and Care
☐ Other If other, please explain.

ACTIVITIES OF DAILY LIVING

- How does the applicant generally spend a typical day?
If it a Sunday She go to church if it a week day She get and go for a walk
- A. What are the applicant's normal sleeping hours?
10 p.m. till 7 or 8 in morning

(2)

RE: EUNICE GAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: Barbara Kuch/N05

- B. What difficulties, if any, does the applicant have sleeping?
3. A. What difficulties, if any, does the applicant have caring for his/her personal needs (e.g. grooming, dressing, cleaning, etc.)? Does the applicant require any type of assistance? If yes, please explain.
- B. Have the applicant's grooming habits changed since he/she became ill? If yes, please explain. *yes she need help with her hair & preparing clothes*
4. A. Who prepares and cooks the applicant's meals?
she do
- B. What type of foods does the applicant cook? How often?
Chicken Breads Steaks Vegetables
- C. Does anyone help the applicant prepare his/her meals? If yes, how much do they help the applicant? *Sometimes her daughter and mother*
5. A. What shopping does the applicant do? How frequently? Does anyone have to help the applicant with shopping? *about once a week her daughter with her counting her money*

AA09929

(3)

RE: EUNICE CAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: Barbara Kuch/N05

- B. Who pays the applicant's bills and manages his/her checking and/or savings accounts? If someone helps the applicant, please explain.

She do

6. A. What household chores does the applicant do (i.e., cleaning, laundry, maintenance, ironing, etc.)?

- B. Does the applicant need any help completing these chores? If so, please explain. *yes she get tired easily and she need assistance*

7. A. How often does the applicant go outside the home?

maybe twice a day

- B. What assistance, if any, does the applicant need to go out?

*Sometimes her daughters help
they walk with her or she go by her
self*

- C. Does the applicant have a driver's license and drive a car?

{ } Yes { ☒ } No

- D. Does the applicant use public transportation?

{ ☒ } Yes { } No

8. What type of recreational activities or hobbies does the applicant enjoy and spend time on? *watch tv*

AA09930

(4)

RE: EUNICE CAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: Barbara Kuch/N05

9. How much does the applicant listen to the radio or watch TV? What types of programs does he/she listen to or watch? Is the applicant able to remember the programs that he/she heard or watched?

Rock music, Church, music, news

10. How much does the applicant read? What does he/she read (i.e., books, newspapers, magazines)? Is the applicant able to remember what he/she reads?

none

SOCIAL FUNCTIONING

1. What difficulties, if any, does the applicant have getting along with family, friends, co-workers, or others? Please explain.

She has no difficulty

2. How often does the applicant visit family and friends, or have them visit him/her?

often visits are made by family

3. Is anyone dependent upon the applicant for care (i.e., spouse, children, parents, pets)? If so, what assistance does the applicant give them?

no one

4. What community, church, sports, or social groups does the applicant belong to? Is he/she active in these groups? How does the applicant participate?

Baptist church no

(5)

RE: EUNICE CAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: Barbara Kuch/N05

5. How often does the applicant attend movies, concerts, or other entertainment activities? Does he/she go alone or with others?

no

6. How have the applicant's social activities changed since his/her condition began?

She do not go Anywhere too often

PERSONAL INFORMATION

1. Does the applicant ever have problems concentrating or remembering? If so, please give examples.

yes She forget her appointment dont keep up with the days of the week or

2. When the applicant begins a task or chore does he/she ever have trouble following instructions or finishing the job? If so, please give examples.

yes sometimes She ask for hel or

3. Does the applicant exhibit any unusual behavior or fears? Please explain.

no

AA09932

(6)

RE: EUNICE CAIN
SSN: [REDACTED]
CASE No: 22,190
DEA: Barbara Kuch/N05

4. Please comment on any additional factors or observations that you feel will be helpful to us in reaching a decision about the applicant's disability claim.

Eunice been had problems
since she was born not
breathing because of

Jane Edwards 6-28-96
CONTACT'S SIGNATURE Date

Please review, sign and return this form to us within 10 days.

P

AA09933

**REPORT OF CONTINUING
DISABILITY INTERVIEW**
(Write Legibly)

OFFICE *Crenshaw*

DATE *April 16, 1996*

REPORT MADE

PLACE OF REPORT

☐ IN PERSON ☐ TELEPHONE

☐ DO ☐ CONTACT STATION
☐ HOME ☐ OTHER

SOCIAL SECURITY NUMBER

WAGE EARNER

BENEFICIARY'S NAME IF NOT WAGE EARNER

PERSON REPORTING ☐ BENEFICIARY

☐ OTHER PERSON (Show name, address, relationship, and why beneficiary is not reporting.)

NAME AND RELATIONSHIP

ADDRESS

WHY BENEFICIARY IS NOT REPORTING

TYPE(S) OF ENTITLEMENT
(Check all that apply.)

TITLE II
TITLE XVI

☒ DIB
☐ DI

☐ FZ
☐ DS

☐ DWB
☐ DC

☐ CDB
☐ BI

☐ ESRD
☐ BS

☐ HIB
☐ BC

PRIVACY ACT/PAPERWORK ACT NOTICE: The information requested on this form is authorized by the Social Security Act, Sections 205(a) and 1631(e)(A) and (B), and Title 20 CFR 404.1589 and 416.989. The information provided will be used to further document your claim and permit a determination about your continuing disability. Information requested on this form is voluntary. However, if you do not provide the required information, a decision based on the evidence in your file can result in a determination that your period of disability is ceased. While the information you furnish on this form would almost never be used for any purpose other than making a determination about your disability, such information may be disclosed by SSA for the following purposes: (1) To assist SSA in determining the right to Social Security benefits for yourself or another person; (2) To facilitate statistical research and audit activities necessary to assure the integrity and improvement of programs administered by the Social Security Administration, and (3) to comply with laws and regulations requiring the exchange of information between the Social Security Administration and another agency. These and other reasons why information about you may be used or given out are explained in the Federal Register. If you would like more information about this, get in touch with any Social Security office.

Please use this form to describe your disabling condition since (date disability began or, if later, date of prior investigation.)

DATE *7/79*

NOTE: All information (except Part II) must reflect the beneficiary's (or his/her representative's) statements regarding the disabling condition since the last interview, i.e., the initial disability application or continuing disability investigation. This report will be one of the criteria in verifying continuing eligibility to disability benefits. If, after completion of the investigation, it is determined that there no longer is a disabling condition, benefits will be terminated.

PART I INFORMATION ABOUT YOUR CONDITION

1. a. What is the disabling condition(s) for which you are receiving disability benefits?

Slow leaning lungs. is small like a 5 year old.

b. Has there been any change (for better or worse) in your disabling condition since you last reported such information to us?

☒ Yes (If "yes", describe any changes below.)

☐ No

c. Do you have any new injuries or illnesses?

☒ Yes (If "yes", describe below.)

☐ No

arthritis, drain Fluid From Knees.

2. a. Do you feel you are able to return to work?

☐ Yes (If "yes", explain and describe any limitations in Part VI.)

☒ No (If "no", explain in Part VI how your injuries or illness prevent you from working.)

b. Has your doctor told you that you are able to return to work?

☐ Yes (If "yes", answer items c, d and e.)

☐ No

☒ Did not say

2.

c. List the name and address of the doctor(s) who told you to return to work.

NAME

ADDRESS

d. What date did your doctor tell you that you could return to work? (mo., day, yr.)

e. Did the doctor restrict you to limited or part-time work?

☐

Yes (If "yes", explain in Part VI.)

☐

No

PART II - INFORMATION ABOUT YOUR MEDICAL RECORDS

NOTE: When completing Part II, except for mental impairments where the time period is from the date shown on Page 1 through the present, provide a summary of all medical examinations and treatments which you have received in the last 12 months.

3.

List the name, address and telephone number of the doctor who has your latest medical records.

If you have not seen a doctor, check here ☐

NAME

Dr. Fraire

ADDRESS

Redondo Adams

TELEPHONE NUMBER (Include area code)

How often do you see this doctor?

Once a month

Date you first saw this doctor (mo., day, yr.)

1995

Date you last saw this doctor (mo., day, yr.)

3-96

Reasons for visits (show illness or injury for which you had an examination or treatment)

my lungs. inhaler.

Type of treatment received or medicines received (such as surgery, chemotherapy, radiation and the medicines you take for your illness or injury, if known. If no treatment or medicines show "NONE")

inhaler pain pills.

a. Have you seen any other doctors?

☐

Yes (If "yes", show the following.)

☒

No

NAME

ADDRESS

TELEPHONE NUMBER (Include area code)

How often do you see this doctor?

Date you first saw this doctor (mo., day, yr.)

Date you last saw doctor (mo., day, yr.)

Reasons for visits (show illness or injury for which you had an examination or treatment)

Type of treatment received or medicines received (such as surgery, chemotherapy, radiation and the medicines you take for your illness or injury, if known. If no treatment or medicines show "NONE")

NAME

ADDRESS

TELEPHONE NUMBER (Include area code)

How often do you see this doctor?

Date you first saw this doctor (mo., day, yr.)

Date you last saw this doctor (mo., day, yr.)

Reasons for visits (show illness or injury for which you had an examination or treatment)

Type of treatment received or medicines received (such as surgery, chemotherapy, radiation and the medicines you take for your illness or injury, if known. If no treatment or medicine show "NONE")

3. continued

NAME		ADDRESS	
TELEPHONE NUMBER (Include area code)			
How often do you see this doctor?	Date you first saw this doctor (mo., day, yr.)	Date you last saw this doctor (mo., day, yr.)	
Reasons for visits (show illness or injury for which you had an examination or treatment)			
Type of treatment or medicines received (such as surgery, chemotherapy, radiation and the medicines you take for your illness or injury, if known. If no treatment or medicines show "NONE")			

4. Have you been hospitalized or treated at a clinic for your disabling condition? ☒ Yes (If "yes", show the following.) ☐ No

NAME OF HOSPITAL OR CLINIC <i>White Memorial</i>		ADDRESS <i>East L.A.</i>	
PATIENT OR CLINIC NUMBER			
Were you an inpatient (i.e., stayed at least overnight)? <input checked="" type="checkbox"/> Yes (If "yes", fill in the dates below.) <input type="checkbox"/> No		Were you an outpatient? <input type="checkbox"/> Yes (If "yes", fill in the dates below.) <input checked="" type="checkbox"/> No	
DATES OF ADMISSIONS <i>1995-</i>	DATES OF DISCHARGE <i>5 days</i>	DATES OF VISITS <i>1995</i>	
Reason for hospitalization or clinic visits (show illness or injury for which you had an examination or treatment) <i>Cold. inhaler. lungs is too small to breathe.</i>			
Type of treatment or medicine received (such as surgery, chemotherapy, radiation and the medicines you take for your illness or injury, if known. If no treatment or medicines show "NONE")			
NAME OF HOSPITAL OR CLINIC		ADDRESS	
PATIENT OR CLINIC NUMBER			
Were you an inpatient (i.e., stayed at least overnight)? <input type="checkbox"/> Yes (If "yes", fill in the dates below.) <input checked="" type="checkbox"/> No		Were you an outpatient? <input type="checkbox"/> Yes (If "yes", fill in the dates below.) <input checked="" type="checkbox"/> No	
DATES OF ADMISSIONS	DATES OF DISCHARGE	DATES OF VISITS	
Reason for hospitalization or clinic visits (show illness or injury for which you had an examination or treatment)			
Type of treatment or medicines received (such as surgery, chemotherapy, radiation and the medicines you take for your illness or injury, if known. If no treatment or medicines show "NONE")			
If you have seen other doctors or if you have been in other hospitals or clinics for your illness or injury, list the names, addresses, patient or clinic numbers, dates and reasons for hospitalization or clinic visits in Part VI.			

AA09936

5. Have you been seen by other agencies for your injury or illness? (VA, worker's compensation, welfare, etc.) (List any other agencies, their addresses, your claim numbers, dates and treatment received in Part VI.)

☐ Yes (If "yes", fill in the information below.)

☒ No

NAME OF AGENCY

ADDRESS OF AGENCY

YOUR CLAIM NUMBER

DATES OF VISITS (mo., day, yr.)

TYPES OF TREATMENTS OR EXAMINATION RECEIVED

If more space is needed, list the other agencies, their addresses, your claim numbers, dates, and treatment received in Part VI.

6. Have you had any of the following tests?

TEST	Check appropriate block(s)		IF "YES" SHOW	
	YES	NO	WHERE DONE	WHEN DONE
EKG—Resting	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Redondo Adams	1996
EKG—Treadmill	<input checked="" type="checkbox"/>	<input type="checkbox"/>	"	"
Chest x-ray	<input checked="" type="checkbox"/>	<input type="checkbox"/>	"	"
Other x-ray (specify ►)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	"	"
Breathing tests	<input checked="" type="checkbox"/>	<input type="checkbox"/>	"	"
Blood tests	<input type="checkbox"/>	<input type="checkbox"/>		
Other (specify ►)	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
Other (specify ►)	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
Other (specify ►)	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
Other (specify ►)	<input type="checkbox"/>	<input checked="" type="checkbox"/>		

PART III — INFORMATION ABOUT YOUR ACTIVITIES

7. Has any doctor told you to cut back or limit your activities in any way since the date shown on Page 1?



Yes (If "yes", give the name of the doctor below and tell what he/she told you about cutting back or limiting your activities.)



No

NAME OF DOCTOR

Dr. Prairie

EXPLANATION OF WHAT DOCTOR TOLD YOU

Do NOT Smoke.

8. In the areas below, describe your daily activities and state what and how much you do of each; how often you do it; and any assistance you require.

PERSONAL MOBILITY (walking, moving about, exercising your legs, etc.)

Walk. exercises

PERSONAL NEEDS AND GROOMING (dressing, bathing, etc.):

NO

8. continued HOUSEHOLD MAINTENANCE (cooking, cleaning, shopping, and odd jobs around the house as well as any other similar activities):
Clear Cook. Shop.

RECREATIONAL ACTIVITIES AND HOBBIES (TV, radio, newspapers, books, fishing, bowling, musical instruments, etc.):

Look at T.V.

SOCIAL CONTACTS (visits with friends, relatives, neighbors, church, social clubs):

Relatives. Church.

OTHER (drive car, motorcycle, ride bus or subway, etc.):

Ride Bus.

9. Have you attended (trade, vocational or academic) school or had any other type of vocational training since you began receiving disability benefits?

If "yes," explain

☐ Yes (If "yes", explain below.)

☒ No

10. Are you attending school? ☐ Yes (If "yes", show the following.)

☒ No

NAME OF SCHOOL

ADDRESS OF SCHOOL

CURRENT GRADE

PART IV – INFORMATION ABOUT THE WORK YOU DID

When completing Part IV provide information since date you became disabled.

11. Since you became disabled, have you done any work? ☐ Yes (If "yes", show the following for each work attempt, no matter how short it was.)

☒ No

JOB TITLE (Be sure to begin with your usual job)	TYPE OF BUSINESS	DATES WORKED (month/year)		DAYS PER WEEK	RATE OF PAY (per hour, day, week, month or year)
		FROM	TO		

12. Describe your basic duties (explain what you did and how you did it) below. Also, explain why you stopped working for each work attempt listed in item 11.

NO

PART V — INFORMATION ABOUT REHABILITATION SERVICES

13. VOCATIONAL REHABILITATION IMPORTANT: Even if it is determined that you are not disabled, you may be eligible for continued payments if you are in an approved State vocational rehabilitation program and meet other requirements of the law.

a. Are you receiving help, such as services, training or counseling from the state vocational rehabilitation agency?

☐

Yes (If "yes", complete the following.)

☒

No

b. What kind of help have you been receiving?

SSI

c. Do you expect to receive any type of training?

☐

Yes (If "yes", when? →)

☒

No

WHEN

d. What is the name, address and phone number of your VR counselor?

NAME

ADDRESS

TELEPHONE NO. (Include area code)

PART VI — REMARKS

14. Use this section for additional space to answer any previous questions. Also, use space to give any additional information that you think will be helpful in the review of the continuing entitlement to Social Security disability benefits. (If you need more space, use a separate sheet of paper. Also, if you wish, you may attach any evidence that shows your current condition.)

PART VII — AUTHORIZATION AND NOTIFICATION STATEMENTS

I understand that this report will be used to determine whether to continue or to stop my disability benefits. I also understand that if I am receiving Social Security disability benefits and Supplemental Security Income payments, this questionnaire is applicable to both claims.

- ▶ Copies of medical records may be provided to a physician or medical institution prior to my appearance for an independent medical examination if an examination is necessary.
- ▶ Results of any such independent examination may be provided to my personal physician.
- ▶ Medical information may be furnished to any contractor for transcription, typing, record copying, or other related clerical or administrative service performed for the State Disability Determination Service.
- ▶ The State Vocational Rehabilitation Agency may review any medical evidence for determining my eligibility for rehabilitative services.
- ▶ I agree to notify the Social Security Administration if my medical condition improves or I go to work.
- ▶ I know that anyone who makes a false statement or representation of a material fact in an application or for use in determining a right to payment under the Social Security Act commits a crime punishable under Federal Law. I affirm that the above statements are true.

SIGNATURE OF CLAIMANT OR PERSON FILING
ON THE CLAIMANT'S BEHALF

DATE (Mo., Day, Yr.)

TELEPHONE NUMBER (Include
area code)

MAILING ADDRESS (Number and Street, Apt. No., P.O. Box or Rural Route)

CITY AND STATE

ZIP CODE

NAME OF COUNTY (In which
you now live)

Witnesses are required ONLY if this statement has been signed by mark (X) above. If signed by mark (X) two witnesses to the signing who know the person making the statement must sign below giving their full addresses.

1. SIGNATURE OF WITNESS

2. SIGNATURE OF WITNESS

ADDRESS (Number & street, city, state and zip code)

ADDRESS (Number & street, city, state and zip code)

PART VIII - FOR SSA USE ONLY - DO NOT WRITE BELOW THIS LINE

NAME OF CLAIMANT

Emice Cain

SOCIAL SECURITY NUMBER

[REDACTED]

15. a. Check each item to indicate if any difficulty was observed:

	Yes	No		Yes	No
Breathing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Use of hands and arms	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sight	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Writing	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Speaking	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Reading	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Hearing	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Comprehending	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sitting	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Responding	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Walking	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Relating to people	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Standing	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>

b. If any of the above items were checked "yes", describe the exact difficulty involved.

*Slow hearing, small lungs.
arthritic speaking very low voice
Breathing problem. inhaler.*

c. Describe the claimant fully (e.g., general build, height, weight, behavior, any difficulties that add to or supplement those noted above). Indicate any other noticeable physical/mental limitations/impairments. Also, indicate any unusual circumstances surrounding the interview, e.g., how claimant came to the DO/BO for the interview, lack of difficulty where it might be expected.

*U.S. Government Printing Office: 1988-241-313/0000

AA09942



DEP CASE MEMORANDUM

CASE CODES

Title II

Title XVI

☐ Concurrent

28

4. SS# [redacted]

5. Name Eunice Cain

AKA

Address [redacted]

Telephone [redacted]

(if CDB or DWB)

6. W/E

9. DOB [redacted]

Age 18

AOD

Age

Date last worked

DLI

Prescribed period

beg.

ends

DWB Controlling Date

7. Type of Claim (Title II)

DIB FZ DWB CDB-R CDB-D RD-R RD-D RD P-R P-D

☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐

8. Type Claim (Title XVI)

DI DS DC BI BS BC

☒ ☐ ☐ ☐ ☐ ☐

Recon/App Date

App Date

Date Received

7-18-79

Alleged Disability

Mental Retardation
Arthritis
Nervous disorder

General Remarks

* Capability

Title II

Title XVI

15. Claimant Disabled

A. ☐ Disability
Beg. _____B. ☐ Disability
Ceased _____

18. Blindness 216 (i)

A. ☐ Not disabled for
cash benefit
purposeB. ☐ Disabled for
cash benefit
purpose
beg. _____

19. Claimant not disabled

A. ☐ current B. ☐ through C. ☐ (age 22)15. ☒ Claimant DisabledA. ☒ Disability
Beg. 7-16-79B. ☐ Disability
Ceased _____

18. Blindness 1614(a) (2)

B. ☐ Disabled for
cash benefit
purpose
beg. _____

19. Claimant not disabled

A. ☐ current

16. Diagnosis

1) Mental retardation 2) Congenital
extraocular palsy. 3) Arthritis of
right knee

20. Voc. Background

None

Mob. 90

Occ. Yrs. 80

Educ. Yrs. 12

Spec. P. 8

22. Basis Code (II)

Listing

17. Re-Exam

☐ None☐ _____
Date

22. Basis Code (XVI)

Listing

17. Re-Exam

☐ None☐ _____
Date

34. Remarks (capability, earlier onset, VR Diary, etc.)

Claimant capable per Dr. Woodard, 9-4-79

Purchases

VR

28. A. ☐ Period of DisabilityB. ☐ Disability Period☒ Evid. of Rec.A. ☒ SC InC. ☐ Estab. Beg. _____ andD. ☐ Continues☒ CEB. ☐ SC OutF. ☐ Not EstablishedE. ☐ Term _____☐ NoneC. ☐ Prev. Ref.

DEA

CT

25. Revised Det.

26. List No.

Wilson



- 7/20 Please send MRS + 2002 G. Bu
8-2 Mrs recs/
- 8/2 Hosp. report inadequate. To apparently only seeing claimant as ob/gyn. Suggest neuro. C & psych. testing. Dr. P - okay 504, please thanks, but for bed
- "Claimant alleges MR. Arthritis + 'nervous' disorder (+ lénia)"
- 8-2 C-E O.K. ——— k. Pasicki m.
- 8-3 Rec'd msn (A.m.) m
- 8-3 C/E sent m
- 8/14 See 7U
- 8/14 R/c to claimant - phone disconnected. Try 231-6630 (234-4147) ← Number given by person at 231-6630
No answer
- 8/15 R/c to claimant. No answer.
- 8/15 Sent mailgram - Bu
- 8/20 R/c from D.O. - Change of address + new phone number
- 8/20 R/c to claimant - Made C.E. appt for 8/21 @ 10:30



ACTION
DATES

8/22 See 7U

9/11 See 7U

9-11 CC report recd. PO

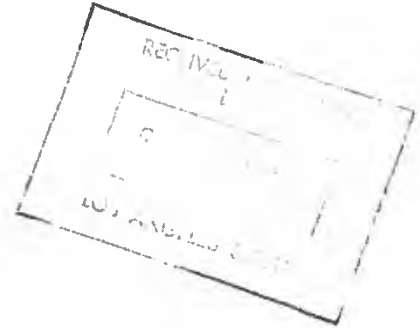
9-11 To M.C. for sig. Bu

SEP 13 1979 encoded LK

JOHN S. WOODARD, M.D.
6253 Hollywood Blvd., Suite 705
Los Angeles, California 90028
(213) 467-3364

NEUROLOGY - PSYCHIATRY - NEUROPATHOLOGY
ELECTROENCEPHALOGRAPHY

September 4, 1979



Department of Social Services
Disability Evaluation
P. O. Box 60999
Los Angeles, CA 90060

RE: CAIN, Eunice
SS # [REDACTED]

Gentlemen:

ATTENTION: B. Taliaferro, UM
Wilson

On August 21, 1979 Miss Eunice Cain appeared at this office for neurologic examination, psychological testing, and pretest clinical interview. The following is a report of my findings.

CHIEF COMPLAINTS:

"Mental retardation and arthritis".

HISTORY OF PRESENT ILLNESS:

Miss Cain, 19 years of age, states that she reached the 12th grade in special classes for the retarded, but she has always had a learning problem and has never achieved any practical ability in reading or writing. She states that she has always had some difficulty with speech. There is a wide variety of other long standing physical complaints including arthritic pains in the right knee, frequent generalized pressure type headaches, "dizzy spells" associated with blurring of vision and easy fatiguability. She complains of being "nervous" and forgetful. She has never had any gainful employment. There has been no marriage, but she has 2 children born out of wedlock, 4 months and 2 years of age. She lives presently in an apartment with her 2 children, but spends much of her time visiting her mother's house and her mother helps in caring for the patient's 2 children. She has not been receiving regular psychiatric treatment, but she does take an unidentified "nerve pill" given her by her physician.

BACKGROUND HISTORY AND PRE-TEST CLINICAL INTERVIEW:

This 19 year old lady was born and raised in California, raised by her mother and step-father along with one brother and 5 sisters. She describes her childhood in favorable terms. Even though completing the 12th grade in special classes, she is illiterate. She denies juvenile disciplinary problems and adult arrests. There has been no marriage, but she has 2 children born out of wedlock, one 4 months of age, and the other 2 years of age.

AA09946

CAIN, Eunice
September 4, 1979
Page 2

She has never had any gainful employment. She denies any regular social or recreational activities except for visiting her mother who lives nearby and caring for her 2 children. She denies use of illicit drugs or alcoholic beverage or cigarettes. There have been several hospitalizations for "female infections". Her last childbirth 4 months ago was by cesarian section. Present weight is 113 lbs. at height 5'4", and her average weight is stated to be 125 lbs. Menstrual periods are presently regular. There are 6 siblings and there are no known familial diseases.

This is a reasonably well groomed, casually dressed, mildly undernourished Negro lady, appearing to be the stated age of 19 years. Facial expressions, verbalizations, and postures indicate a mild emotional tension and emotional over-reactivity. Manner is reasonably pleasant, although she is mildly withdrawn. There is evident some definite personality immaturity and her expressions tend to be childish. There is slight slurring and poor modulation of speech. Affect shows a mild depression. Her general vocabulary and use of language would suggest borderline mental retardation. She puts forth a good effort and is cooperative in the testing situation.

NEUROLOGIC EXAMINATION:

The usual gait and station are normal. Romberg test is negative. Tandem walking, toe walking, heel walking, forward bending and squatting are adequate. She does express considerable pain with squatting or with any weight bearing on her flexed right knee, and there is evident a mild effusion in that joint. Upper extremities are of good power and coordination and abnormal movements are absent. She is right handed.

Deep tendon reflexes in the upper extremities are of normal intensity and they are symmetrical. The reflexes in the lower extremities are also symmetrical, but exaggerated to 150% of normal in the knee jerks and 125% of normal in the ankle jerks. Pathologic pyramidal signs are absent.

Somatic sensation is intact. Modalities tested include sharp pain, vibratory sensibility and proprioception.

Testing of conjugate ocular rotation reveals an essentially complete paralysis for external rotation of either eye when either eye is tested singly or conjugately. This seems to be a congenital situation, as she has never been disturbed by the defect and has learned to utilize her peripheral vision and to rotate her head very effectively. Superior and inferior ocular rotations are generally reduced. Visual fields are normal as tested by confrontation. Pupils are round and equal and they are normally reactive. Ophthalmoscopic examination reveals good appearance of optic discs and retinal vessels. Muscles of mastication and expression are normally innervated. Audition is intact, and there is no lateralization of bone conduction. The tongue protrudes and the palate elevates in the midline.

PSYCHOLOGICAL TESTING:

Wechsler Adult Intelligence Scale:

Verbal IQ 71, performance IQ 55, full scale IQ 62. There is a considerable subtest variance in her performance with scaled scores ranging from a low of 0 in digit symbol to a high of 7 in digit span. Vocabulary scaled score is 5, and this is slightly high within her range of performances, suggesting that the overall performance is a fair indi-

CAIN, Eunice
September 4, 1979
Page 3

cation of her inborn intellectual potential. Individual responses and her inability to grasp the concept in the similarities test suggests some relative impairment in abstract thinking and categorization.

Bender-Gestalt Test:

Raw score 62, standard score 97, time required 12 minutes 15 seconds. Reproductions of the geometric figures in general are of poor quality, and though fairly orderly in their disposition, they are very erratic in their sequence over one full page. The quality of reproductions generally would suggest an at least borderline mental retardation. There is a slight mirror image distortion of Figure 5. There are, however, no significant rotations or other distortions that would specifically suggest organic brain damage in the face of the mental retardation.

DIAGNOSIS:

1. Mild mental retardation, idiopathic (IQ 62).
2. Congenital extraocular palsy, uncertain etiology.
3. Arthritis of right knee, uncertain etiology.

PROGNOSIS:

Diagnoses 1 and 2 are stationary. Prognosis uncertain for diagnosis #3.

FUNCTIONAL LIMITATIONS:

This lady appears to have a moderate severe incapacity for competitive employment due to a mild mental retardation consistent with IQ 62. She does seem to be making a fair social adjustment, and she would seem to be capable of handling her own funds at this time. There is, however, a definite impairment in abstract thinking, categorization, and judgment. The extraocular palsy is evidently congenital and she has learned to compensate for this quite well, and the condition does not seem to add more than slightly to her occupational incapacity. Arthritis in the right knee also imposes no more than slight incapacity at this time.

COMMENTS AND RECOMMENDATIONS:

This individual should be in some ongoing type of general and vocational rehabilitation program. It is unlikely, however, that she can be very productive in an occupational sense, but she should probably be receiving some counseling and additional supervision in caring for her 2 young children. The patient's mother is evidently helping her in the care of her children at the present time. There does not seem to be an indication for more specific psychiatric intervention at this time.

Yours very truly,



John S. Woodard, M.D.

JSW:dw

AA09948

WAIS RECORD FORM

Wechsler Adult Intelligence Scale

Name CAIN, EUNICE Birth Date Age 19 Sex F Marital: (S) M D W
 Nat. U.S.A. Color Tested by R7U
 Place of Examination OFFICE Date 8-21-79
 Occupation Education 12TH SPECIAL CLASSES



TABLE OF SCALED SCORE EQUIVALENTS*													
Scaled Score	RAW SCORE												Scaled Score
	Information	Comprehension	Arithmetic	Similarities	Digit Span	Vocabulary	Digit Symbol	Picture Completion	Block Design	Picture Arrangement	Object Assembly		
19	29	27-28		26	17	78-80	87-90						19
18	28	26		25		76-77	83-86	21		36	44		18
17	27	25	18	24		74-75	79-82		48	35	43		17
16	26	24	17	23	16	71-73	76-78	20	47	34	42		16
15	25	23	16	22	15	67-70	72-75		46	33	41		15
14	23-24	22	15	21	14	63-66	69-71	19	44-45	32	40		14
13	21-22	21	14	19-20		59-62	66-68	18	42-43	30-31	38-39		13
12	19-20	20	13	17-18	13	54-58	62-65	17	39-41	28-29	36-37		12
11	17-18	19	12	15-16	12	47-53	58-61	15-16	35-38	26-27	34-35		11
10	15-16	17-18	11	13-14	11	40-46	52-57	14	31-34	23-25	31-33		10
9	13-14	15-16	10	11-12	10	32-39	47-51	12-13	28-30	20-22	28-30		9
8	11-12	14	9	9-10		26-31	41-46	10-11	25-27	18-19	25-27		8
7	9-10	12-13	7-8	7-8	9	22-25	35-40	8-9	21-24	15-17	22-24		7
6	7-8	10-11	6	6-6	8	18-21	29-34	6-7	17-20	12-14	19-21		6
5	5-6	8-9	5	4		14-17	23-28	5	13-16	9-11	15-18		5
4	4	6-7	4	3	7	11-13	18-22	4	10-12	8	11-14		4
3	3	5	3	2		10	15-17	3	6-9	7	8-10		3
2	2	4	2	1	6	9	13-14	2	3-5	6	5-7		2
1	1	3	1		4-5	8	12	1	2	5	3-4		1
0	0	0-2	0	0	0-3	0-7	0-11	0	0-1	0-4	0-2		0

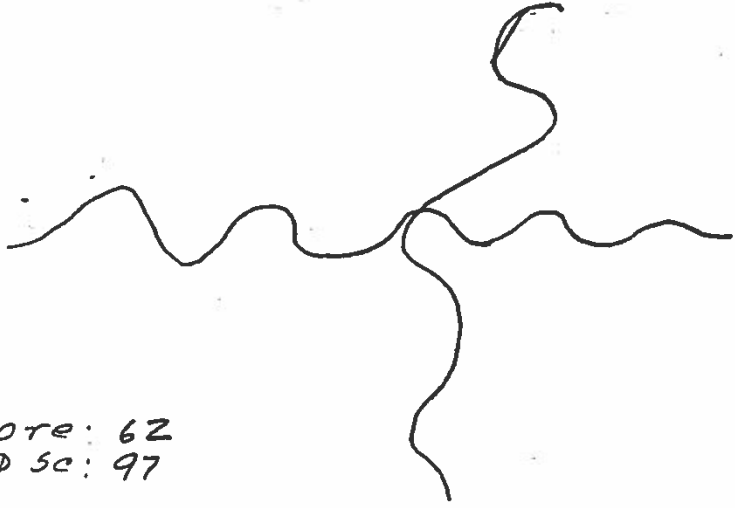
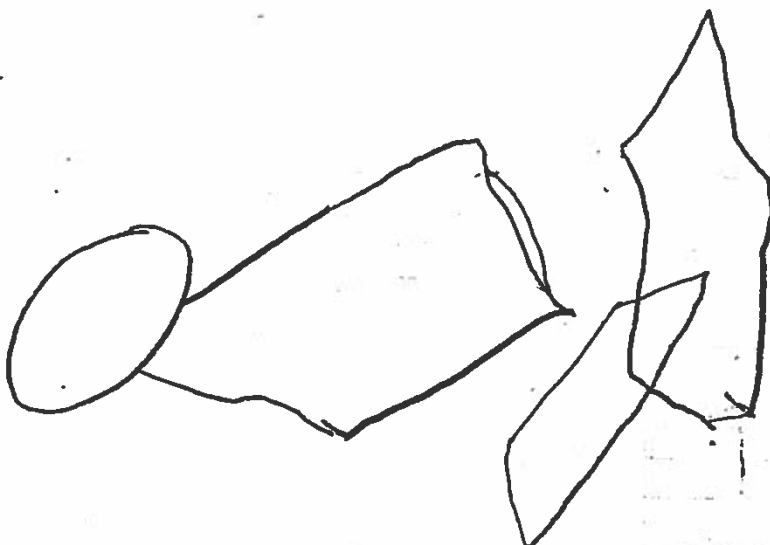
SUMMARY			
TEST	Raw Score	Scaled Score	
Information	3	3	
Comprehension	6	4	
Arithmetic	3	3	
Similarities	6	6	
Digit Span	9	7	
Vocabulary	17	5	
Verbal Score			
Digit Symbol	10	0	
Picture Completion	5	5	
Block Design	8	3	
Picture Arrangement	8	4	
Object Assembly	9	3	
Performance Score			
Total Score			
VERBAL SCORE <u>28</u> IQ <u>71</u>			
PERFORMANCE SCORE <u>15</u> IQ <u>55</u>			
FULL SCALE SCORE <u>43</u> IQ <u>62</u>			

*Clinicians who wish to draw a "psychograph" on the above table may do so by connecting the subject's raw scores. The interpretation of any such profile, however, should take into account the reliabilities of the subtests and the lower reliabilities of differences between subtest scores.

I. INFORMATION		SCORE 1 or 0			SCORE 1 or 0			SCORE 1 or 0
1. Flag		1	11. Height			21. Senators		
2. Ball		1	12. Italy			22. Genesis		
3. Months <u>6</u>		0	13. Clothes			23. Temperature		
4. Thermometer		1	14. Washington			24. Iliad		
5. Rubber <u>last year</u>		0	15. Hamlet			25. Blood vessels		
6. Presidents <u>KENNEDY HIS BROTHR THAT BEANK MAN</u>		0	16. Vatican			26. Koran		
7. Longfellow <u>a man</u>		0	17. Paris			27. Faust		
8. Weeks			18. Egypt			28. Ethnology		
9. Panama			19. Yeast			29. Apocrypha		
10. Brazil			20. Population					3

OBSERVATIONS: Puts forth good effort. In digit symbol has problems writing proper symbol in boxes & tends to erase quite a bit

D 0 0 0 0 0 0 0 0 0 0
 0 0 0 0 0 0 0 0 0 0
 0 0 0 0 0 0 0 0 0 0



RAW score: 62
 STANDARD SC: 97

8-21-79

12 mins + 15 secs

Sumie C.



DISABILITY REPORT

PLEASE PRINT, TYPE, OR WRITE CLEARLY AND ANSWER ALL ITEMS TO THE BEST OF YOUR ABILITY. If you are filing on behalf of someone else, enter his or her name and social security number in the space provided and answer all questions. COMPLETE ANSWERS WILL AID IN PROCESSING THE CLAIM.

Privacy Act Notice: The information requested on this form is authorized by Title 20 CFR 404.1523 and Title 20 CFR 416.923. The information provided will be used to further document your claim. Information requested on this form is voluntary, but failure to provide all or any part of the requested information may affect the determination of your claim. Information you furnish on this form may be disclosed by the Social Security Administration to another person or governmental agency only with respect to social security programs and to comply with Federal laws requiring the exchange of information between Social Security and another agency.

A. Name of Claimant <i>Eunice D. Cain</i>	B. Social Security Number [REDACTED]	C. Telephone number where you can be reached: [REDACTED]
D. What is your illness or injury? <i>Hernias, Mental retardation Arthritis & nervous disorder</i>		

PART I — INFORMATION ABOUT YOUR CONDITION

1. A. When did your illness or injury first bother you?	MONTH, DAY, YEAR <i>1976.</i>
B. When did your illness or injury finally disable you? <i>SSP purpose only.</i>	MONTH, DAY, YEAR <i>7/16/79.</i>
C. Explain how your condition affects you and keeps you from working?	

My hands shake. I have speech problems. My leg aches most of the time. It swells.

2. Have you worked since the date shown in Item 1A? (If "No," go on to Part II)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
3. If you did work since the date in Item 1A did your condition cause you to change —		
Your job or job duties?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Your hours of work?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Your attendance?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Anything else about your work?	<input type="checkbox"/> Yes	<input type="checkbox"/> No

(If you answered "No" to all of these, go on to Part II)

4. If you answered "Yes" to Item 3, explain below what the changes in your work circumstances were, the dates they occurred, and how your condition made these changes necessary:

PART II — INFORMATION ABOUT YOUR MEDICAL RECORDS

5. A. Have you had any of the following tests in the last year:

Test	Check Appropriate Block or Blocks		If "Yes", show	
	Yes	No	Where Done	When Done
Electrocardiogram	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
Chest X-ray	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
Other X-ray (Name the body part here)				
abdominal at time of cesarean section	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Mission Hosp	4/12/79
Breathing Tests	<input checked="" type="checkbox"/>	<input type="checkbox"/>	White Memorial	12/78
Blood Tests	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Mission Hosp	4/12/79
Other (Specify)	<input type="checkbox"/>	<input checked="" type="checkbox"/>		

- B. If you have a Medicaid card, what is your number (some hospitals and clinics file your records by your Medicaid number):

6. List the name, address and telephone number of the doctor who has your latest medical records. If you have no doctor, check here ☐

NAME	Charles Sassoon M.D., F.A.C.O.G.		
ADDRESS	7128 Seville Ave Huntington Park, CA 90255		
AREA CODE AND TELEPHONE NUMBER	(213) 588-2186		
HOW OFTEN DO YOU SEE THIS DOCTOR?	DATE YOU FIRST SAW THIS DOCTOR	DATE YOU LAST SAW THIS DOCTOR	
every 2 weeks	5/78	7/10/79	
REASONS FOR VISITS	Pregnancies & nerves		
TYPE OF TREATMENT RECEIVED	Obstetrics & gynecology. Medication - (Nerve pills)		

7. A. Have you seen any other doctors since your illness or injury began? ☐ Yes ☐ No
If "Yes," show the following:

NAME		ADDRESS	
AREA CODE AND TELEPHONE NUMBER			
HOW OFTEN DO YOU SEE THIS DOCTOR?	DATE YOU FIRST SAW THIS DOCTOR	DATE YOU LAST SAW THIS DOCTOR	
REASONS FOR VISITS			
TYPE OF TREATMENT RECEIVED			

B. Identify below any other doctor you have seen since your illness or injury began.

NAME		ADDRESS	
USC-LAC Medical Center.		1200 N. State	
AREA CODE AND TELEPHONE NUMBER		Los Angeles, CA 90033	
HOW OFTEN DO YOU SEE THIS DOCTOR?	DATE YOU FIRST SAW THIS DOCTOR	DATE YOU LAST SAW THIS DOCTOR	
REASONS FOR VISITS			
Orthopedic clinic /			
TYPE OF TREATMENT RECEIVED			

If you have seen other doctors since your illness or injury began, list their names, addresses, dates and reasons for visits in Part VI.

8. Have you been hospitalized or treated at a clinic for your illness or injury? ☒ Yes ☐ No
If "Yes," show the following:

NAME OF HOSPITAL OR CLINIC		ADDRESS	
USC-LAC Medical Center		1200 N State	
PATIENT OR CLINIC NUMBER		Los Angeles, CA 90033	
195-85-08			
WERE YOU AN INPATIENT? (STAYED AT LEAST OVERNIGHT)		DATES OF ADMISSIONS	DATES OF DISCHARGES
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IF "Yes," SHOW			
WERE YOU AN OUTPATIENT?		DATES OF VISITS	
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No IF "Yes," SHOW		1974. present.	
REASON FOR HOSPITALIZATION OR CLINIC VISITS			
problem with right leg & knee swelling			
TYPE OF TREATMENT RECEIVED			
Draw liquid, Biopsy, cast.			

If you have been in other hospitals or clinics for your illness or injury, list the names, addresses, patient or clinic numbers, dates and reasons for hospitalization or clinic visits in Part VI.

9. Have you been seen by other agencies for your injury or illness? ☐ Yes ☐ No
(VA, Workmen's Compensation, Vocational Rehabilitation, Welfare, etc.)
If "Yes," show the following:

NAME OF AGENCY		ADDRESS OF AGENCY	
YOUR CLAIM NUMBER			
DATES OF VISITS			
TYPE OF TREATMENT OR EXAMINATION RECEIVED			

If more space is needed, list the other agencies, their addresses, your claim numbers, dates, and treatment received in Part VI.

PART III — INFORMATION ABOUT YOUR ACTIVITIES

10. Has any doctor told you to cut back or limit your activities in any way?



Yes



No

If "Yes," give the name of the doctor below and tell what he or she told you about cutting back or limiting your activities:

Soon - stop off your feet.

11. Describe your daily activities in the following areas and state what and how much you do of each and how often you do it.

- Household maintenance (including cooking, cleaning, shopping, and odd jobs around the house as well as any other similar activities):

I do all my own clean, cooking, shopping & laundry.
My mother helps me with shopping & laundry
I care for my babies.

- Recreational activities and hobbies (hunting, fishing, bowling, hiking, musical instruments, etc.):

Watch T.V. Mornings - afternoons when home - evenings
Cannot read

- Social contacts (visits with friends, relatives, neighbors):

Visit mother daily

- Other (drive car, motorcycle, ride bus, etc.):

Do not drive.
Ride the bus.

PART IV — INFORMATION ABOUT YOUR EDUCATION

12. What is the highest grade of school that you completed?

12th Special Ed

13. Have you gone to trade or vocational school or had any other type of special training?

☐ Yes

☒ No

If "Yes," show:

• The type of trade or vocational school or training:

• Approximate dates you attended:

• How this schooling or training was used in any work you did:

PART V — INFORMATION ABOUT THE WORK YOU DID

14. A. If you did work, what was your usual job in the 15 years before you became disabled. (Normally, this will be the kind of work you did for the longest period of time.) Include the type of business (for example, farming, restaurant, etc.)

Never Worked

B. Describe your duties in this job. (Show how much bending, lifting, walking, writing, or other activities were required. How often did you lift things, and how heavy were they? What kind of special tools or skills were required? What kind of written reports did you complete? How many people did you supervise, if any?)

15. A. Did your condition make you stop working? ☐ Yes ☐ No

B. If "Yes," what is the date you stopped working? MONTH, DAY, YEAR

C. If this date is different from the one shown in Item 1B (the date you say you became disabled), explain the reason for the difference:

PART VI — REMARKS

Use this section for additional space to answer any previous questions and to provide any additional information that you think will be helpful in making a decision in your disability claim. Please refer to the previous items by number.

Mission Hospital 3111 E. Florence
(213) 582-8261 Huntington Park, CA 90255
Inpatient 4/12/79 to 4/15/79
Reason - pregnancy - C section delivery
Treatment - Surgery.

White Memorial Hospital 1720 Brooklyn
(213) 269-9131 Los Angeles, CA 90033
~~Inpatient~~ Outpatient 1978.
Reason - pregnancy
Treatment - tests, check-ups.

Knowing that anyone making a false statement or representation of a material fact for use in determining a right to payment under the Social Security Act commits a crime punishable under Federal law, I certify that the above statements are true.

NAME (SIGNATURE OF CLAIMANT OR PERSON FILING ON THE CLAIMANT'S BEHALF)

SIGN
HERE

Eunice Cain

DATE

7/16/79

PART VII - FOR SSA USE ONLY — DO NOT WRITE BELOW THIS LINE

Name of Claimant

Eunice D. Cain

Social Security Number

[REDACTED]

16. Check any of the following categories which apply to this case:

A. PRESUMPTIVE DISABILITY CONSIDERATION

(If any of these boxes are checked, DO's (and DDS's) should be alert to the possibility of a presumptive disability determination in SSI claims per CM 12752 and DISM 545).

1. ☐ Amputation of two limbs
2. ☐ Amputation of a leg at the hip
3. ☐ Allegation of total deafness
4. ☐ Allegation of total blindness
5. ☐ Allegation of bed confinement or immobility without a wheelchair, walker, or crutches, allegedly due to a longstanding condition — exclude recent accident and recent surgery.
6. ☐ Allegation of a stroke (cerebral vascular accident) more than four months in the past and continued marked difficulty in walking or using a hand or arm.
7. ☐ Allegation of cerebral palsy, muscular dystrophy or muscular atrophy and marked difficulty in walking (e.g., use of braces), speaking or coordination of the hands or arms.
8. ☐ Allegation of diabetes with amputation of a foot.
9. ☐ Allegation of Down's Syndrome (Mongolism)
10. ☐ An applicant filing on behalf of another individual alleges severe mental deficiency for claimant who is at least 7 years of age. The applicant alleges that the individual attends (or attended) a special school, or special classes in school, because of his mental deficiency, or is unable to attend any type of school (or if beyond school age, was unable to attend), and requires care and supervision of routine daily activities.

B. SUBSTANTIAL GAINFUL ACTIVITY CONSIDERATION

(If this box is checked, be sure to secure an SSA-821 or SSA-821B regarding work activity.)

☐ Claimant is now working

17. A. Does the claimant need assistance in prosecuting his or her claim?

☐ Yes

☒ No

If "Yes," show name, address, relationship, and telephone number of an interested party willing to assist the claimant.

B. Can the claimant (or his representative) be readily reached by telephone with no communication difficulties to language, speech or hearing difficulties?

☒ Yes

☐ No

If "No," DO should also complete Form SSA-

[REDACTED]

Mornings

[REDACTED]

Afternoons

EXHIBIT 151

EXHIBIT 151

Declaration of Robin Pierce

I, Robin Pierce, hereby declare as follows:

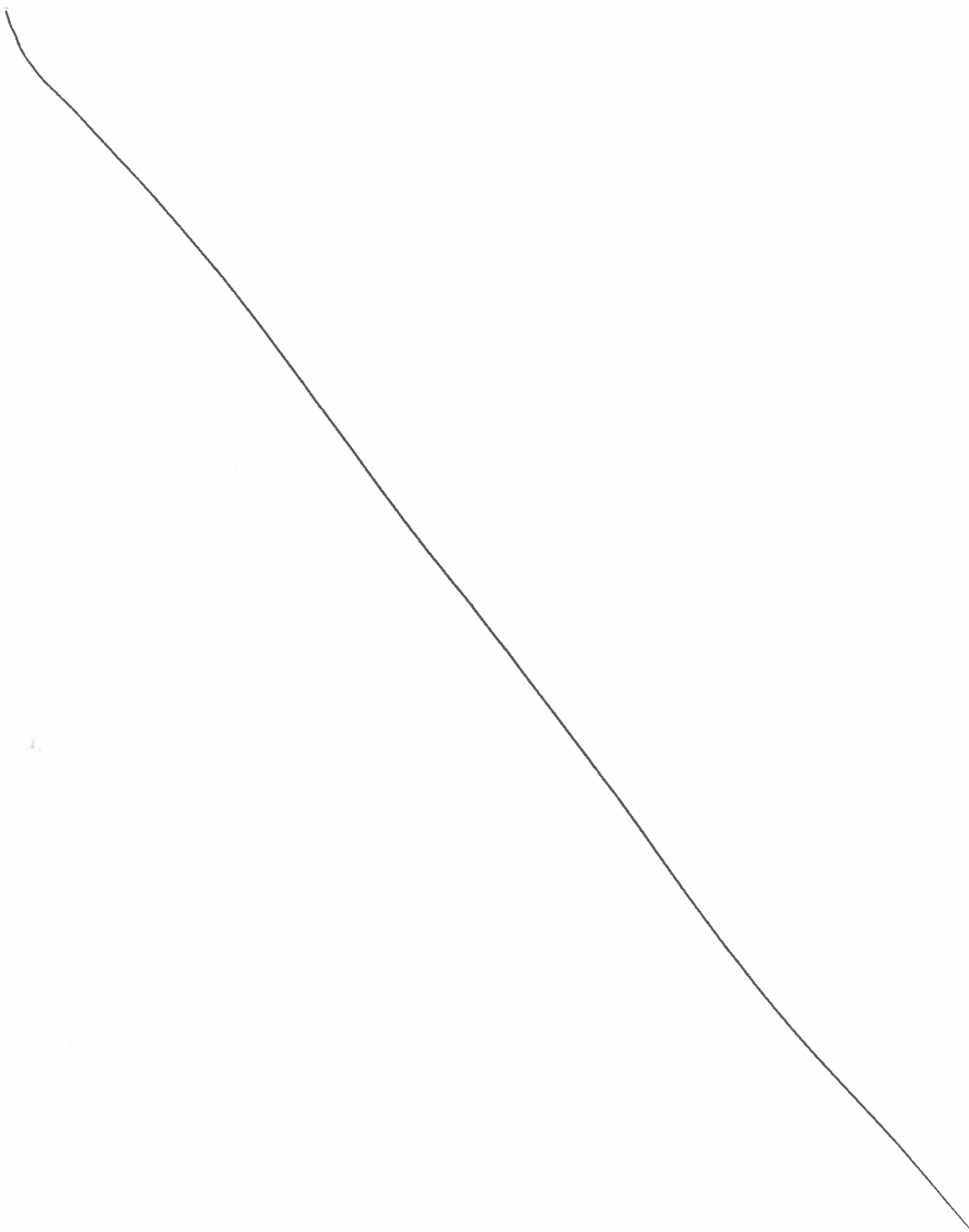
1. I am Forty-one years old. I currently reside in Clarke County, Nevada.

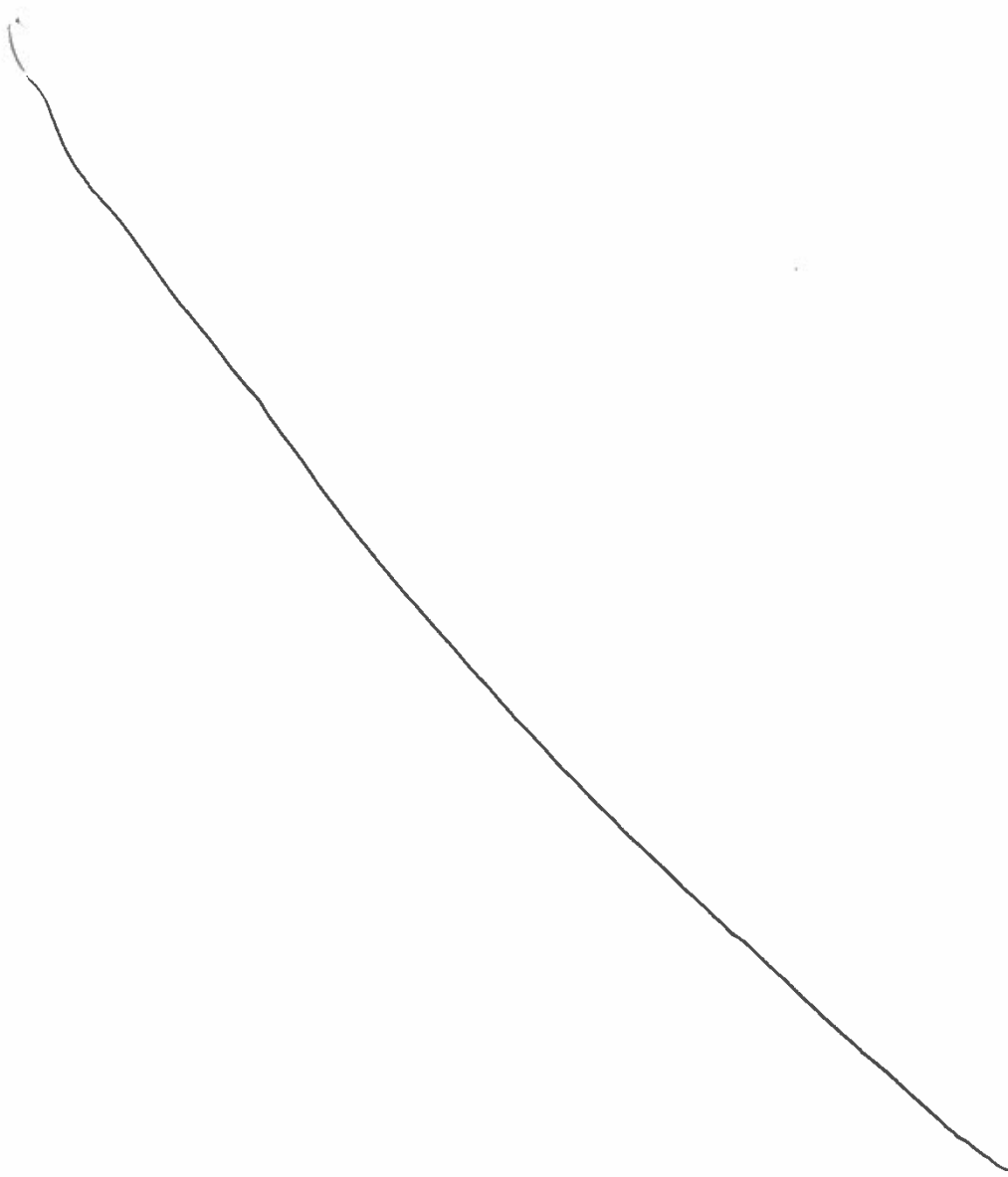
② I served as a juror on the 2000 Dante Johnson case in Clarke County, Nevada.

③ During jury deliberations, a male juror informed us that he had been following this case in the media, even though jury instructions told us not to. Another female juror may have also been watching the media, however, I am not sure.

④ A male juror who had been adamant about imposing the death penalty suddenly changed his mind on the last day. This juror expressed a complete reversal in his opinion and was questioned by the other jurors about this drastic change. The male juror did not offer an explanation.

⑤ After deliberations and dismissal of the jury another female juror told us about an interaction she witnessed involving this same male juror. The day before final deliberations she observed this male juror speaking to an African American male by the elevator in the parking lot. The man handed the male juror a bag. The female juror was disturbed by this interaction and told her husband about it that evening. As we were discussing what she had seen we suspected that this male juror had been paid to change his opinion about imposing the death penalty.





I declare under penalty of perjury that the foregoing is true and correct to the
best of my knowledge, and that this declaration was executed in

Clarke County, Nwade, on December 16, 2018.

X Brenda Peice
signature

EXHIBIT 152

EXHIBIT 152

DEPARTMENT OF CORRECTIONS
9160 Cleveland Ste#101
Rancho Cucamonga, CA 91730



TO: JOSEPH SCISCENTO, DEPUTY SPECIAL PUBLIC DEFENDER
C/O MAXINE MILLER, INVESTIGATOR
309 SOUTH THIRD STREET
LAS VEGAS, NEVADA 89155-2316

RE: WHITE, JOHN LEE CDC# J02099

AFFIDAVIT

I, the undersigned, do hereby certify under the authority vested in me by the Director of Corrections, State of California, that I am the duly authorized custodian of records attached hereto and am authorized to certify such records.

I further certify that the attached are true and correct copies of the records in file in the Case Records South Office of the Parole and Community Services Division of the Department of Corrections.

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

Denise M. Duncan

Correctional Case Records Analyst ..

Attested this 25th day of April 2000

P&CSD 105

LEGAL STATUS SUMMARY TYPE--

SACCD

08/15/95 21:35

CDC NUMBER	NAME	ETHNIC	BIRTHDATE
J02099	WHITE, JOHN, LEE	BLA	
TERM STARTS	MAX REL DATE	MAX ADJ REL DT	CURRENT REL DT
01/18/1994	02/16/1997	02/16/1997	08/23/1995
BASE TERM	3/00 + ENHANCEMENTS	1/00 = TOTAL TERM	4/00 PAROLE PERIOD
			3 YRS

PRE-PRISON + POST SENTENCE CREDITS

CASE	P2900-5	P1203-3	P2900-1	CRC-CRED	MH-CRED	P4019	P2931	POST-SENT	TOT
SA014380	156	56				106		12	330

RCV DT/ COUNTY/	CASE/	SENTENCE DATE/
CNT OFF-CODE DESCRIPTION		

OFFENSE DATE

CONTROLLING PRINCIPAL & CONSECUTIVE (INCLUDES ENHANCEMENTS/OFFENSES):

---CONTROLLING CASE ---

1/18/1994	LA	SA014380	1/05/1994	
01 P212.5(B)		ROBBERY 2ND		06/08/1993
		(H)WPN		
		12022(A) ARM/A		
1YR PER P12022(A)(1)		CT1		

WTIP WAIVER	BEGINNING	CREDIT	TOTAL	TOTAL	NET
DATE	BALANCE	APPLIED	LOST	RESTORED	TOTAL
01/18/1994	524	543	0	0	543

CREDITS AUTO VESTED PER PC-2934 : 6

TRAN	DATE	END DATE	LOG NUMBER	RULE	VIOL	
TYPE				NUMBER	CAT	DAYS
ICG	08/04/1995	08/13/1995				10
ICG	08/14/1995	08/22/1995				9

TO BALANCE = 192 AS OF 08/22/1995

PRD IS 08/23/1995 BASED ON CREDIT APPLIED THRU 08/22/1995 AND WORK GROUP A1

CDC NUMBER 302077	NAME WHITE, JOHN	ETHNIC W	BIRTHDATE [REDACTED]
TERM STARTS 01/18/1994	MAX REL DATE 03/18/1997	MAX ADJ REL DT 02/16/1997	CURRENT REL DT 09/11/1995

DATE TERM 3/00 + ENHANCEMENTS 1/00 = TOTAL TERM 4/00 | PAROLE PERIOD 3 YRS

PRE-PRISON + POST SENTENCE CREDITS

CASE	P2200-5	P1203-3	P2900-1	CRC-CRED	NH-CRED	P4019	P2931	POST-SENT	TOT
SA014380	156	58				106		12	330

REC'D DT/ COUNTY/	CASE/	SENTENCE DATE/	OFFENSE DATE
CNT	OFF-CODE DESCRIPTION		

CONTROLLING PRINCIPAL & CONSECUTIVE (INCLUDES ENHANCEMENTS/OFFENSES):

CONTROLLING CASE --
 1/18/1994 LA SA014380 1/05/1994
 01 P213.5(3) ROBBERY 2ND 06/08/1993
 (H)WPN
 12022(A) ARM/A
 170 PER P12022(A)(1) CT1

WITIP WAIVER DATE	BEGINNING BALANCE	CREDIT APPLIED	TOTAL LOST	TOTAL RESTORED	NET TOTAL
01/18/1994	467	524	0	0	524

CREDITS AUTO VESTED PER PC-2934 : 6

TRAN TYPE	DATE	END DATE	LOG NUMBER	RULE NUMBER	VIOL CAT	DAYS
JCG	06/08/1995	08/03/1995				57

ITO BALANCE = 172 AS OF 08/03/1995

IPRD IS 08/23/1995 BASED ON CREDIT APPLIED THRU 08/03/1995 AND WORK GROUP A1

LEGAL STATUS SUMMARY TYPE D SACCO

06/12/95 22:11

CDC NUMBER	NAME	ETHNIC	BIRTHDATE
J02099	WHITE, JOHN, LEE	BLA	
TERM STARTS	MAX REL DATE	MAX ADJ REL DT	CURRENT REL DT
01/18/1994	02/16/1997	02/16/1997	11/07/1995
BASE TERM	3/00 + ENHANCEMENTS	1/00 = TOTAL TERM	4/00 PAROLE PERIOD
			3 YRS

PRE-PRISON + POST SENTENCE CREDITS							
CASE	P2900-5	P1203-3	P2900-1	CRC-CRED MH-CRED P4019	P2931	POST-SENT	TOT
SA014380	156	56		106		12	330

RECV DT/ COUNTY/	CASE/	SENTENCE DATE/	OFFENSE DATE
CNT OFF-CODE DESCRIPTION			

CONTROLLING PRINCIPAL & CONSECUTIVE (INCLUDES ENHANCEMENTS/OFFENSES):

--CONTROLLING CASE --

1/18/1994	LA	SA014380	1/05/1994	
01	P212.5(B)	ROBBERY 2ND		06/08/1993
		(H)WPN		
		12022(A) ARM/A		
1YR PER P12022(A)(1) CT1				

IWTIP WAIVER	BEGINNING	CREDIT	TOTAL	TOTAL	NET
DATE	BALANCE	APPLIED	LOST	RESTORED	TOTAL
01/18/1994	383	467	0	0	467

CREDITS AUTO VESTED PER PC-2934 : 6

TRAN	DATE	END DATE	LOG NUMBER	RULE	VIOL
TYPE				NUMBER	CAT DAYS
JCB	03/16/1995	06/07/1995			84

ETO BALANCE = 192 AS OF 06/07/1995

EPRD IS 08/23/1995 BASED ON CREDIT APPLIED THRU 06/07/1995 AND WORK GROUP A1

KCY1 D4787MVM

01/26/1994 AS OF 01/24/1994

WARD MOVEMENT AND STATUS CHANGE SUMMARY

YA NUMBER: D4787
NAME: WHITE JOHN LEE

10-08-1993 CONTRACT COMMITMENT
11-03-1993 SRCC
12-29-1993 DISCHARGE - CONTRACT

54

FOR PERMANENT RETENTION
IN CENTRAL FILE

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES
PROBATION OFFICER'S REPORT**

REPORT SEQUENCE NO. 1

DEFENDANT'S NAME(S) JOHN WHITE AKA: DEKO				COURT WEST-B	JUDGE NEIDORF	COURT CASE NO. SA014380
ADDRESS (IN CAR RELEASE) [REDACTED]				HEARING DATE (THURS) 8-26-93	DEFENSE ATTY.	PROSECUTOR
BIRTHDATE [REDACTED]	AGE 16	SEX MALE	RACE BLACK	DPO S. THOMPSON	AREA OFFICE SM--A02	PHONE NO. (310) 458-5488
CITIZENSHIP STATUS U.S.		DRIVER'S LICENSE/EXP. DATE		TYPE REPORT <input type="checkbox"/> Probation and sentence <input checked="" type="checkbox"/> Pre-Conviction (131.3 CCP) <input type="checkbox"/> Post sentence <input type="checkbox"/> Diversion (Specify) _____		
PROBATION NO. X- 1515667	CII NO. A10014785	BOOKING NO. 3565610				
DAYS IN JAIL THIS CASE <input checked="" type="checkbox"/> ESTIMATED 80 <input type="checkbox"/> VERIFIED		CUSTODY STATUS/RELEASE DATE REMANDED				

PRESENT OFFENSE: LEGAL HISTORY

CHARGED with the crimes of (INCLUDE PRIORS, ENHANCEMENTS OR SPECIAL CIRCUMSTANCES)

COUNT 1: 211 PC (2ND DEGREE ROBBERY) + SPECIAL ALLEGATION OF 12022(A)(1) PC.

CONVICTED of the crimes of (INCLUDE PRIORS, ENHANCEMENTS OR SPECIAL CIRCUMSTANCES)

PRE-PLEA INVESTIGATION.

CONVICTED BY	DATE OF CONVICTION/REFERRAL 8-9-93	COUNT(S) CONTINUED TO P & S FOR DISPOSITION NONE
PROPOSED PLEA AGREEMENT NONE		SOURCES OF INFORMATION PROBATION REFERRAL
DATE(S) OF OFFENSE 6-8-93		TIME(S) 1:40 P.M.
DEFENDANT: (SEE PRIOR RECORD SECTION)	<input type="checkbox"/> (JUVENILE) <input type="checkbox"/> SENTENCED TO STATE PRISON/COUNTY JAIL ON CASE <input checked="" type="checkbox"/> ON PROBATION <input type="checkbox"/> PENDING PROBATION VIOLATION <input type="checkbox"/> PENDING NEW CASE <input type="checkbox"/> ON PAROLE-REMAINING TIME _____	HOLD/WARRANT <input checked="" type="checkbox"/> YES <input type="checkbox"/> N

RECOMMENDATION:

PROBATION ☐ DENIAL ☒ DIAGNOSTIC STUDY ☐ CYA ☐ OTHER _____
 ☐ COUNTY JAIL ☒ 707.2 WIC
 ☐ STATE PRISON ☐ 1203.03 PC

- 1 -

75P7258-Prob. 195C (Rev. 8/91)

8
AA09969

1 PRESENT OFFENSE:
2 (CONTINUED)

SOURCES OF INFORMATION (this page)

(ARREST REPORT NOT PROVIDED W/PROBATION REFERRAL)

ARREST DATE	TIME	BOOKED AS	OFFENSE	LOCATION OF ARREST	ARRESTING AGENCY

CO-DEFENDANT(S)	CASE NO.	DISPOSITION
MICHAEL WALTON [REDACTED]	SA014380 (JUVENILE COURT) (JUVENILE COURT)	PENDING. -- --

12 ELEMENTS AND RELEVANT CIRCUMSTANCES OF THE OFFENSE:

13 THE DEFENDANT AND THREE ACCOMPLICES ENTERED
14 CEN-FED BANK AND COMMITTED AN ARMED ROBBERY.

15 ON JUNE 8TH, 1993, AT APPROXIMATELY 1:40 P.M.,
16 FOUR MALES ([REDACTED], WHITE, WALTON, AND [REDACTED]) ENTERED CEN-FED
17 BANK. [REDACTED], ARMED WITH A SEMI-AUTOMATIC HANDGUN, STATED, "THIS
18 IS A ROBBERY. EVERYONE GET DOWN!" [REDACTED] AND WHITE ADVANCED OVER
19 THE TELLER COUNTER. THEY ATTEMPTED TO OPEN THE LOCKED TELLER
20 DRAWERS. STACY [REDACTED], TELLER, GAVE [REDACTED] HER TELLER KEYS.
21 [REDACTED] REMOVED \$1,212. IN MISCELLANEOUS CURRENCY / BAIT MONEY.

22 WALTON AND [REDACTED] REMAINED IN THE LOBBY AREA.
23 WALTON MAINTAINED THEIR POSITION WITH THE USE OF A SAWED-OFF
24 SHOTGUN. HE ORDERED, "EVERYONE GET DOWN ON THE FLOOR!"

25 THEREAFTER, ALL FOUR SUBJECTS FLED IN A RYDER
26 MOVING VAN. OFFICERS WERE PROVIDED WITH A DESCRIPTION OF THE
27 VEHICLE. OFFICERS OBSERVED THE SUSPECTS' VEHICLE TRAVELING EAST-
28 BOUND ON THE 10 FREEWAY AT WASHINGTON BOULEVARD. OFFICERS ATTEMPTED

-2- (WHITE)

1 TO MAKE A VEHICLE STOP. WHITE, THE DRIVER OF THE VAN, REFUSED TO
2 COMPLY. A VEHICLE PURSUIT ENSUED. WHITE STOPPED THE VAN IN THE
3 VICINITY OF LA BREA AND COLISEUM. WALTON AND [REDACTED] FLED ON
4 FOOT. OFFICERS BINDER AND LEWIS TOOK [REDACTED] AND WHITE INTO CUSTODY.
5 OFFICERS SEARCHED THE IMMEDIATE AREA. WALTON AND [REDACTED] WERE
6 LOCATED AND TAKEN INTO CUSTODY. DURING THE PRE-BOOKING SEARCH,
7 DETECTIVE GRAYSON RECOVERED \$1,212. FROM [REDACTED] PANTS POCKET.
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

-3- (WHITE)

76C892G - PROB. 5A 1/92

VICTIM:

SOURCES OF INFORMATION (THIS PAGE)

SANDRA [REDACTED]

NAME		COUNT(S)	
CEN-FED BANK		COUNT I.	
INJURY: PROPERTY LOSS (TYPE / COST / ETC.)			
\$1,212. (RECOVERED)			
INSURANCE COVERAGE			
NO.			
LOSS: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	ESTIMATED LOSS NONE	RESTITUTION ALREADY MADE	APPLIED FOR VICTIM RESTITUTION FUND <input type="checkbox"/> UNK <input type="checkbox"/> YES <input type="checkbox"/> NO

VICTIM STATEMENT:

ON AUGUST 19TH, 1993, PROBATION OFFICER SPOKE WITH SANDRA [REDACTED], ASSISTANT MANAGER, CEN-FED BANK. THE TWO PRIMARY EMPLOYEES IMPACTED BY THE INSTANT MATTER WERE STACY [REDACTED] AND MS. [REDACTED]. [REDACTED] WAS UNABLE TO WORK FOR ONE WEEK. COUNSELING WAS PROVIDED BY CEN-FED BANK.

MS. [REDACTED] DESCRIBES THE ORDEAL AS VERY TRAUMATIC. AT THE TIME OF THE ROBBERY, SHE HID UNDER HER DESK. SHE WAS OBSERVED BY ONE OF THE SUSPECTS. AT GUNPOINT, HE ORDERED HER TO COME FROM UNDER HER DESK. SHE TRIED TO REMAIN CALM. YET, SHE WAS FRIGHTENED THAT HE WOULD BECOME AGITATED AND SHOOT HER. AFTER THE SUSPECTS LEFT THE BANK, SHE SOBBED UNCONTROLLABLY. (CONTINUED PAGE 5)

"VICTIM NOTIFIED PURSUANT TO SECTION 1191.3(B) PENAL CODE."

RESTITUTION	TOTAL NUMBER OF VICTIMS 1	ESTIMATED LOSS TO ALL VICTIMS NONE	VICTIM(S) NOTIFIED OF P&S HEARING <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
DOES DEFENDANT HAVE INSURANCE TO COVER RESTITUTION: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		INSURANCE COMPANY NAME/ADDRESS/TELEPHONE NO. N/A.	

-4- (WHITE)

VICTIM LIST CONTINUES NEXT PAGE

1 VICTIM STATEMENT (CON'T.):

2 IT WAS EXTREMELY DIFFICULT TO TESTIFY AT THE
3 PRELIMINARY HEARING. THE MERE SIGHT OF THE DEFENDANTS REKINDLED
4 HER FEAR. SHE WAS OVERCOME BY EMOTION AND INITIALLY, SHE WAS
5 UNABLE TO TESTIFY.

6 SHE ALSO MET WITH THE THERAPIST PROVIDED BY THE
7 BANK. FOR A WEEK AND A HALF, THE THERAPIST ASSISTED HER WITH
8 MANAGING HER FEELINGS. ALTHOUGH SHE WAS FUNCTIONING, SHE WAS
9 VERY DEPRESSED. SIMPLY DRIVING IN THE AREA WHERE THE DEFENDANTS
10 WERE APPREHENDED, MAKES HER NERVOUS.

11
12
13
14
15
16
17
18
19
20
21
22
23

-5- (WHITE)

76C892G - PROB. 5A 1/82

1 PRIOR RECORD:

SOURCES OF INFORMATION (THIS PAGE)

JUVENILE PROBATION RECORD (8-19-93),
- AND CLETS (8-13-93).

3 AKA'S:

JOHN LEE WHITE

4 JUVENILE HISTORY:

5 2-16-92

LAPD - 211 PC (ROBBERY: ARMED WITH DANGEROUS OR
DEADLY WEAPON), & 10851 VC (TAKING VEHICLE WITHOUT
OWNER'S CONSENT / VEHICLE THEFT) - DETAINED
PETITION. 2-19-92 PETITION SUSTAINED, CAMP-
COMMUNITY PLACEMENT.

8 1-4-93

LAPD - 12021(D) PC (HAVING HANDGUN ON PROBATION),
& 626.1(A) PC (POSSESS WEAPON / ETC. AT SCHOOL);
NON-DETAINED PETITION. 3-22-93, FOUND UNFIT.

10 4-10-93

LAPD - 23103 VC (RECKLESS DRIVING), & 10851(A) VC
(TAKING A VEHICLE W/OUT OWNER'S CONSENT); NON-
DETAINED PETITION - NO DISPOSITION.

12 (THIS ARREST WAS INCLUDED TO SHOW A PATTERN OF CRIMINALITY.)

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

-6- (WHITE)

1 PERSONAL HISTORY:

SOURCES OF INFORMATION (this page)

2 DEFENDANT.

3 SUBSTANCE ABUSE:

4 No record, indication, or admission of alcohol or controlled substance abuse.

5 X Occasional social or experimental use of ALCOHOL acknowledged.

6 X See below: Indication / admission of significant substance abuse problem.

7 Referred to Narcotic Evaluator ☐ Yes ☐ No Narcotic Evaluator's report attached

8 Additional Information

9
10 AT AGE 15, DEFENDANT BEGAN SMOKING MARIJUANA.
11 HE SMOKES MARIJUANA APPROXIMATELY FOUR TIMES A WEEK.
12
13
14
15
16
17
18
19
20

21 PHYSICAL / MENTAL / EMOTIONAL HEALTH:

22 No indication or claim of significant physical / mental / emotional health problem.

23 y See below: Indication / claim of significant physical / mental / emotional health problem.
24

25 Additional Information

26 DEFENDANT SUFFERS WITH ASTHMA. ALSO, HE HAS
27 LINGERING AFFECTS FROM A BROKEN ANKLE THAT HE SUFFERED ABOUT
28 FIVE YEARS AGO.
29

-7- (WHITE)

1 PERSONAL HISTORY:
2 (CONTINUED)

SOURCES OF INFORMATION (this page)

DEFENDANT.

3 RESIDENCE	4 TYPE RESIDENCE APARTMENT	5 LENGTH OF OCCUPANCY 2 YEARS	6 NO RENT / RENT -0-	7 RESIDES WITH/RELATIONSHIP GRANDMOTHER
8 RESIDENTIAL STABILITY LAST FIVE YEARS GOOD		9 CAME TO STATE / FROM NATIVE		10 CAME TO COUNTY / FROM NATIVE

Additional information

14 MARRIAGE / PARENTHOOD	15 MARITAL STATUS SINGLE / NO CHILDREN	16 NAME OF SPOUSE / PRESENT COHABITANT
17 LENGTH OF UNION	18 NO. OF CHILDREN THIS UNION	19 SUPPORTED BY
20 NO. PRIOR MARRIAGES / COHABITATIONS	21 NO. OF CHILDREN THESE UNIONS	22 SUPPORTED BY
23 NO. OF OTHER CHILDREN	24 SUPPORTED BY	

Additional information

26 FORMAL EDUCATION:

27 DEFENDANT COMPLETED THE 9TH GRADE. DEFENDANT
28 PURPORTS THAT HE ATTENDS THE YOUTH INTERVENTION PROGRAM.
HOWEVER, PROBATION OFFICER WAS INFORMED (CONTINUED PAGE 9)

-8- (WHITE)

1 FORMAL EDUCATION (CON'T.):
2 THAT THE DEFENDANT HAS NEVER BEEN ENROLLED IN THIS PROGRAM.
3 ADDITIONALLY, THE DEFENDANT'S GRANDMOTHER ACKNOWLEDGED THAT
4 THE DEFENDANT WAS NOT ATTENDING SCHOOL.
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

-9- (WHITE)

76C892G - PROB. 5A 1/92

1 PERSONAL HISTORY:
2 (CONTINUED)

SOURCES OF INFORMATION (this page)

DEFENDANT.

EMPLOYMENT STATUS	<input type="checkbox"/> EMPLOYED	REFERRED TO WORK FURLOUGH	EMPLOYER AWARE OF PRESENT OFFENSE	
	<input checked="" type="checkbox"/> UNEMPLOYED	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> YES <input type="checkbox"/> NO
PRESENT/LAST EMPLOYER / ADDRESS / PHONE		OCCUPATION	PERIOD OF EMPLOYMENT	GROSS MONTHLY WAGE
<input type="checkbox"/> VERIFIED <input type="checkbox"/> UNVERIFIED		EMPLOYMENT STABILITY LAST 3 YEARS		TYPES OF PREVIOUS EMPLOYMENT

Additional information

DEFENDANT DOES NOT HAVE A WORK HISTORY.

FINANCIAL STATUS	INCOME STABILITY N/A		NET MONTHLY INCOME	
PRIMARY INCOME SOURCE	SECONDARY INCOME SOURCE(S)	EST. TOTAL ASSETS	EST. TOTAL LIABILITIES	
		NONE	NONE	
MAJOR ASSETS / ESTIMATED VALUE				
NONE.				
MAJOR LIABILITIES / ESTIMATED AMOUNT (MONTHLY)				
NONE.				

Additional information

GANG ACTIVITY

☒ YES ☐ NO

Name of Gang (PLEASE SEE NEXT PAGE)

-10- (WHITE)

GANG ACTIVITY (CON'T.):

AT AGE 14, DEFENDANT BECAME A MEMBER OF 62 BRIM
(BLOODS). HIS MONIKER IS "DEKO."

-11- (WHITE)

76C692G - PROB. 5A 1/92

1 DEFENDANT'S STATEMENT:

2 IN AS MUCH AS THIS IS A PRE-PLEA REPORT, DEFENDANT
3 WAS NOT INTERVIEWED REGARDING THE FACTS OF THE PRESENT OFFENSE.

4 INTERESTED PARTIES:

5 ON AUGUST 17TH, 1993, PROBATION OFFICER CONTACTED
6 INVESTIGATING OFFICER LICATA, (213) 485-0780. DURING THE JUVENILE
7 PROCEEDINGS, THE DEFENDANTS WERE JOKING AND PLAYING AROUND.
8 THE COURT HAD TO ADMONISH THEM. THEY HAVE BEEN MORE SUBDUED
9 FOR THE ADULT PROCEEDINGS. NEVERTHELESS, THEY HAVE NOT DISPLAYED
10 ANY REMORSE. THE VICTIMS HAVE BEEN EXTREMELY TRAUMATIZED.
11 TWO EMPLOYEES REQUIRED COUNSELING. WHILE TESTIFYING IN COURT,
12 ONE EMPLOYEE BEGAN TO CRY.

13 THE DEFENDANT IS A GANG MEMBER. OLDER GANG MEMBERS
14 RECRUIT YOUNGER GANG MEMBERS TO COMMIT CRIMES. IT IS WITH THE
15 BELIEF THAT THE COURT WILL BE MORE LENIENT ON A JUVENILE. HOWEVER,
16 DUE TO THE DEFENDANT'S CRIMINAL SOPHISTICATION AND THE SERIOUSNESS
17 OF THE OFFENSE, THE DEFENDANT SHOULD BE ORDERED TO STATE PRISON.

18 JANE EDWARDS, THE DEFENDANT'S GRANDMOTHER, WAS
19 INTERVIEWED IN REGARD TO THE INSTANT MATTER. SHE DID NOT KNOW
20 ANY OF THE PARTICULARS REGARDING THE OFFENSE.

21 SINCE 1984, THE DEFENDANT HAS LIVED WITH HER.
22 SHE DOES NOT HAVE ANY CONTROL OVER HIM. HE IS DIFFICULT AND
23 UNCOOPERATIVE AT HOME. HE WILL NOT ATTEND SCHOOL. ALTHOUGH

-12- (WHITE)

78C892G - PROB. 5A 1/92

1 SHE IS AWARE THAT THE DEFENDANT IS A GANG MEMBER, SHE CANNOT
2 CONFIRM OR DENY THAT HE USES NARCOTICS.

3 CONDUCT UNDER SUPERVISION:

4 ACCORDING TO THE SUPERVISION OFFICER OF RECORD
5 ON FEBRUARY 28TH, 1992, THE DEFENDANT RECEIVED CAMP-COMMUNITY
6 PLACEMENT. IN AUGUST OF 1992, THE DEFENDANT WAS RELEASED FROM
7 CAMP KILPATRICK. THE DEFENDANT PERFORMED SATISFACTORILY IN
8 CAMP. PRIOR TO THE DEFENDANT'S CONFINEMENT IN CAMP, HIS
9 PERFORMANCE UNDER PROBATION SUPERVISION WAS MARGINAL TO UNSATIS-
10 FACTORY. THE DEFENDANT WAS NOT ATTENDING SCHOOL. HE CONTINUED
11 TO HAVE ADVERSE CONTACT WITH LAW ENFORCEMENT AND HE WAS
12 UNCONTROLLABLE AT HOME.

13 THE DEFENDANT APPEARS TO BE IN VIOLATION OF
14 CONDITIONS OF PROBATION. HE WAS ORDERED TO OBEY ALL LAWS AND
15 OBEY PARENTS, PROBATION OFFICER, SCHOOL OFFICIALS AND CAMP STAFF.
16 HE WAS FURTHER ORDERED NOT TO ENGAGE IN ANY TYPE OF DELINQUENT
17 BEHAVIOR. DEFENDANT WAS NOT TO ASSOCIATE WITH ANYONE DISAPPROVED
18 OF BY HIS PARENT OR PROBATION OFFICER. HE WAS FURTHER ORDERED
19 NOT TO PARTICIPATE IN ANY TYPE OF GANG ACTIVITY.

20 EVALUATION:

21 THE DEFENDANT'S CRIMINAL SOPHISTICATION HAS
22 ESCALATED. ALSO, THE FREQUENCY OF CRIMINAL ACTIVITY HAS INCREASED.
23 HE DOES NOT HAVE ANY RESPECT FOR AUTHORITY AND/OR ADULTS.

-13- (WHITE)

1 REHABILITATIVE EFFORTS HAVE FAILED. CAMP-COMMUNITY PLACEMENT
2 AND HOME ON PROBATION HAVE PROVEN INEFFECTIVE IN MODIFYING HIS
3 DEVIANT BEHAVIOR. HE IS DEFINITELY CONSIDERED A THREAT TO SOCIETY.
4 THERE IS NOT ANY INDICATION THAT HE IS REMORSEFUL. FOR THE
5 SAFETY AND WELFARE OF THE COMMUNITY, PROBATION IS NOT CONSIDERED
6 APPROPRIATE IN THE INSTANT MATTER.

7 IF THE DEFENDANT IS FOUND GUILTY, IT APPEARS THAT
8 HE IS INELIGIBLE FOR COMMITMENT TO THE CALIFORNIA YOUTH AUTHORITY.
9 HOWEVER, IT IS MANDATED THAT HE BE DIAGNOSED BY THE CALIFORNIA
10 YOUTH AUTHORITY PURSUANT TO SECTION 707.2 WELFARE & INSTITUTIONS
11 CODE. IF THE DEFENDANT IS FOUND INELIGIBLE FOR COMMITMENT, DUE
12 TO HIS AGE, THE COURT MAY WISH TO CONSIDER HOUSING THE DEFENDANT
13 AT THE CALIFORNIA YOUTH AUTHORITY UNDER A STATE PRISON COMMITMENT.

14 SENTENCING CONSIDERATIONS:

15 THE DEFENDANT IS INELIGIBLE FOR PROBATION PURSUANT
16 TO SECTION 1203(E)(2) PENAL CODE, UNLESS THE COURT DETERMINES
17 THIS IS AN UNUSUAL CASE.

18 CIRCUMSTANCES IN AGGRAVATION:

- 19 1. THE CRIME INVOLVED GREAT VIOLENCE, GREAT BODILY
20 HARM, THREAT OF GREAT BODILY HARM, OR OTHER
21 ACTS DISCLOSING A HIGH DEGREE OF CRUELTY,
22 VICIOUSNESS OR CALLOUSNESS.
23 2. THE PLANNING, SOPHISTICATION OR PROFESSIONALISM
WITH WHICH THE CRIME WAS CARRIED OUT, OR OTHER
FACTS, INDICATE PREMEDITATION.

-14- (WHITE)

1 3. THE DEFENDANT'S PRIOR ADJUDICATIONS OF COMMISSION
2 OF CRIMES AS A JUVENILE ARE NUMEROUS OR OF
INCREASING SERIOUSNESS.

3 4. THE DEFENDANT WAS ON PROBATION WHEN HE COMMITTED
4 THE CRIME.

5 5. THE DEFENDANT'S PRIOR PERFORMANCE ON PROBATION
6 WAS UNSATISFACTORY.

7 CIRCUMSTANCES IN MITIGATION:

8 NONE.

9 WITH THE PRESENCE OF ONLY AGGRAVATING CIRCUMSTANCES
10 IN THIS MATTER, AND IF THE DEFENDANT IS SENTENCED TO STATE PRISON,
11 THE HIGH-BASE TERM SHOULD BE IMPOSED.

12 RECOMMENDATION:

13 IF CONVICTED, IT IS RECOMMENDED THAT THE DEFENDANT
14 BE COMMITTED TO THE CALIFORNIA YOUTH AUTHORITY FOR DIAGNOSIS
15 AND RECOMMENDATION PURSUANT TO SECTION 707.2 OF THE WELFARE AND
16
17
18
19
20
21
22
23

-15- (WHITE)


76C892G - PROB. 5A 1/82

1 INSTITUTIONS CODE.

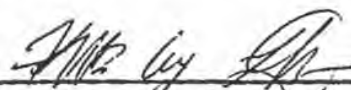
2 RESPECTFULLY SUBMITTED,

3 BARRY J. NIDORF,
4 PROBATION OFFICER

5 BY

6 
7 SHARON THOMPSON, DEPUTY
8 SANTA MONICA AREA OFFICE
9 TELEPHONE (310) 458-5488

10 READ AND APPROVED:

11 
12 NANCY BLOCK, SDPO
13 TELEPHONE: (310) 458-5465

14 (SUBMITTED 8-19-93)
15 (TYPED 8-24-93)
16 ST:LJN (8)

I HAVE READ AND CONSIDERED
THE FOREGOING REPORT OF THE
PROBATION OFFICER.

JUDGE OF THE SUPERIOR COURT

17 IF PROBATION IS GRANTED, IT IS RECOMMENDED
18 THAT THE COURT DETERMINES THE DEFENDANT'S ABILITY TO PAY COST OF
19 PROBATION SERVICES PURSUANT TO SECTION 1203.1(B) PENAL CODE.
20 COST OF PRE-SENTENCE INVESTIGATION & PRE-SENTENCE REPORT: \$401.00.
21 COST OF SUPERVISION: \$27.00.

22 SHOULD PROBATION BE GRANTED IN THIS MATTER,
23 THE CASE WILL BE ASSIGNED TO THE CENTINELA AREA OFFICE.

-16- (WHITE)

76C892G - PROB. SA 1/92

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES**

NAME LAST-FIRST-MIDDLE WHITE, JOHN		COURT DATE 8-26-93
PROB NO X- 1515667	COURT NO SA014380	

RECOMMENDED TERMS AND CONDITIONS OF PROBATION/TERMS OF DIVERSION

- 1 ☒ SPEND FIRST 365 DAYS ~~XXXXXX~~ IN COUNTY JAIL. ☐ NOT TO BE ELIGIBLE FOR COUNTY PAROLE
☐ WORK FURLOUGH PROGRAM RECOMMENDED
- 2 ☐ PAY A FINE OF \$ _____ PLUS PENALTY ASSESSMENT (1464 P.C. & 76000 P.C.) THROUGH THE PROBATION OFFICER.
- 3 ☐ PAY \$ _____ LAB FEE PURSUANT TO 113725 NBS CODE (\$50 FOR EACH NBS VIOLATION) THROUGH THE PROBATION OFFICER.
- 3 ☐ PAY RESTITUTION TO THE VICTIM(S) PURSUANT TO 1203.04 P.C. IN AMOUNT OF \$ _____ IN AMOUNT AND MANNER AS INSTRUCTED BY THE PROBATION OFFICER, INCLUDING A SERVICE CHARGE PER 1203.1 P.C. MINIMUM PAYMENT OF RESTITUTION TO \$ _____ PAY \$ _____ TO THE RESTITUTION FUND PER 1203.04 P.C. IN AMOUNT AND MANNER AS INSTRUCTED BY THE PROBATION OFFICER.
- 4 ☒ PAY \$ 200. RESTITUTION FEE PURSUANT TO 13967(d) P.C. TO THE PROBATION OFFICER.
- 5 ☐ ~~STATED WHEN DEFENDANT PAYS RESTITUTION AND IF RESTITUTION IS PAID IN FULL, STAY SHALL BE PERMANENT TO~~
AMOUNT TO INCLUDE A SERVICE CHARGE IN THE AMOUNT OF \$ _____ PER SECTION 13967(d) P.C.
- 5 ☐ NOT DRINK OR POSSESS ANY ALCOHOLIC BEVERAGE AND STAY OUT OF PLACES WHERE THEY ARE THE CHIEF ITEM OF SALE
- 6 ☐ NOT USE OR POSSESS ANY NARCOTICS, DANGEROUS OR RESTRICTED DRUGS OR ASSOCIATED PARAPHERNALIA, EXCEPT WITH VALID PRESCRIPTION, AND STAY AWAY FROM PLACES WHERE USERS, BUYERS OR SELLERS CONGREGATE.
- 7 ☐ NOT ASSOCIATE WITH PERSONS KNOWN BY YOU TO BE NARCOTIC OR DRUG USERS OR SELLERS.
- 8 ☐ SUBMIT TO PERIODIC ANTI-NARCOTIC TESTS/ALCOHOL TESTS AS DIRECTED BY THE PROBATION OFFICER OR ANY OTHER PEACE OFFICER.
- 9 ☐ HAVE NO BANK CHECKS IN POSSESSION. NOT WRITE ANY PORTION OF ANY CHECKS, AND, NOT HAVE BANK ACCOUNT UPON WHICH YOU MAY DRAW CHECKS. NOT USE OR POSSESS OR APPLY FOR ANY CREDIT OR ATM CARD.
- 10 ☒ NOT ASSOCIATE WITH: STAY AWAY FROM KNOWN GANG MEMBERS.
- 11 ☒ COOPERATE WITH PROBATION OFFICER IN A PLAN FOR COUNSELING.
- 12 ☐ SUPPORT DEPENDENTS AS DIRECTED BY PROBATION OFFICER
- 13 ☒ SEEK AND MAINTAIN TRAINING, SCHOOLING OR EMPLOYMENT AS APPROVED BY PROBATION OFFICER
- 14 ☒ KEEP PROBATION OFFICER ADVISED OF YOUR RESIDENCE AT ALL TIMES
- 15 ☐ SURRENDER DRIVER'S LICENSE TO CLERK OF COURT TO BE RETURNED TO DEPARTMENT OF MOTOR VEHICLES
- 16 ☐ NOT DRIVE A MOTOR VEHICLE UNLESS LAWFULLY LICENSED AND INSURED
- 17 ☐ NOT OWN, USE OR POSSESS ANY DANGEROUS OR DEADLY WEAPONS.
- 18 ☒ SUBMIT YOUR PERSON AND PROPERTY UNDER YOUR CONTROL TO SEARCH OR SEIZURE AT ANY TIME OF THE DAY OR NIGHT BY ANY PROBATION OFFICER OR OTHER PEACE OFFICER WITH OR WITHOUT A WARRANT OR PROBABLE CAUSE
- 19 ☒ OBEY ALL LAWS. OBEY ALL ORDERS, RULES AND REGULATIONS OF THE PROBATION DEPARTMENT AND OF THE COURT
- 20 ☐ USE ONLY YOUR TRUE NAME, STATED TO BE _____
- 21 ☒ REPORT TO PROBATION OFFICER UPON RELEASE FROM CUSTODY WITHIN 24 HOURS.
- 22 ☐ IF YOU LEAVE THE COUNTRY, YOU SHALL NOT REENTER THE UNITED STATES ILLEGALLY. IF YOU DO RETURN, REPORT TO THE PROBATION OFFICER WITHIN _____ AND PRESENT DOCUMENTATION WHICH PROVIDES YOU ARE IN THE UNITED STATES LEGALLY
- ☐ ADDITIONAL CONDITIONS OF PROBATION: _____

RECOMMENDATION OTHER THAN TERMS AND CONDITIONS OF PROBATION

- ☒ COST OF PROBATION SERVICES: IF PROBATION IS GRANTED, IT IS RECOMMENDED THAT THE COURT DETERMINE DEFENDANT'S ABILITY TO PAY COST OF PROBATION SERVICES PURSUANT TO SECTION 1203.16 PENAL CODE.
- ☒ COST OF INCARCERATION: IF PROBATION IS GRANTED, IT IS RECOMMENDED THAT THE COURT DETERMINE DEFENDANT'S ABILITY TO PAY COST OF INCARCERATION PURSUANT TO SECTION 1203.16 PENAL CODE.

DEPARTMENT OF THE YOUTH AUTHORITY

SOUTHERN RECEPTION CENTER AND CLINIC

13200 SOUTH BLOOMFIELD AVENUE
NORWALK, CA 90650

(310) 868-9979

AMENABILITY DETERMINATION

Judge: Honorable Richard Neidorf

Defendant: WHITE, John Lee

DOB: [REDACTED]

Court No.: SA01438

DP#: 4787

REASON FOR REFERRAL

John Lee White was referred by the Superior Court, County of Los Angeles, on September 17, 1993, for an evaluation and report concerning his amenability to the training and treatment offered by the Youth Authority. (Section 707.2, Welfare and Institution Code).

PROCEDURE

This report has been prepared after study of the defendant by members of an interdisciplinary team and review of the following documents:

Court Referral dated: September 17, 1993.

Probation Report dated: August 26, 1993.

Key participants in this process then shared the results of their evaluations through a staffing. The amenability determination contained in this report is the Youth Authority's finding concerning whether the defendant can be materially benefited by training and treatment that may be provided by the Department.

AMENABILITY DETERMINATION FINDINGS (Cont'd)
WHITE, John Lee, D4787

Findings concerning amenability are based on the guidelines contained in Title 15, California Administrative Code 4157 and 4168, as follows:

1. A person is amenable when there is a reasonable possibility that his likelihood to commit criminal behavior can be significantly reduced or eliminated within the confinement time and jurisdiction time available. These questions are considered when making this judgment: (a) does that person have the capacity to change, and (b) is the person's criminal behavior so firmly established that there is little likelihood that it can be changed by commitment to the Youth Authority.
2. A person is amenable when there is a reasonable possibility that his criminal behavior would be exacerbated more by the other disposition alternatives available to the court when compared with the likely outcome if committed to the Youth Authority.

EVALUATION

John Lee White has been referred to the California Youth Authority from Los Angeles County Superior Court for a diagnostic evaluation to determine his amenability to treatment and training services provided by the California Youth Authority. The defendant has pled guilty to the charge of second degree robbery/principal armed with a shotgun. According to the probation/police report, the defendant participated in a fairly sophisticated bank robbery. Apparently, the robbery was pre-arranged by an older fellow gang member who supplied the defendant and his co-offenders with a rented getaway vehicle and a weapon. The defendant claims he participated in the bank robbery because he was afraid he would be labeled a "coward" if he had refused to go along with the plans to commit the robbery with his co-offenders. The offense was a very serious act that could have resulted in serious injuries or death to numerous victims. Nevertheless, the defendant has expressed a willingness to change his anti-social behavior, which suggests he would be tractable.

AMENABILITY DETERMINATION FINDINGS (Cont'd)
WHITE, John Lee, D4787

The suggestion of tractability is supported by the clinical team. The defendant is assessed as a young man of average intelligence who accepts his role in the instant offense. The defendant has expressed a willingness to change and shows some limited insight into his behavior. He does not appear to be totally entrenched in his anti-social behavior and value system. He displays some motivation to change in overcoming his delinquent behavior. The prognosis for the defendant appears to be guarded, but, with extensive counseling and training, it may improve to favorable.

According to Dr. Harold H. Kates, MD., Staff Psychiatrist, "In summary, although the minor's past history is inconsistent with interest in educational or vocational pursuits, he may, at this time, benefit from educational and vocational programs at the Youth Authority, as well as avoiding the negative influence of older, hardcore criminals in an alternate facility at this juncture."

According to Diane Lubeck, LCSW, Parole Agent I, "Given the current Superior Court charges, California Youth Authority jurisdiction over John's case would extend to age twenty-five. John appears to be capable of materially benefiting from California Youth Authority programs of continuing education, counseling, and participation in work experience/vocational training. Commitment to the California Youth Authority, as opposed to housing in the California Youth Authority pursuant to Section 1731.5(c) WIC, would require John to appear before the Youthful Offender Parole Board on an annual basis to assess his progress in program and to assess his readiness for parole. Sufficient time remains in the jurisdiction and confinement time available to effect needed attitudinal and behavioral changes."

The unit staff reports that the defendant has made a satisfactory adjustment to the living unit program. The defendant has been observed as getting along well with staff and other youths and experiencing no significant problems following and understanding instructions. The defendant is viewed as being somewhat immature, impressionable, impulsive, and a follower.

It is the impression of the clinical team that the defendant has the mental and physical capacity to benefit from rehabilitation. The defendant has displayed some remorse for his anti-social behavior, and it is felt that he has some motivation to change. The prognosis appears to be favorable, if treatment is provided.

It is concluded that there is a reasonable possibility that the defendant's likelihood to commit criminal behavior can be significantly reduced or eliminated within the confinement time and jurisdiction time available.

<4>

AMENABILITY DETERMINATION FINDINGS (Cont'd)
WHITE, John Lee, D4787

The defendant has been described as an impulsive, impressionable, immature, and easily manipulated young man who would be vulnerable to the influences of older and more criminally sophisticated, as well as aggressive, individuals.

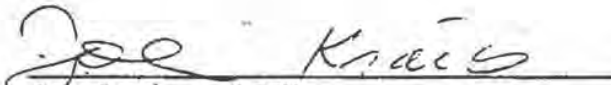
In view of the above, there is a reasonable possibility that the defendant's criminal behavior would be exacerbated more by the other disposition alternatives available to the court.

FINDING

John Lee White is amenable to the treatment and training offered by the California Youth Authority.

Date: December 28, 1993

For the Youth Authority:


Joe Kraics, LCSW
Supervising Casework Specialist I

jar

INTRODUCTION

John Lee White is a sixteen year-old African-American male convicted in Los Angeles County Superior Court of charges of second degree robbery/principal armed with a shotgun. John is an unfit juvenile. He has been referred to the California Youth Authority for a diagnostic evaluation to determine his amenability to training and treatment services offered by the California Youth Authority.

According to the accompanying probation report, John and three co-offenders entered the Sanfed Bank and committed an armed robbery.

John has a prior record of arrests for armed robbery, possession of a weapon on school grounds, and unlawful taking of a motor vehicle. He has had the benefit of probation supervision in the community and one previous commitment to junior probation camp. John is an admitted gang member (62 Brim Bloods Gang). John became a gang member at age fourteen. His moniker is "Deko." John's gang activity has interfered with his ability to attend school on a regular basis. He has become increasingly dependent on his gang for most of his social activities. According to John, the bank robbery was arranged by an older fellow gang member who supplied the boys with a rented getaway vehicle and a weapon. John stated he committed the bank robbery even though he knew it was wrong because he did not want to get a "jacket" as a coward with the other gang members. Her also stated that, if he had declined to go along with the plan to rob the bank, he would have been punished by his fellow gang members.

John's previous performance on a grant of juvenile probation was considered marginal to unsatisfactory, noting that he was not attending school, continued to have contact with law enforcement, and was out of control at home.

John does not appear to have benefited from efforts on his behalf by the courts and the probation department.

SOCIAL HISTORY

FAMILY BACKGROUND

John is one of three children born to his mother. John's natural parents were never married and John's natural father, Michael Walton, is deceased. John stated he last saw his natural father when he was six years old. John and his two sisters (ages fourteen and nine) have resided with his maternal grandmother and grandfather for most of their lives. According to John, his mother is a cocaine addict who cannot care for herself or her children and who has a history of arrests. John's grandmother has stated that she cannot control John at home, noting that he is difficult and

WHITE, John Lee

D4787

SRCC

SOCIAL HISTORY

uncooperative and that he will not attend school. John's grandmother is aware that John is a gang member, although she cannot confirm or deny that he used narcotics. (John admitted that he used marijuana on a daily basis.) John denied a history of abuse or neglect in his grandparents' home. He believes his grandmother will allow him to return to her home when he is referred to parole. However, John stated that his grandparents are not visiting him during the time he is incarcerated and he doubts he will have any contact with them throughout his custody time.

PEER ASSOCIATES

John has admitted to membership in the "62 Brims (Bloods) Gang." He has been a gang member since age fourteen. John is heavily dependent upon his gang. His gang has become a sort of extended family. John's loyalty to his gang exceeds his obligation to obey the law or to abide by his grandparents' efforts to supervise or structure his behavior. In the instant offense, John would rather have risked death or jail than to have appeared cowardly to his fellow gang members.

COMMUNITY BACKGROUND

Records reflect that John was born and raised in Los Angeles, California. His grandparents live in an inner-city neighborhood noted for high rates of crime, gang activity, and drug trafficking.

ACADEMIC EDUCATION

Probation records indicate that John last completed the ninth grade. John admitted to chronic truancy. He claimed that pressure from rival gang members have interfered with his ability to attend school on a regular basis. John's grandmother has indicated that John refused to attend school.

Academic testing at the Southern Reception Center and Clinic reveals that John is reading at the 6.4 grade-level, performing math at the 4.7 grade-level, and understanding language at the 3.3 grade-level, for an overall total battery for basic academic skills equivalent to a 4.9 grade-level.

John denied he has ever been a special education student. Apparently, his poor academic showing is the result of infrequent attendance in a regular school program.

WHITE, John Lee

D4787

SRCC

SOCIAL HISTORY

VOCATIONAL EDUCATION/WORK EXPERIENCE

John's only work experience has been selling candy. He has yet to set vocational goals for himself. His response to the vocational interest and aptitude assessment reveals an interest in mechanics. In whatever program John is eventually placed, he would benefit from participation in work experience/vocational training and employability skills training.

ALCOHOL/DRUG USE AND ABUSE

John admitted to the use of marijuana on a daily basis. Probation records also indicate that John drank alcohol occasionally. John stated he believes he was able to conceal his drug use from his grandmother by using eye drops so she would not observe his eyes being red. He denied he was under the influence of drugs or alcohol when he committed the instant offense.

CORRECTIONAL EXPERIENCE

John was initially arrested on February 20, 1992 by the Los Angeles Police Department on charges of armed robbery. The petition was sustained on February 20, 1992 and John was ordered to the probation department's camp community placement program. According to John, he spent seven months in Camp Kilpatrick. Probation records indicate that John performed satisfactorily in the camp community placement program. However, once he was released back into the community, John was not attending school; he continued to have contacts with law enforcement; he continued to associate with gang members; and he continued to defy his grandparents' efforts to supervise him.

On January 4, 1993, John was arrested by the Los Angeles Police Department and charged with being in possession of a weapon on school grounds. John claimed this was a case of mistaken identity and that he was not in possession of a weapon.

On April 10, 1993, John was arrested and charged with reckless driving and unlawful taking of a motor vehicle. John's story is that a friend of his let him drive a stolen car. John denied he knew the vehicle was stolen.

WHITE, John Lee

D4787

SRCC

SOCIAL HISTORY

<4>

From the records, it appears that John's criminal activity is increasing in frequency and severity. Camp community placement and home on probation have proven ineffective in modifying his behavior. The instant offense is extremely serious. The victims were severely traumatized and it is a matter of pure luck that no one was injured. John does not appear to have any guilt, concern, or remorse regarding his behavior. In fact, he claimed that, although he knew robbing banks was wrong, he did not consider it serious.

SELF PERCEPTIONS

John does not regard himself as a danger to the community. He does not believe he is as seriously delinquent as his record would indicate. According to John, he did not believe participating in a bank robbery was a "serious" crime and, furthermore, he believed he and his co-offenders would be successful in getting away. He related that he went along with the robbery because he did not want the other gang members to think he was a coward. He acknowledged that he gave no thought to the possibility that the victims might be injured or traumatized or that he himself may have been injured during the arrest procedure. John believes that an appropriate disposition in his case would be commitment to the California Youth Authority. He believes he would benefit from participation in a California Youth Authority program of continuing education, counseling, and work experience or vocational training. John believes that what he needs most to turn his life around is to be given "another chance."

CLINICAL IMPRESSIONS

In the clinical interview, John Lee White was polite, cooperative, and respectful. He is a thin, small young man who appears to be even younger than his stated chronological age of sixteen. John is an inarticulate, quiet, and shy-appearing individual who demonstrates marked immaturity. John does not impress as highly sophisticated or hardcore in a criminal sense. Rather, he impresses as a careless, naive, passive, and easily led young man. Needless to say, John's judgment is extremely poor. John's immaturity, poor judgment, and dependence upon his gang have combined to make him a dangerous individual in the community. He does not appear to understand or appreciate the serious nature of the charges against him. John acknowledges that he knew what he was doing was wrong, but that he went along anyway because he did not want to disappoint his co-offenders.

WHITE, John Lee

D4787

SRCC

SOCIAL HISTORY

<5>

John's pattern of behavior is common to many delinquent youths. Coinciding with the onset of adolescence, John joined a youth gang, began to ditch school and defy authority, and involved himself in repeated violations of the rights and property of others. Probation supervision in the community and referral to the probation department's camp community placement program have proved ineffective. John appears to be content to drift aimlessly through life in a hedonistic fashion seizing whatever opportunity comes up, including criminal activity, with no thought of the consequences. He has made little to no effort to obtain job skills or to prepare himself to live independently as an adult. John's immaturity and need for approval from older gang members have led directly to his involvement in the instant offense.

John does not appear to be an appropriate candidate for commitment to state prison. He is, after all, only sixteen years old. There have been minimal prior rehabilitative efforts. John's small stature, immaturity, and passive nature would make him a vulnerable target for older, more hardcore inmates in a state prison setting.

Given the current Superior Court charges, California Youth Authority jurisdiction over John's case would extend to age twenty-five. John appears to be capable of materially benefiting from California Youth Authority programs of continuing education, counseling, and participation in work experience/vocational training. Commitment to the California Youth Authority, as opposed to housing in the California Youth Authority pursuant to Section 1731.5(c) WIC, would require John to appear before the Youthful Offender Parole Board on an annual basis to assess his progress in program, and to assess his readiness for parole. Sufficient time remains in the jurisdiction and confinement time available to effect needed attitudinal and behavioral changes.

Date: December 20, 1993

Approved

By: Joe Kraics
Joe Kraics, LCSW,
Supv. Casework Specialist I

Prepared

By: Diane Lubeck
Diane Lubeck, LCSW
Parole Agent I

jar

WHITE, John Lee

D4787

SRCC

SOCIAL HISTORY

PSYCHIATRIC EVALUATION

REASON FOR REFERRAL

This evaluation is part of a court-ordered 90-day diagnostic study. Defendant was informed of my identity and the purpose of the interview. He was, furthermore, told that the information he provided me might be used in the report, and could have significant bearing on the disposition of his case.

PRIOR PSYCHIATRIC/PSYCHOLOGICAL EVALUATIONS

No prior psychiatric evaluation was recorded in the file.

METHOD OF EVALUATION

One-hour clinical interview with the defendant and review of records in file, including the Probation Officer's Report.

BACKGROUND INFORMATION

Family and background information are detailed in the social history (q.v.). Briefly, according to the defendant, he was born and raised in the Los Angeles area. He is the oldest of three children. He has two younger sisters, ages 11 and 14. The defendant stated that his parents separated when he was 7 years old. He said that presently he has no contact with his mother or father, and does not know where they are living. According to the referral documents, his mother lost custody of the minor, due to her drug usage (rock cocaine).

At the time of his arrest, he said that he was living with his grandmother, grandfather, and two younger siblings. He said that his grandfather is a retired security guard. When asked about conflicts with his grandparents, he said that problems at home relate to his not going to school, and staying out with gang members from 24 hours up to three days. His grandmother had stated that she "does not have any control over him. He is difficult and uncooperative at home. He will not attend school." She had also stated that she was aware that the defendant is a gang member.

According to the defendant, he completed the 9th grade while in camp. He said that he was not attending school at the time of his arrest "because I had too many enemies (gang related)." He said that he had been expelled from school in the 8th grade for truancy. He was not employed and has no work history. Medical history is unremarkable, except for bronchial asthma since early childhood for which he is taking Theodor, and some residual effects of a fractured ankle sustained when he was 9 or 10 years old.

When asked about the use of drugs or alcohol, he stated that he "tried beer last year--didn't like it. Was using marijuana for 6 or 7 months, about 3 times a week." According to the information in the Fitness Report, he had told

WHITE, John

D4787

SRCC

PSYCHIATRIC EVALUATION

the Probation Officer that he began smoking marijuana when he was 15 years old and uses marijuana approximately 4 times a week. When asked about gang-related activity, he stated that he was in a "Bloods gang" for two years prior to his arrest, adding that he was "jumped in," when he was 14 years old. He described it as a "very big gang." When asked about gang activities, he replied, "Don't know." He said that his gang moniker is "Deko." When asked what his moniker means, he also replied, "I don't know."

When asked about prior offenses, the minor said that he had only one prior offense, when he was 15 years old, for robbery, for which he went to camp for several months. According to his juvenile record, the minor has had three prior offenses. He was arrested when he was 14 years old for armed robbery, (vehicle theft) for which he was ordered to CCP. When he was 15 years old, he was again arrested for having a handgun on probation and possession of a weapon at school for which he was also ordered to CCP. About 3 months later (about 4 months prior to the instant offense), he was arrested for reckless driving and taking a vehicle without owner's consent.

The current offense occurred when the defendant was 16 years old. He was charged with armed robbery involving the use of a shotgun. According to the Probation Officer's Report submitted 8-19-93, the defendant and three accomplices entered Cen-Fed Bank. . . armed with a semi-automatic handgun and a sawed-off shotgun at about 1:40 p.m., and announced: "This is a robbery. Everyone get down!" When asked about the circumstances of the bank robbery, he replied that it was not gang related, stating, "I robbed a bank--don't want to talk about it because I want to forget about it."

MENTAL STATUS EXAMINATION

The defendant is a 16-year-old Black male of short stature and slight build. He is about 5 feet, 6 inches tall, and weighs approximately 125 pounds. He has no noticeable tattoos. He was dressed in institutional garb, neatly groomed, and appeared to maintain good personal hygiene. He showed no unusual mannerisms or expressions. His attitude toward the interviewer was passively compliant and courteous. Throughout the interview, he was calm, pleasant, and attentive. However, he declined to discuss matters pertaining to himself, gang-involved activities, or the present offense. He appeared to be in no apparent distress. He was alert and fully oriented for time, place, and person. There was no evidence of memory impairment or other signs of organicity. His speech was clear, and verbal responses were coherent and relevant to the subject matter. Cognitively, he appeared to be functioning within the low-average intellectual range, based upon vocabulary and verbal responses. Thought content was negative for psychotic or delusional material. Thought processes were organized and goal-directed. He had sufficient insight into his present personal and legal problems. He demonstrated a correct understanding of the sentencing process, as well as the the purpose of the 90-day evaluation, stating that he "took a deal because

WHITE, John

D4787

SRCC

PSYCHIATRIC EVALUATION

it was a good deal for 4 years, instead of a lot more time. Discrepancies between information elicited from the defendant and that in the referral documents, suggested his responses may be of questionable validity.

FINDINGS AND CONCLUSIONS

There are no signs of psychosis or impaired mental functioning on mental status examination.

The minor was on probation for robbery at the time of his present arrest. He had been released from camp about 11 months prior to the instant offense. He had been a member of a criminal street gang since 14 years of age. His juvenile record indicates a pattern of criminal behavior, starting at age 14, to the time of the instant offense. He had been ordered to CCP for two prior offenses. Performance under probation supervision was described as marginal to unsatisfactory, and he continued to have adverse contact with law enforcement, and continued to participate in gang activity. In the present offense, the investigating officer stated that the minor "had not displayed any remorse." According to the Probation Officer's Fitness Report evaluation: "Criminal behavior has continued to escalate in seriousness. (Defendant) does not have any respect for authority and/or adults, and rehabilitative efforts, CCP, and HOP have been ineffective."

DIAGNOSIS (PER DSM-III-R CRITERIA)

Axis, I: 1) 312.20 Conduct disorder, group type
Severity: severe, with strong antisocial traits
2) 305.20 Cannabis abuse, in incarceration remission

Axis II: Developing antisocial personality disorder

Axis III: No contributing Axis III diagnosis

RECOMMENDATIONS

At the present time, the minor states that he is "going to stop gangbanging because of the trouble you get into with people you know." He states that he hopes that he can continue school while incarcerated at CYA, and then continue with college after he is released. He said that he hopes to become a lawyer or a probation officer "because it's easy money."

In summary, although the minor's past history is inconsistent with interest in educational or vocational pursuits, he may, at this time, benefit from education and vocational programs at the Youth Authority, as well as avoiding the negative influence of older, hardcore criminals in an alternate facility at this juncture.

WHITE, John 04787

SRCC

PSYCHIATRIC EVALUATION

Date Dictated: December 28, 1993

Date Typed: December 28, 1993

Dictated by: Harold H. Kates
Harold H. Kates, M.D., Staff Psychiatrist
Diplomate, American Board of Psychiatry & Neurology

Reviewed by: Sharon Rose Bloss
Sharon Rose Bloss, LCSW,
Supervising Casework Specialist II

5906t

WHITE, John

D4787

SRCC

PSYCHIATRIC EVALUATION

STATE OF CALIFORNIA
DEPARTMENT OF THE YOUTH AUTHORITY

REFERRAL DOCUMENT

76R252A - Y. A. 1.411 (5-75)

Hon. Robert Thomas (u)
FOR Y.A. USE ONLY

Please type. (IF ADDITIONAL SPACE IS REQUIRED ATTACH SEPARATE SHEET.)

NAME (LAST - FIRST - MIDDLE) White, John Lee		OTHER NAME(S) (ALIASES) Deko DKO	PRIOR YA NUMBER D4787	YA NUMBER MA400
LAST ADDRESS (NUMBER - STREET - CITY - STATE) [REDACTED]		BIRTHPLACE Los Angeles, Ca	SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	CHI NUMBER A10014785
ETHNIC IDENTIFICATION <input type="checkbox"/> WHITE <input type="checkbox"/> SPANISH SPEAKING/SURNAMED <input checked="" type="checkbox"/> BLACK <input type="checkbox"/> ASIAN <input type="checkbox"/> NATIVE AMERICAN <input type="checkbox"/> FILIPINO <input type="checkbox"/> OTHER		U.S. CITIZEN <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	COMMITMENT DATE 1-5-94	
COURT (CHECK ONE) <input type="checkbox"/> JUVENILE <input type="checkbox"/> MUNICIPAL/JUSTICE <input checked="" type="checkbox"/> SUPERIOR		COUNTY OF REFERRAL Los Angeles	COURT NUMBER SA0143809	
PERSON HAS COMMUNICABLE/CHRONIC DISEASE/PHYSICAL HANDICAP <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES (SUBMIT MEDICAL REPORTS) (Asthma)		IS FEMALE PREGNANT? <input type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> NO. OF MONTHS	MARITAL STATUS Single	
SCHOOL LAST ATTENDED CDC	ADDRESS OF SCHOOL	GRADE 4th	DATE LAST ATTENDED 6/92	
FOR FURTHER INFORMATION FROM COUNTY, CONTACT (NAME): C. Menniefree			TELEPHONE (213) 226-823	

FAMILY RELATIONSHIPS (INCLUDE SIGNIFICANT RELATIONSHIPS-SIBLINGS-CHILDREN-LEGAL GUARDIAN(S))

RELATION	AGE	NAME (LAST - FIRST - MIDDLE)	ADDRESS (NUMBER-STREET-CITY-STATE-ZIP CODE)	TELEPHONE NUMBER
FATHER		White John Sr		
MOTHER		Cain, Eunice	[REDACTED]	
SPOUSE				
SIBLINGS				
X Gmo		Edwards, Jane	same as inmate	(213) [REDACTED]

CO-OFFENDERS (MOST RECENT OFFENSE)

NAME (LAST - FIRST - MIDDLE)	AGE	DISPOSITION
Walton, Michael	1-20-77	CYA 707.2 Discharged 12-29-93 D4798
[REDACTED]		
[REDACTED]		

FOR YOUTH AUTHORITY USE ONLY

DATA PROCESSOR'S CODE

REFERRAL OFFENSE

PC 211/12022(a)(1) Robbery, 2nd°/Principal Armed With Firearm - 15 shot			TENTATIVE BOARD HEARING CATEGORY RE
DELIVER TO <input type="checkbox"/> NRCC <input checked="" type="checkbox"/> SRCC <input type="checkbox"/> VRCC <input type="checkbox"/> YTS <input type="checkbox"/> OTHER (SPECIFY)	REGISTRATION REQUIRED <input type="checkbox"/> DRUG 11590 H&S <input type="checkbox"/> SEC 290 PC <input type="checkbox"/> ARSON		
STATUS <input type="checkbox"/> NEW COMMITMENT <input type="checkbox"/> ADDITIONAL COMMITMENT <input type="checkbox"/> RE-COMMITMENT <input type="checkbox"/> DIAGNOSTIC	<input checked="" type="checkbox"/> OTHER (SPECIFY) 131.56/131.56		ACTION <input checked="" type="checkbox"/> ACCEPT <input type="checkbox"/> REJECT
PAROLE OFFICE TO COMPLETE INITIAL HOME VISIT REPORT CDC III / Wats	NAME OF CLASSIFICATION SPECIALIST Patricia A. Morrison for	DATE OF ACTION 1-18-94	
RECEPTION CENTER AND CLINIC USE ONLY			
DATE EXP. BY AGE	DATE EXP. BY OFFENSE	AVAILABLE CONFINEMENT TIME	PAROLE REVOCATION <input type="checkbox"/> YES <input type="checkbox"/> NO
IDENTIFYING MARKS Lt H1 small scar 1/2x1/4			
HEIGHT 5'4	WEIGHT 124	EYES BRN	HAIR BLK
COMPLEXION MEDIUM		DATE RECEIVED 1-21-94	ALIEN I.D. NUMBER VE

OFFENSE HISTORY

Prior Convictions (Sustained Petitions)

<u>Date</u>	<u>Offense</u>	<u>Disposition</u>
02/16/92	Armed Robbery; Unlawful Taking Of A Motor Vehicle	Petition sustained on 02/19/92; Camp community placement.
03/22/93	Possession Of A Weapon On School Grounds	Inmate found unfit.

MOST RECENT OFFENSE

John Lee White is a sixteen year-old Black male convicted in Los Angeles County Superior Court on charges of second degree robbery/principal armed with a firearm (shotgun). Conviction is the result of a guilty plea. Confinement time for the above-listed offense has been established at four years. Three years of parole time has been assessed. John has been given credit for three hundred and eighteen days of time served in custody.

According to the probation/police report, the circumstances surrounding the most recent offense are as follows:

On June 8, 1993 at approximately 1:40 p.m., four Black males (John Lee White [the inmate] and co-offenders Michael Walton, Malcolm Lavender, and Melvin Jones) entered the Sanfed Bank. Melvin Jones, armed with a semi-automatic handgun, stated, "This is a robbery. Everyone get down!" Melvin Jones and John advanced over the teller counter. They attempted to open the locked teller drawers. One of the tellers gave Melvin Jones her keys. Melvin Jones then removed \$1,212 in miscellaneous currency from the teller drawers.

Michael Walton and Malcolm Lavender remained in the lobby area of the bank. Michael Walton maintained their position with the use of a sawed-off shotgun. He ordered, "Everyone down on the floor!"

Thereafter, all four suspects fled from the bank in a Rider moving van. Police officers were provided with a description of the vehicle. Police officers then observed the suspects' vehicle traveling eastbound on the Santa Monica Freeway (10 Freeway) at Washington Blvd. The police officers attempted to make a stop of the suspects' vehicle. John (the driver of the van) refused to comply with the police officers' orders to stop and a vehicle pursuit ensued. John stopped the van in the vicinity of La Brea Avenue and Coliseum Street. Michael Walton and Malcolm Lavender fled from the scene on foot. The police officers then took Melvin Jones and John into custody. The police officers searched the immediate area. Malcolm Lavender and Michael Walton were

WHITE, John Lee

MA400 SRCC

OFFENSE HISTORY

<2>

subsequently located and taken into custody. During the pre-booking search, detectives recovered \$1,212 from Melvin Jones' pants pockets.

CO-OFFENDERS

<u>Name</u>	<u>Age</u>	<u>Disposition</u>
Michael Walton	Unknown	This co-offender was referred to the California Youth Authority for an amenability determination study; however, the final disposition of his case is not shown.
Melvin Jones	Unknown	This co-offender was handled as a juvenile, with the final disposition of his case being unknown.
Malcolm Lavender	Unknown	This co-offender was handled as a juvenile, with the final disposition of his case being unknown.

VICTIM OR NEXT OF KIN IMPACT STATEMENT

According to the probation report, the tellers involved in the bank robbery were extremely traumatized. One of the tellers was unable to work for one week. Counseling was provided by the bank. The teller described the ordeal as very traumatic and stated that, at the time of the robbery, she hid underneath her desk. She was observed by one of the suspects who ordered her to come out from under her desk at gunpoint. She tried to remain calm; yet she was frightened that the suspect would become agitated and shoot her. After the suspects left the bank, she sobbed uncontrollably. At the preliminary hearing, the mere sight of the suspects rekindled her fear. She was overcome by emotion and, initially, she was unable to testify. Although she has been seen in therapy, she has remained depressed. According to the victim, simply driving in the area where the suspects were apprehended makes her nervous.

WHITE, John Lee MA400 SRCC OFFENSE HISTORY

OFFENDER'S VERSION

John has previously pled guilty to the above-listed offense. He essentially agreed with the details provided by the probation report. He admitted he was the driver of the getaway vehicle.

CORRECTIONAL EXPERIENCE

John was initially arrested on February 20, 1992 by the Los Angeles Police Department on charges of armed robbery. The petition was sustained on February 20, 1992 and John was ordered to the probation department's camp community placement program. According to John, he spent seven months in Camp Kilpatrick. Probation records indicate that John performed satisfactorily in the camp community placement program. However, once he was released back into the community, John was not attending school; he continued to have contacts with law enforcement; he continued to associate with gang members; and he continued to defy his grandparents' efforts to supervise him.

On January 4, 1993, John was arrested by the Los Angeles Police Department and charged with being in possession of a weapon on school grounds. John claimed this was a case of mistaken identity and that he was not in possession of a weapon.

On April 10, 1993, John was arrested and charged with reckless driving and unlawful taking of a motor vehicle. John's story is that a friend of his let him drive a stolen car. John denied he knew the vehicle was stolen.

From the records, it appears that John's criminal activity is increasing in frequency and severity. Camp community placement and home on probation have proven ineffective in modifying his behavior. The instant offense is extremely serious. The victims were severely traumatized and it is a matter of pure luck that no one was injured. John does not appear to have any guilt, concern, or remorse regarding his behavior. In fact, he claimed that, although he knew robbing banks was wrong, he did not consider it serious.

OUTSTANDING WARRANTS/PENDING CHARGES

None known.

WHITE, John Lee

MA400 SRCC

OFFENSE HISTORY

INTRODUCTION

John Lee White is a sixteen year-old African-American male convicted in Los Angeles County Superior Court of charges of second degree robbery/principal armed with a shotgun. John is an unfit juvenile. He has been referred to the California Youth Authority for a diagnostic evaluation to determine his amenability to training and treatment services offered by the California Youth Authority.

According to the accompanying probation report, John and three co-offenders entered the Sanfed Bank and committed an armed robbery.

John has a prior record of arrests for armed robbery, possession of a weapon on school grounds, and unlawful taking of a motor vehicle. He has had the benefit of probation supervision in the community and one previous commitment to junior probation camp. John is an admitted gang member (62 Brim Bloods Gang). John became a gang member at age fourteen. His moniker is "Deko." John's gang activity has interfered with his ability to attend school on a regular basis. He has become increasingly dependent on his gang for most of his social activities. According to John, the bank robbery was arranged by an older fellow gang member who supplied the boys with a rented getaway vehicle and a weapon. John stated he committed the bank robbery even though he knew it was wrong because he did not want to get a "jacket" as a coward with the other gang members. Her also stated that, if he had declined to go along with the plan to rob the bank, he would have been punished by his fellow gang members.

John's previous performance on a grant of juvenile probation was considered marginal to unsatisfactory, noting that he was not attending school, continued to have contact with law enforcement, and was out of control at home.

John does not appear to have benefited from efforts on his behalf by the courts and the probation department.

SOCIAL HISTORY

FAMILY BACKGROUND

John is one of three children born to his mother. John's natural parents were never married and John's natural father, Michael Walton, is deceased. John stated he last saw his natural father when he was six years old. John and his two sisters (ages fourteen and nine) have resided with his maternal grandmother and grandfather for most of their lives. According to John, his mother is a cocaine addict who cannot care for herself or her children and

WHITE, John Lee

MA400

SRCC

SOCIAL HISTORY

who has a history of arrests. John's grandmother has stated that she cannot control John at home, noting that he is difficult and uncooperative and that he will not attend school. John's grandmother is aware that John is a gang member, although she cannot confirm or deny that he used narcotics. (John admitted that he used marijuana on a daily basis.) John denied a history of abuse or neglect in his grandparents' home. He believes his grandmother will allow him to return to her home when he is referred to parole. However, John stated that his grandparents are not visiting him during the time he is incarcerated and he doubts he will have any contact with them throughout his custody time.

PEER ASSOCIATES

John has admitted to membership in the "62 Brims (Bloods) Gang." He has been a gang member since age fourteen. John is heavily dependent upon his gang. His gang has become a sort of extended family. John's loyalty to his gang exceeds his obligation to obey the law or to abide by his grandparents' efforts to supervise or structure his behavior. In the instant offense, John would rather have risked death or jail than to have appeared cowardly to his fellow gang members.

COMMUNITY BACKGROUND

Records reflect that John was born and raised in Los Angeles, California. His grandparents live in an inner-city neighborhood noted for high rates of crime, gang activity, and drug trafficking.

ACADEMIC EDUCATION

Probation records indicate that John last completed the ninth grade. John admitted to chronic truancy. He claimed to that pressure from rival gang members have interfered with his ability to attend school on a regular basis. John's grandmother has indicated that John refused to attend school.

Academic testing at the Southern Reception Center and Clinic reveals that John is reading at the 6.4 grade-level, performing math at the 4.7 grade-level, and understanding language at the 3.3 grade-level, for an overall total battery for basic academic skills equivalent to a 4.9 grade-level.

John denied he has ever been a special education student. Apparently, his poor academic showing is the result of infrequent attendance in a regular school program.

WHITE, John Lee

MA400

SRCC

SOCIAL HISTORY

VOCATIONAL EDUCATION/WORK EXPERIENCE

John's only work experience has been selling candy. He has yet to set vocational goals for himself. His response to the vocational interest and aptitude assessment reveals an interest in mechanics. In whatever program John is eventually placed, he would benefit from participation in work experience/vocational training and employability skills training.

ALCOHOL/DRUG USE AND ABUSE

John admitted to the use of marijuana on a daily basis. Probation records also indicate that John drank alcohol occasionally. John stated he believes he was able to conceal his drug use from his grandmother by using eye drops so she would not observe his eyes being red. He denied he was under the influence of drugs or alcohol when he committed the instant offense.

SELF PERCEPTIONS

John does not regard himself as a danger to the community. He does not believe he is as seriously delinquent as his record would indicate. According to John, he did not believe participating in a bank robbery was a "serious" crime and, furthermore, he believed he and his co-offenders would be successful in getting away. He related that he went along with the robbery because he did not want the other gang members to think he was a coward. He acknowledged that he gave no thought to the possibility that the victims might be injured or traumatized or that he himself may have been injured during the arrest procedure. John believes that an appropriate disposition in his case would be commitment to the California Youth Authority. He believes he would benefit from participation in a California Youth Authority program of continuing education, counseling, and work experience or vocational training. John believes that what he needs most to turn his life around is to be given "another chance."

CLINICAL IMPRESSIONS

In the clinical interview, John Lee White was polite, cooperative, and respectful. He is a thin, small young man who appears to be even younger than his stated chronological age of sixteen. John is an inarticulate, quiet, and shy-appearing individual who demonstrates marked immaturity. John does not impress as highly sophisticated or hardcore in a criminal sense. Rather, he impresses as a careless, naive, passive, and easily led young man. Needless to say, John's judgment is extremely poor. John's immaturity, poor judgment, and dependence upon his gang have combined to make him a dangerous individual in the community. He does not appear to understand or appreciate the serious nature of

WHITE, John Lee

MA400

SRCC

SOCIAL HISTORY

the charges against him. John acknowledges that he knew what he was doing was wrong, but that he went along anyway because he did not want to disappoint his co-offenders.

John's pattern of behavior is common to many delinquent youths. Coinciding with the onset of adolescence, John joined a youth gang, began to ditch school and defy authority, and involved himself in repeated violations of the rights and property of others. Probation supervision in the community and referral to the probation department's camp community placement program have proved ineffective. John appears to be content to drift aimlessly through life in a hedonistic fashion seizing whatever opportunity comes up, including criminal activity, with no thought of the consequences. He has made little to no effort to obtain job skills or to prepare himself to live independently as an adult. John's immaturity and need for approval from older gang members have led directly to his involvement in the instant offense.

John does not appear to be an appropriate candidate for commitment to state prison. He is, after all, only sixteen years old. There have been minimal prior rehabilitative efforts. John's small stature, immaturity, and passive nature would make him a vulnerable target for older, more hardcore inmates in a state prison setting.

Given the current Superior Court charges, California Youth Authority jurisdiction over John's case would extend to age twenty-five. John appears to be capable of materially benefiting from California Youth Authority programs of continuing education, counseling, and participation in work experience/vocational training. Commitment to the California Youth Authority, as opposed to housing in the California Youth Authority pursuant to Section 1731.5(c) WIC, would require John to appear before the Youthful Offender Parole Board on an annual basis to assess his progress in program and to assess his readiness for parole. Sufficient time remains in the jurisdiction and confinement time available to effect needed attitudinal and behavioral changes.

RISK ASSESSMENT

John denies suicidal ideation or intent. There is no indication that he is assaultive or aggressive toward others. John is extremely small-statured and quite slender. He could easily become a victim of larger more predatory inmates. It is also noted that he suffers from asthma.

There is no history of escape from an institutional setting. John is quite unsophisticated in a criminal sense.

WHITE, John Lee

MA400

SRCC

SOCIAL HISTORY

PSYCHIATRIC EVALUATION

REASON FOR REFERRAL

This evaluation is part of a court-ordered 90-day diagnostic study. Defendant was informed of my identity and the purpose of the interview. He was, furthermore, told that the information he provided me might be used in the report, and could have significant bearing on the disposition of his case.

PRIOR PSYCHIATRIC/PSYCHOLOGICAL EVALUATIONS

No prior psychiatric evaluation was recorded in the file.

METHOD OF EVALUATION

One-hour clinical interview with the defendant and review of records in file, including the Probation Officer's Report.

BACKGROUND INFORMATION

Family and background information are detailed in the social history (q.v.). Briefly, according to the defendant, he was born and raised in the Los Angeles area. He is the oldest of three children. He has two younger sisters, ages 11 and 14. The defendant stated that his parents separated when he was 7 years old. He said that presently he has no contact with his mother or father, and does not know where they are living. According to the referral documents, his mother lost custody of the minor, due to her drug usage (rock cocaine).

At the time of his arrest, he said that he was living with his grandmother, grandfather, and two younger siblings. He said that his grandfather is a retired security guard. When asked about conflicts with his grandparents, he said that problems at home relate to his not going to school, and staying out with gang members from 24 hours up to three days. His grandmother had stated that she "does not have any control over him. He is difficult and uncooperative at home. He will not attend school." She had also stated that she was aware that the defendant is a gang member.

According to the defendant, he completed the 9th grade while in camp. He said that he was not attending school at the time of his arrest "because I had too many enemies (gang related)." He said that he had been expelled from school in the 8th grade for truancy. He was not employed and has no work history. Medical history is unremarkable, except for bronchial asthma since early childhood for which he is taking Theodor, and some residual effects of a fractured ankle sustained when he was 9 or 10 years old.

When asked about the use of drugs or alcohol, he stated that he "tried beer last year--didn't like it. Was using marijuana for 6 or 7 months, about 3 times a week." According to the information in the Fitness Report, he had told

WHITE, John

MA400

SRCC

PSYCHIATRIC EVALUATION

the Probation Officer that he began smoking marijuana when he was 15 years old and uses marijuana approximately 4 times a week. When asked about gang-related activity, he stated that he was in a "Bloods gang" for two years prior to his arrest, adding that he was "jumped in," when he was 14 years old. He described it as a "very big gang." When asked about gang activities, he replied, "Don't know." He said that his gang moniker is "Deko." When asked what his moniker means, he also replied, "I don't know."

When asked about prior offenses, the minor said that he had only one prior offense, when he was 15 years old, for robbery, for which he went to camp for several months. According to his juvenile record, the minor has had three prior offenses. He was arrested when he was 14 years old for armed robbery, (vehicle theft) for which he was ordered to CCP. When he was 15 years old, he was again arrested for having a handgun on probation and possession of a weapon at school for which he was also ordered to CCP. About 3 months later (about 4 months prior to the instant offense), he was arrested for reckless driving and taking a vehicle without owner's consent.

The current offense occurred when the defendant was 16 years old. He was charged with armed robbery involving the use of a shotgun. According to the Probation Officer's Report submitted 8-19-93, the defendant and three accomplices entered Cen-Fed Bank. . armed with a semi-automatic handgun and a sawed-off shotgun at about 1:40 p.m., and announced: "This is a robbery. Everyone get down!" When asked about the circumstances of the bank robbery, he replied that it was not gang related, stating, "I robbed a bank--don't want to talk about it because I want to forget about it."

MENTAL STATUS EXAMINATION

The defendant is a 16-year-old Black male of short stature and slight build. He is about 5 feet, 6 inches tall, and weighs approximately 125 pounds. He has no noticeable tattoos. He was dressed in institutional garb, neatly groomed, and appeared to maintain good personal hygiene. He showed no unusual mannerisms or expressions. His attitude toward the interviewer was passively compliant and courteous. Throughout the interview, he was calm, pleasant, and attentive. However, he declined to discuss matters pertaining to himself, gang-involved activities, or the present offense. He appeared to be in no apparent distress. He was alert and fully oriented for time, place, and person. There was no evidence of memory impairment or other signs of organicity. His speech was clear, and verbal responses were coherent and relevant to the subject matter. Cognitively, he appeared to be functioning within the low-average intellectual range, based upon vocabulary and verbal responses. Thought content was negative for psychotic or delusional material. Thought processes were organized and goal-directed. He had sufficient insight into his present personal and legal problems. He demonstrated a correct understanding of the sentencing process, as well as the the purpose of the 90-day evaluation, stating that he "took a deal because

WHITE, John MA400

SRCC

PSYCHIATRIC EVALUATION

it was a good deal for 4 years, instead of a lot more time. Discrepancies between information elicited from the defendant and that in the referral documents, suggested his responses may be of questionable validity.

FINDINGS AND CONCLUSIONS

There are no signs of psychosis or impaired mental functioning on mental status examination.

The minor was on probation for robbery at the time of his present arrest. He had been released from camp about 11 months prior to the instant offense. He had been a member of a criminal street gang since 14 years of age. His juvenile record indicates a pattern of criminal behavior, starting at age 14, to the time of the instant offense. He had been ordered to CCP for two prior offenses. Performance under probation supervision was described as marginal to unsatisfactory, and he continued to have adverse contact with law enforcement, and continued to participate in gang activity. In the present offense, the investigating officer stated that the minor "had not displayed any remorse." According to the Probation Officer's Fitness Report evaluation: "Criminal behavior has continued to escalate in seriousness. (Defendant) does not have any respect for authority and/or adults, and rehabilitative efforts, CCP, and HOP have been ineffective."

DIAGNOSIS (PER DSM-III-R CRITERIA)

Axis I: 1) 312.20 Conduct disorder, group type
Severity: severe, with strong antisocial traits
2) 305.20 Cannabis abuse, in incarceration remission

Axis II: Developing antisocial personality disorder

Axis III: No contributing Axis III diagnosis

RECOMMENDATIONS

At the present time, the minor states that he is "going to stop gangbanging because of the trouble you get into with people you know." He states that he hopes that he can continue school while incarcerated at CYA, and then continue with college after he is released. He said that he hopes to become a lawyer or a probation officer "because it's easy money."

In summary, although the minor's past history is inconsistent with interest in educational or vocational pursuits, he may, at this time, benefit from education and vocational programs at the Youth Authority, as well as avoiding the negative influence of older, hardcore criminals in an alternate facility at this juncture.

WHITE, John

MA400

SRCC

PSYCHIATRIC EVALUATION

Date Dictated: December 28, 1993

Date Typed: December 28, 1993

Dictated by: Harold H. Kates
Harold H. Kates, M.D., Staff Psychiatrist
Diplomate, American Board of Psychiatry & Neurology

Reviewed by: Sharon Rose Bloss
Sharon Rose Bloss, LCSW,
Supervising Casework Specialist II

5906t

WHITE, John

MA400

SRCC

PSYCHIATRIC EVALUATION

Ward Name: WHITE JOHN LEE
(last name, first, middle)

YA # MA 400
1 2 3 4 5 6 7
26-30

INSTRUCTIONS: See separate instructions for a detailed guideline on how to complete this form. When this form is completed at a clinic, attach it to the Clinic Summary, immediately following the Social History or the Psychological/Psychiatric Report.

PART I. Substance Use Consequences and History

1. Legal Consequences of Substance Use

Enter the number of arrests that were related, either directly or indirectly, to substance use. Total arrests, then multiply.

- 31 - 32 ☒ Crimes Against Persons
33 - 34 ☒ Property Crimes
35 - 36 ☒ Dealing Drugs
37 - 38 ☒ Possession or Under the Influence
39 - 40 ☒ Driving / Traffic

41 - 42 0 Total "Use" Related Arrests x 3 = POINT TOTAL 0

2. Relationship of Substance Use to Present YA

Commitment Enter an "x" by the item that corresponds to the present YA commitment.

- 43 ☐ Directly Related: part of present commitment offense . . . (10)
44 ☐ Indirectly Related: contributing element to the present commitment offense, (e.g., intoxicated during a crime, crime to support drug dependency, etc.) . . . (5)
45 ☒ Unrelated . . . (0)

3. Substance(s) Used

Enter a "3" for the primary/preferred drug (if any), used at least 3 months. Only one drug may be marked with a "3". If the ward has more than one primary/preferred drug, enter a "3" for the higher weighted drug. Enter a "1" for any substance used on a more than experimental basis (at least 5 times). Multiply the numbers entered times the drug weights, then total.

- 46 ☐ Opiates (heroin, morphine, ...) . . . x (3) =
47 ☐ Cocaine / CRACK . . . x (3) =
48 ☐ PCP . . . x (3) =
49 ☐ Designer Drugs . . . x (2) =
50 ☐ Hallucinogens . . . x (2) =
51 ☒ Marijuana . . . x (2) = 4
52 ☐ Downers / Depressants . . . x (1) =
53 ☒ Alcohol . . . x (1) = 7
54 ☐ Uppers / Stimulants . . . x (1) =
55 ☐ Inhalants (volatile substances) . . . x (1) =
56 ☐ None . . . x (0) =

POINT TOTAL 10

4. Other Consequences of Substance Use

Rate the severity of problems related to substance use in each area.

Enter a "0" for no significant problem, a "1" for minor problems, a "3" for moderate problems, or a "5" for major problems. Total scores.

- 57 1 Medical problems (illness, withdrawal symptoms, overdoses, memory loss, etc.)
58 2 Social problems (fights/violence, family problems, etc.)
59 0 Employment problems (absent, poor performance, fired, etc.)
60 2 School problems (suspended, kicked out, etc.)

POINT TOTAL 6

5. Duration of Use

Enter an "x" by the longest duration.

- 61 ☐ 4 or more years . . . (8)
62 ☐ 2 - 4 years . . . (6)
63 ☒ 1 - 2 years . . . (4)
64 ☐ 6 - 12 months . . . (2)
65 ☐ Less than 6 months . . . (1)
66 ☐ No use . . . (0)

6. Frequency of Use

Enter the frequency for the highest scoring drug.

- 67 ☐ Frequent binges . . . (8)
68 ☒ Daily . . . (8)
69 ☐ 5 - 6 times / week . . . (6)
70 ☐ 3 - 4 times / week . . . (3)
71 ☐ 1 - 2 times / week or less . . . (1)
72 ☐ No use . . . (0)

7. Circumstances of Substance Use

Enter an "x" by the typical circumstances of drug use.

- 73 ☐ Frequently alone . . . (0)
74 ☒ Occasionally alone . . . (5)
75 ☐ Seldom alone . . . (3)
76 ☐ Rarely alone . . . (1)
77 ☐ Does not use . . . (0)

TOTAL SCORE . . . 033
Circle the points earned for all seven items, then total. 78 - 80

PART II. Recommended Program

Enter an "x" next to the indicated program.

- Formalized Substance Abuse Program . . . 43 and above X 81
Regular Program (with substance abuse counseling in the context of regular program goal setting) . . . 11 - 42 X 82
Regular Program (no special substance abuse counseling indicated) . . . 0 - 10 83
Override recommendation for indicated programming (check yes or no) . . . YES (1) NO X (2) 84

If yes, indicate recommendation: Formal Program (1)
Regular (w/SA. counseling) (2) Regular (no special S.A. counseling) (3) 85

Comments (Justification for override, or unusual aspects of the ward's substance use history that should be taken into consideration in treatment decision making. Attach another piece of paper if needed.):

Date Completed: (mm-dd-yy) 11-2 11-6 19-3 86 - 91

Completed By (print): DIANE LUBACK Location Code: 0112 92 - 94

INSTRUCTIONS:

See separate instructions for details regarding completion. When this form is completed at clinic, attach to clinic summary. Immediately following the substance abuse profile. When completed for annual review or transfer, attach to the applicable case report. When completed for parole violators, recommendation and additional commitments, file form in the field file under the section entitled working file.

M A 4 0 0
YA or M #
(1-5)

W H I T E J L
Offender's Last Name, First Initial
(6-19)

1. Years (rounded) of confinement time or maximum confinement time for M #'s (from court order):
One to three 0
Four to six 1
Seven or more 3 1 (20)
 2. Number of incidents involving assault or weapons in non-YA placements:
None 0
One 1
Two or more 2 0 (21)
 3. Age at first sustained petition/conviction:
Fifteen or under 1
Sixteen or older 0 1 (22)
 4. Number of documented runaways/escapes from home, group or foster home, non-secure county ranches/camps:
None 0
One 1
Two or more 2 0 (23)
 5. Number of documented escapes, conspiracies to escape from prior secure facilities or any YA facility (including camps) during this or previous stays:
None 0
One 1
Two or more 3 0 (24)
 6. Gang activity or identification/association as indicated on Gang Information Sheet (Form YA 8.430):
None 0
Yes 1 1 (25)
 7. Number of YA Level "B" DDMS true findings:
None 0
One 3
Two or more 5 0 (26)
 8. Number of YA Level "B" DDMS true findings involving assault, battery (including sexual attack), or weapons:
None 0
One 1
Two or more 2 0 (27)
-
- SUBTOTAL A**
(Add scores from items 1 - 8): 0 3 (28-29)
9. For reclassification only: One point for every two consecutive months offender has participated in program with no serious problems reported (offenders earn one point for each such month in camp):
0 0 (30-31)
-
- SUBTOTAL B**
(Subtract points from item 9 from Subtotal A) -- if 9 is greater than Subtotal A, enter "00":
0 3 (32-33)

10. Offender is a Board Category I or II; has 3 or more escapes and/or runaways or any history of arson or sex offenses:

NOTE: A "yes" on item 10 permanently excludes offender from camp consideration.

No A
Yes B A (34)

11. Offender meets one or more additional camp exclusionary criteria as defined in the I&C Program Catalogue:

No A
Yes B A (35)

.....
TOTAL Add five points to SUBTOTAL B if "yes" was indicated on either item 10 or 11 and enter total here:

0 3 (36-37)

NOTE: If "yes" was indicated on both, add only a total of five points.

INDICATED PROGRAMMING

Limited	0 - 4	<u>A</u>	
Moderate	5 - 10	B	
Medium	11 - HI	C	<u>A</u> (38)

Custody/Security Override If reviewer believes that total score does not accurately match Custody/Security Level appropriate for offender, indicate appropriate level below. What Custody/Security Level is appropriate? Does offender need "Close" Custody/Security? If so, fully document on reverse.

Limited	<u>A</u>	
Moderate	B	
Medium	C	
Close	D	<u>B</u> (39)

Prepared by

SRCC

Facility

Approval

03-02-94
Mo. Day Yr (40-45)

Reason completed:

Clinic	<u>1</u>
Annual	2
Transfer	3
Parole Violator/	4
Recommitments	

1 (46)

WHITE JOHN
MA 400
5-27-77
SRCC

WARD'S NAME: _____ YA NUMBER: _____

DATE OF BIRTH: _____ AGE: _____ DATE OF MOST RECENT ADMISSION: 11-3-93

HEALTH/MEDICAL INFORMATION

VISION ☒ Standard ☐ Wears Glasses ☐ Needs Glasses
HEARING ☒ Standard ☐ Wears Hearing Aid ☐ Needs Hearing Aid
MEDICATION ☒ None ☐ Yes - No Need For Concern ☐ Yes - May Affect Behavior

☐ Health problems or physical handicaps which may affect program decisions have been identified.
Consultation with medical staff is advised.

Problem identified: _____

Medical section completed by: (Initial) NOV 5 1993

LANGUAGE SURVEY

1. First language learned: English ☒ Spanish ☐ Other _____
2. Language used most at home: English ☒ Spanish ☐ Other _____
3. Language used with parents: English ☒ Spanish ☐ Other _____
4. Language used most by adults at home: English ☒ Spanish ☐ Other _____

Speech and Language Screening Test

- ☐ Passed
☐ Failed - See education file for results of full evaluation
☒ Screening test not administered

* If any answers other than English, administer Language Assessment Scale to determine English proficiency.

EDUCATIONAL BACKGROUND (As reported by ward. Verify when transcripts are received.)

LAST SCHOOL ATTENDED: Don't know the Name CITY: Los Angeles GRADE: 10

TYPE OF SCHOOL LAST ATTENDED:

HAS PREVIOUSLY BEEN PLACED IN SPECIAL EDUCATION. ☐

REGULAR HIGH OR JUNIOR HIGH ☐ ADULT OR COMMUNITY SCHOOL ☐ COM./JR. COLLEGE ☐
CONTINUATION SCHOOL ☒ TRADE OR VOCATIONAL SCHOOL ☐ COURT SCHOOL ☐

HOW LONG SINCE LAST ATTENDED: _____ yrs. 2 mos. (If can't say how long, give age or date last attended. _____)

WAS ATTENDING SCHOOL WHEN ARRESTED OR VIOLATED: ☐ WAS NOT ATTENDING SCHOOL: ☒

REASON NOT ATTENDING:

PASSED GED ☐

GRADUATED ☐

SUMMER VACATION ☐

EXPELLED OR SUSPENDED ☒

QUIT OR DROPPED OUT ☐

OBSERVATIONS DURING TESTING

OBSERVATIONS APPLY TO:

☐ THE WARD'S BEHAVIOR DURING TESTING WAS APPROPRIATE

☒ ACADEMIC TESTING

THE FOLLOWING BEHAVIORS WERE OBSERVED AND SHOULD BE CONSIDERED IN ASSESSING THE VALIDITY OF THE TEST RESULTS.

☒ VOCATIONAL TESTING

- ☐ Random marking of the academic tests
☐ Random marking of the vocational assessments
☐ Did not make an effort
☐ Disruptive behavior
☐ Did not or would not follow instructions

- ☐ Had difficulty concentrating on tasks
☐ Did not pay attention (e.g. daydreaming)
☐ Frequently complained about being tested
☐ Gave up easily
☐ Appeared extremely tired

TABE (Tests of Adult Basic Education)

CTB/McGraw-Hill

INDIVIDUAL TEST and OBJECTIVES PERFORMANCE REPORT

REPORT DATE: 10 NOV 93

EXAMINEE NAME/ID: WHITE J DF4787
EXAMINER: TANCEY
GROUP: SPCC

INSTITUTION: S.F.D.C.
SITE: NORWALK
SPECIAL CODES:

CONTENT AREA TEST	NUMBER CORRECT	SCALE SCORE	SEM	GRADE EQUIV	%ILE	PERCENTILE GROUP: Adult Basic Education
Reading - E/S - 08 Nov 93						11 Predicted+ GED
Vocabulary	14	720	15	5.9	43	11 GED Range Scores
Comprehension	24	740	6	7.1	42	11
Total		730		6.4	43	11
Mathematics - E/S - 08 Nov 93						11 Writing: 35-45
Computation	38	720	10	5.0	18	11 Math:
Concepts/Applic.	27	680	14	4.2	22	11 Science: 39-49
Total		701		4.7	18	11 Reading: 35-45
Language - E/S - 08 Nov 93						11 Soc Study 37-47
Mechanics	7	628	38	2.3	11	11
Expression	29	701	10	5.3	46	11 Predicted
Total		688		3.3	24	11 Average:
Total Battery		659		4.9	27	11
Spelling - E/S - 08 Nov 93						11 68% chance of scoring
	17	719		5.8	35	11 within this range

OBJECTIVES PERFORMANCE

OBJECTIVE	# CORRECT # POSS	OBJ- TERM	OBJECTIVE	# CORRECT # POSS	OBJ- TERM
Reading Vocabulary			Math Concepts & Applications		
Synonyms	6/7	+	Numeration	6/8	+
Antonyms	1/4		Numer Sentences	4/6	
Homonyms	1/4		Number Theory	4/6	
Affixes	3/4	+	Problem Solving	5/11	
Words in Context	3/11		Measurement	3/8	
Reading Comprehension			Geometry	4/4	+
Passage Details	4/9		Language Mechanics		
Character Analysis	3/4	+	Pronoun I, Nouns, Adject.	3/4	
Central Thought	4/9		Beginning words, Titles	1/4	
Interpreting Events	6/8	+	Period, Question, End, Pt	3/4	+
Writing Techniques	5/7		Comma, Colon, Semi, Quot.	0/10	
Math Computation			Proofreading	1/8	
Add Whole Numbers	5/8	+	Language Expression		
Add Decimals	3/4	+	Pronouns	3/4	-
Add Fractions	0/4		Verbs	5/5	+
Subtract Whole Numbers	5/8	+	Adjectives, Adverbs	4/5	+
Subtract Decimals	4/4	+	Sentence Recognition	5/5	+
Subtract Fractions	2/4		Sentences Combining	7/9	+
Multiply Whole Numbers	5/8	+	Topic Sentence	2/10	
Divide Whole Numbers	5/8		Sentence Sequence	1/6	
			Spelling		
			Vowel Sounds	7/12	
			Consonant Sounds	5/8	
			Structural Units	5/10	

VOCATIONAL INTEREST AND APTITUDE ASSESSMENT

WHITE JOHN SSN #04787 AGE: 16 YRS. SEX: M 11/16/93 SACC

CASE-R PROFILE (INTERESTS)

For each work area, the CASE-R shows the number of jobs liked and the number disliked by the worker. Please see the CASE-R MANUAL for help with interpretation.

% OF NEGATIVE RESPONSES % OF POSITIVE RESPONSES

ARTISTIC
00000000000000000000000000000000 85% 15% ++
OUTDOORS
00000000000000000000000000000000 81% 19% ++
FOOD SERVICE
00000000000000000000000000000000 100% 0%
CONSTRUCTION TRADES
00000000000000000000000000000000 81% 19% ++
MECHANICS
000000000000 13% 87% +-----
VEHICLE OPERATION
00000000000000000000000000000000 70% 30% +-----
ELEMENTAL WORK
00000000000000000000000000000000 88% 12% ++
CRAFTS & CRAFT TECHNOLOGY
00000000000000000000000000000000 58% 42% +-----
ENGINEERING & TECHNOLOGY
00000000000000000000000000000000 82% 18% +-----
BUSINESS DETAIL
00000000000000000000000000000000 60% 40% ++
PERSONAL SERVICE
00000000000000000000000000000000 55% 45% +-----
SERVICE (ACCOMMODATIONS)
00000000000000000000000000000000 14% 86% -
ADMINISTRATIVE
00000000000000000000000000000000 52% 48%

HOLLAND CODES

HOLLAND CODES describe interests in terms of personality types that are in turn related to an interest in using certain skills or doing certain types of work.

REALISTIC INVESTIGATIVE ARTISTIC SOCIAL ENTERPRISING CONVENTIONAL
WEIGHT: 26 4 6 2 33 9

STATED VOCATIONAL GOALS/PREFERENCES:

1. SALESMAN
2. MECH
3. PLUMBER

WORK HISTORY

EMPLOYER:

DATES WORKED:

FROM: TO:
HRS. PER WK: TOTAL:
WAGE: \$

POSITION HELD:

REASON FOR LEAVING:

EMPLOYER:

DATES WORKED:

FROM: TO:
HRS. PER WK: TOTAL:
WAGE: \$

POSITION HELD:

REASON FOR LEAVING:

EMPLOYER:

DATES WORKED:

FROM: TO:
HRS. PER WK: TOTAL:
WAGE: \$

POSITION HELD:

REASON FOR LEAVING:

APTITUDE/ABILITY ASSESSMENT

The aptitude scores are based on three tests: the PEABODY PICTURE VOCABULARY TEST, the REVISED BETA EXAMINATION, and the PURDUE PEGBOARD. The PEABODY measures general verbal skills necessary for working with words, numbers, ideas, or information, or for communicating. The BETA measures performance abilities such as non-verbal reasoning, space and form perception, and the manipulation of symbols. The PURDUE measures finger dexterity (rapid and controlled movements of small objects) and manual dexterity (arm-hand manipulation).

	SCALED SCORE	ABILITY LEVEL
VERBAL ABILITY	200 X----- ----- ----- ----- ----- ----- -----	Below Average
PERFORMANCE ABILITY	233 X----- ----- ----- ----- ----- ----- -----	Below Average
FINGER DEXTERITY	600 ----- ----- ----- ----- ----- ----- X-----	Above Average
MANUAL DEXTERITY	316 ----- X----- ----- ----- ----- ----- -----	Below Average
SCALE VALUES:	250 300 400 500 600 700 750 ----- ----- ----- ----- ----- ----- ----- BELOW LOW HIGH ABOVE AVERAGE AVERAGE AVERAGE AVERAGE	

WARD'S PHYSICAL CONDITION

1.506 (7/82)

Check one:

☐ This person does not have a physical condition which limits capacity to participate in correctional program.

☒ This person has a physical condition which limits capacity to participate in a correctional program.

Describe the limiting condition and impact it has on program placement.

This person has asthma

Signature <i>H. T. Wilson</i>	Title CNO <i>HW</i>	Date NOV 5 1993
----------------------------------	------------------------	--------------------

DENTAL STATUS REPORT

KIND OF ONGOING DENTAL CARE DOES THIS WARD REQUIRE, IF ANY?

TREATMENT COMPLETED ()

TREATMENT IN PROGRESS:

- ☐ May be completed at another institution
- ☐ Complete before camp
- ☐ Will be on dental hold approximately _____ days.
- ☐ Will need to return for treatment at later date.

TREATMENT INDICATED BUT NOT PROVIDED DUE TO:

- ☐ Patient () Patient unavailable for RX
- ☐ Medical complications () Low treatment priority

Signature H.T. Wilson	Title WHITE JOHN CDO 04787	Date NOV 08 1993
Ward's Name	Ward's Number SRCC	Ward's Location WARD'S PHYSICAL CONDITION

<8>

BEST CORE PROGRAM

Juvenile/Adult

Swing: Importance Rating 1

Work/Academic/Vocational

Elementary/High School: Importance Rating 2

Treatment/Management

Regular/General: Importance Rating 3

Custody/Security

Moderate: Importance Rating 4

Age/Maturity

Late Adolescence: Importance Rating 5

RECOMMENDED ALTERNATIVE AVAILABLE PROGRAMS

Priority: 1 Number: 10 Title: Nelles-Regular Urgency Rating B

Priority: 2 Number: 35 Title: Paso Robles Urgency Rating B

It should be noted that John is extremely small physically and institutionally unsophisticated. He could easily be victimized if placed with older, more mature, or physically aggressive wards.

RECOMMENDED LONG-RANGE PLAN

John is expected to return to the home of his grandmother upon referral to parole. He should be encouraged to continue his education and obtain some type of trade or vocational training.

Date: March 2, 1994

Approved Sharon Rose Bloch Prepared Diane Lubeck
By: Joe Kraics, LCSW, By: Diane Lubeck, LCSW
Supv. Casework Specialist I Parole Agent I

jar/Typed: March 24, 1994

WHITE, John Lee

MA400

SRCC

BEST CORE PROGRAM

CFBROWSE BACK.AIOOOOOOOOOOOOOOOOOOOOOWhere ... Obs 22792 Screen 1
Command ==>

ARCHIVED PAROLE ACTIONS QUERY DATE ARCHIVED: '07/16/

(_) CONTINUE ON PAROLE (_) SUPPL CHARGES (SCREEN
CDC J02099 _ NAME WHITE, JOHN, LEE BOOKING NO. 1586283
HOLD OR DISCOVERY DATE: 07/01/99 HRG AGENT LA REGION REG3 UNIT HPRK5
(_) PSYCH ATTN DATE ARRIVED AT RC CURRENT LOCATION NV
(X) EXTRADITN CASE CENTRAL FILE: DATE: REQUESTED SENT 07/14/
ARRESTING AGENCY: B (A,AA,B,AB,C,D) ARRESTING OFFENSE: M (M=MAND/N=NONMAN

SCREENING INFORMATION: PAROLE AGENT III SIGNATURE DATE: 07/12/
OFFER DATE OF OFFER: DATE OF SERVICE: RESULT
(OFFER: C=CONTINUE/R=REVOKE/S=SCHED FOR HEARING/ RESULT: A=ACCEPT/R=REJEC
D=CSTCU-ST MMDDD E=ELIGIBLE/I=INELIGIBLE O=OPTIONAL WAIVE

HEARING INFORMATION: HEARING LOCATION
(_) RESCHEDULE (_) ACTIVATE WAIVER OR GOOD CAUSE FOUND (A OR
REQUEST DATE: HEARING DATE: RESULT
(HEARING RESULT: C=CONTINUE/R=REVOKE MMDDD E=ELIGIBLE/I=INELIGIBLE)
REM: 7/14/99 PK TO S.F.
PF Keys:1=help 3=end 4=clear 5=rep 7=back 8=forward 10=left 11=right 12=ho

12-17-99 Sent copy of BPT - In re Shapiro
material we recd from our training with
BPT.
Gracie

Date: 12/17/99 Time: 02:54:59 PM

DETAINEE SUMMARY

CDC 650 (11/88)

DATE OF ACTION	DETAINEE INFORMATION	PERSON TAKING ACTION
	WANTED:	
	CHARGES:	
	WARRANT NUMBER:	CASE NUMBER:
	CALL BACK NUMBER:	COUNTY:
	NAME OF CALLER:	STATE:
12-8-99	INITIAL ACTION TAKEN: PA II Bob Hoxman HP 5, (213) 744-2306, ^{X123} Called very upset that PAL warrant was not in system + advised that	
SUBSEQUENT ACTIONS & TELEPHONE CONTACTS: (INCLUDES CONTACT WITH POLICE DEPARTMENT, SHERIFF'S OFFICE AND DISTRICT ATTORNEY'S OFFICE WHEN NECESSARY)		
	"S" had been arrested in Nevada for Murder.	
	A review of the file indicated on 7-1-99 the board took an action to reappear suspend date of 4-2-96. There was no Shapiro waiver or violation report contained in the file. Mr. Hoxman faxed the viol. rpt + advised he had not rec'd the Shapiro waiver back from Nevada yet.	
	Contacted Penny Schneider - (916) 323-4087 to ask her to send teletype to arresting agency placing a hold.	
CDC NUMBER	NAME	INSTITUTION
JD2099	White, John	CRS

STATE OF CALIFORNIA
DETAINEE SUMMARY
 CDC 880 (11/88)

DEPARTMENT OF CORRECTIONS

DATE OF ACTION	DETAINEE INFORMATION	PERSON TAKING ACTION
	WANTED:	
	CHARGES:	
	WARRANT NUMBER:	CASE NUMBER:
	CALL BACK NUMBER:	COUNTY:
	NAME OF CALLER:	STATE:
	INITIAL ACTION TAKEN:	

SUBSEQUENT ACTIONS & TELEPHONE CONTACTS: (INCLUDES CONTACT WITH POLICE DEPARTMENT, SHERIFF'S OFFICE AND DISTRICT ATTORNEY'S OFFICE WHEN NECESSARY)

12-8-99	Contacted PA II Norman to advise	
12-9-99	Reviewed DOM VOL VIII and found that PA is responsible for having a copy of emergency BPT action to Interstate so they can teletype a detainer to other state. (DOM 81060.15.1)	
	Left message for PA Norman	
12-17-99	Spoke to PA II Norman - advised him of DOM procedure. His concern now is that OBIS does not indicate "S" is wanted and the DD is 8-23-98 in OBIS. I told him again that OBIS will not reflect "S" is wanted because "S" is in custody and the DD will not be changed until parole is reinstated. Our office is waiting for	
CDC NUMBER	NAME	INSTITUTION
J02099	White, John	CRS

Page 2

DETAINDER SUMMARY

CDC 850 (11/98)

DATE OF ACTION	DETAINDER INFORMATION	PERSON TAKING ACTION
	WANTED:	
	CHARGES:	
	WARRANT NUMBER:	CASE NUMBER:
	CALL BACK NUMBER:	COUNTY:
	NAME OF CALLER:	STATE:
	INITIAL ACTION TAKEN:	

SUBSEQUENT ACTIONS & TELEPHONE CONTACTS: (INCLUDES CONTACT WITH POLICE DEPARTMENT, SHERIFF'S OFFICE AND DISTRICT ATTORNEY'S OFFICE WHEN NECESSARY)

Shapiro Waiver and In-Absentia hearing package before we can calculate dead time + recalc the DD. He said he still did not have the signed Shapiro Waiver. He asked what do we do if no Shapiro Waiver is rec'd. I could not give him direction. He will check on his end. Sent email to PATI Hopman regarding DOM procedure + Inst. Memo CR 97/08.

W. Johnson
CCRM

CDC NUMBER J02099	NAME White, John	INSTITUTION CRS
----------------------	---------------------	--------------------

page 3

DEPARTMENT OF CORRECTIONS
Case Records South
9160 Cleveland Avenue, Suite 101
Rancho Cucamonga, Ca. 91750
909-484-3700

**FAX TRANSMITTAL**

TO: ROBERT HOFFMAN / HPRK #5

DATE: 8/30/99

FROM: THOMAS CASE RECORDS SOUTH
(909) 484-3727

FAX#: (909) 484-3784

NUMBER OF PAGES SENT: 1 & COVER

COMMENTS:

MR. HOFFMAN, PLEASE CALL ME ASAP AND INFORM ME OF THE STATUS OF PAROLEE (SEE ATTACHMENT). I NEED TO KNOW IF YOU HAVE SUBMITTED A SHAPIRO WAIVER AND/OR COMPLETED A BOARD REPORT. IF I'M NOT AVAILABLE WHEN YOU CALL, PLEASE LEAVE INFORMATION ON MY VOICEMAIL.

THANK YOU.

ABSTRACT OF JUDGMENT - PRISON COMMITMENT SINGLE OR CONCURRENT COUNT FORM

(Not to be used for Multiple Count Convictions nor Consecutive Sentences)

CD
FORM DSL 290

☒ SUPERIOR
☐ MUNICIPAL
☐ JUSTICE

COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

COURT (I.D.)

190011

BRANCH OR JUDICIAL DISTRICT: WEST

PEOPLE OF THE STATE OF CALIFORNIA versus
DEFENDANT: O1 WHITE, JOHN LEE
AKA:

☒ PRESENT
☐ NOT PRESENT

SA014380

COMMITMENT TO STATE PRISON
ABSTRACT OF JUDGMENT

AMENDED
ABSTRACT ☐

DATE OF HEARING (MO) (DAY) (YR)

JAN 5, 1994

DEPT. NO

WEB

JUDGE

ROBERT THOMAS

CLERK

C LEVENSON

REPORTER

P BRADFORD

COUNSEL FOR PEOPLE

S BARSHOP

COUNSEL FOR DEFENDANT

C WEISS ADC

PROBATION NO. OR PROBATION OFFICER

1515667

1. DEFENDANT WAS CONVICTED OF THE COMMISSION OF THE FOLLOWING FELONY (OR ALTERNATE FELONY/MISDEMEANOR):

COUNT	CODE	SECTION NUMBER	CRIME	YEAR CRIME COMMITTED	DATE OF CONVICTION			CONVICTED BY			TIME IMPOSED	
					MO	DAY	YEAR	JURY TRIAL	GUilty PLEA	PLEA	YEARS	MONTHS
<u>1</u>	<u>PC</u>	<u>211**</u>	<u>ROBBERY 2ND</u>	<u>93</u>	<u>09</u>	<u>17</u>	<u>93</u>		<u>X</u>	<u>M</u>	<u>3</u>	

2. ENHANCEMENTS charged and found true TIED TO SPECIFIC COUNTS (mainly in the § 12022-series) including WEAPONS, INJURY, LARGE AMOUNTS OF CONTROLLED SUBSTANCES, BAIL STATUS, ETC.
For each count list enhancements horizontally. Enter time imposed for each or "S" for stayed or stricken. DO NOT LIST enhancements charged but not found true or stricken under § 1385. Add up time for enhancements on each line and enter line total in right-hand column.

Count	Enhancement	Yrs or "S"	Enhancement	Yrs or "S"	Enhancement	Yrs or "S"	Enhancement	Yrs or "S"	Enhancement	Yrs or "S"	Total
<u>1</u>	<u>12022.A1</u>	<u>1</u>									<u>1</u>

3. ENHANCEMENTS charged and found true FOR PRIOR CONVICTIONS OR PRIOR PRISON TERMS (mainly § 667-series) and OTHER.

List all enhancements based on prior convictions or prior prison terms charged and found true. If 2 or more under the same section, repeat it for each enhancement (e.g., if 2 non-violent prior prison terms under § 667.5(b) list § 667.5(b) 2 times). Enter time imposed for each or "S" for stayed or stricken. DO NOT LIST enhancements charged but not found true or stricken under § 1385. Add time for these enhancements and enter total in right-hand column. Also enter here any other enhancement not provided for in space 2.

Enhancement	Yrs or "S"	Enhancement	Yrs or "S"	Enhancement	Yrs or "S"	Enhancement	Yrs or "S"	Enhancement	Yrs or "S"	Total

4. OTHER ORDERS:

5. TIME STAYED § 1170.1(g) (DOUBLE BASE LIMIT):

6. TOTAL TERM IMPOSED:

4

7. ☐ THIS SENTENCE IS TO RUN CONCURRENT WITH ANY PRIOR UNCOMPLETED SENTENCE(S):

8. EXECUTION OF SENTENCE IMPOSED:

A. ☒ AT INITIAL SENTENCING HEARING

B. ☐ AT RESENTENCING PURSUANT TO DECISION ON APPEAL

C. ☐ AFTER REVOCATION OF PROBATION

D. ☐ AT RESENTENCING PURSUANT TO RECALL OF COMMITMENT (PC § 1170(d))

E. ☐ OTHER

9. DATE OF SENTENCE PRONOUNCED (MO) (DAY) (YR)

1-5-94

CREDIT FOR TIME SPENT IN CUSTODY

318

INCLUDING:

ACTUAL LOCAL TIME

212

LOCAL CONDUCT CREDITS

106

STATE INSTITUTIONS

☐ DMH

☐ CDC

10. DEFENDANT IS REMANDED TO THE CUSTODY OF THE SHERIFF, TO BE DELIVERED:

☒ FORTHWITH

☐ AFTER 48 HOURS, EXCLUDING SATURDAYS, SUNDAYS AND HOLIDAYS

INTO THE CUSTODY OF THE DIRECTOR OF CORRECTIONS AT THE RECEPTION-GUIDANCE CENTER LOCATED AT:

☐ CALIF. INSTITUTION FOR WOMEN - FRONTERA

☐ CALIF. MEDICAL FACILITY - VACAVILLE

☐ CALIF. INSTITUTION FOR MEN - CHINO

☐ DEVEL VOC. INST.

☐ SAN QUENTIN

☒ OTHER (SPECIFY):

CYA PURS. TO 1731.5(C) W.I.C.

CLERK OF COURT

I hereby certify the foregoing to be a correct abstract of the judgment made in the case of

DEPUTY'S SIGNATURE

This form is prescribed under Penal Code § 1213.5 to satisfy the requirements of § 1213 for detainers and attachments. Attachments may be used but must be referred to in this document.

ABSTRACT OF JUDGMENT - PRISON COMMITMENT
SINGLE OR CONCURRENT COUNT FORM

(Not to be used for Multiple Count Convictions nor Consecutive Sentences)

FORM DSL 290.1

Form Adopted by the
Judicial Council of California
Effective April 1, 1992

TRIBUTION

PINK COPY - COURT FILE

YELLOW COPY - DEPARTMENT OF CORRECTIONS

62
AA10023

Date: 8/31/99To: HPRK #5 Parole Unit

Attention: Unit Supervisor

First Notice Sent 8/31/99* DAVID MUNOZ

Attention: District Administrator

Second Notice Sent: 10-1-99Name: White, JohnCDC #: J02099Tentative Discharge Date (TDD) 8/23/98

OBIS Status: _____

The parolee listed above appears as a discrepancy on the Tentative Discharge Date (TDD) list and needs to be resolved by the parole unit. Please review the field file and provide the following information depending on the unit recommendation:

1) Want was cancelled on _____, OBIS Reason OUT OF STATE ARREST

NEVADA

- If the unit decision is to reaffirm the Pal effective _____ and re-issue warrant: complete the attached Miscellaneous Decision and submit with an updated CDC 600.
- If the unit decision is to discharge, complete a CDC 1524 A (5 year - Parolee At Large Review), BPT 1130 (Central Office Calendar) and include an updated CII / FBI Rap sheet.
- If the unit decision is to discharge due to "death": submit a copy of the Death Certificate or Coroner's Report, with the CDC 1502 (Activity Report).
- If the unit decision is to reinstate with time loss: complete a CDC 1502 (Activity Report), BPT 1130 (Central Office Calendar) signed and dated by the Unit Supervisor or Administrator and a BPT 1102 A (Absconder's Waiver).
- If the unit decision is to reinstate with No time loss: complete a CDC 1502 (Activity Report) and a BPT 1130 (Central Office Calendar) signed and dated by the Unit Supervisor or Administrator
- If the parolee was arrested on local charges: submit a CDC 1676 (Violation Report).
- If the parolee was arrested out of state:

A) Submit a CDC 1676 (Violation Report) and serve with a BPT 1102 (Extradition Waiver) Notification to parolee should be completed within 10 days.

B) If criminal charges pending: complete regular contacts with out of state agency to follow up on charges. If convicted, the Parole Agent will need to submit a copy of the sentencing documents from other state, along with the CDC 1502 (Activity Report) and BPT 1130 (Central Office Calendar) to discharge.

2) IPTS update needed:

CDD _____ DRD _____ PRRD/RRD _____ Suspend _____ Discharged _____

Please return documents to: Thomas Dixon CRAnalyst by 9-8-99

Phone: (909) 484-3727 Fax: 909-484-3784

* 10-8-99

PLEASE
REVIEW
AND
ADVISE

** CONFIRMATION REPORT **

TRANSMISSION
TRANSACTION(S) COMPLETED

NO.	DATE/TIME	DESTINATION	DURATION	PGS	STATUS	MODE
853	OCT. 1 11:57	HPARK COMPLEX	0' 00' 30"	001	OK	N ECM

Date:

8/31/99

ATTACHMENT A

To:

HPRK #5 Parole Unit
 Attention: Unit Supervisor
 First Notice Sent 8/31/99

*

DAVID MUNOZ
 Attention: District Administrator
 Second Notice Sent: 10-1-99

Name:

White, JohnCDC #: J02099

Tentative Discharge Date (TDD)

8/23/98

OBIS Status:

The parolee listed above appears as a discrepancy on the Tentative Discharge Date (TDD) list and needs to be resolved by the parole unit. Please review the field file and provide the following information depending on the unit recommendation:

- 1) Want was cancelled on _____, OBIS Reason OUT OF STATE ARREST
NEVADA
- If the unit decision is to reaffirm the Pal effective _____ and re-issue warrant: complete the attached Miscellaneous Decision and submit with an updated CDC 600.
 - If the unit decision is to discharge, complete a CDC 1524 A (5 year - Parolee At Large Review), BPT 1130 (Central Office Calendar) and include an updated CII / FBI Rap sheet.
 - If the unit decision is to discharge due to "death": submit a copy of the Death Certificate or Coroner's Report, with the CDC 1502 (Activity Report).
 - If the unit decision is to reinstate with time loss: complete a CDC 1502 (Activity Report), BPT 1130 (Central Office Calendar) signed and dated by the Unit Supervisor or Administrator and a BPT 1102 A (Absconder's Waiver).
 - If the unit decision is to reinstate with No time loss: complete a CDC 1502 (Activity Report) and a BPT 1130 (Central Office Calendar) signed and dated by the Unit Supervisor or Administrator.
 - If the parolee was arrested on local charges: submit a CDC 1676 (Violation Report).
 - If the parolee was arrested out of state:

** CONFIRMATION REPORT **

TRANSMISSION

INCOMPLETE: RETRANSMIT PAGE(S)

NO.	DATE/TIME	DESTINATION	DURATION	PGS	STATUS	MODE
414	AUG. 31 12:22	912137442208	000	BUSY		

ATTACHMENT A

Date: 8/31/99To: HPRK #5 Parole Unit

Attention: Unit Supervisor

First Notice Sent 8/31/99

Attention: District Administrator

Second Notice Sent: _____

Name: White, JohnCDC #: J02099Tentative Discharge Date (TDD) 8/23/98

OBIS Status: _____

The parolee listed above appears as a discrepancy on the Tentative Discharge Date (TDD) list and needs to be resolved by the parole unit. Please review the field file and provide the following information depending on the unit recommendation:

- 1) Want was cancelled on _____, OBIS Reason OUT OF STATE ARREST
NEVADA
- If the unit decision is to reaffirm the Pal effective _____ and re-issue warrant: complete the attached Miscellaneous Decision and submit with an updated CDC 600.
 - If the unit decision is to discharge, complete a CDC 1524 A (5 year - Parolee At Large Review), BPT 1130 (Central Office Calendar) and include an updated CII / FBI Rap sheet.
 - If the unit decision is to discharge due to "death": submit a copy of the Death Certificate or Coroner's Report, with the CDC 1502 (Activity Report).
 - If the unit decision is to reinstate with time loss: complete a CDC 1502 (Activity Report), BPT 1130 (Central Office Calendar) signed and dated by the Unit Supervisor or Administrator and a BPT 1102 A (Absconder's Waiver).
 - If the unit decision is to reinstate with No time loss: complete a CDC 1502 (Activity Report) and a BPT 1130 (Central Office Calendar) signed and dated by the Unit Supervisor or Administrator.
 - If the parolee was arrested on local charges: submit a CDC 1676 (Violation Report).
 - If the parolee was arrested out of state:

Date: 8/31/99To: APRK #5 Parole UnitAttention: Unit Supervisor
First Notice Sent 8/31/99Attention: District Administrator
Second Notice Sent: _____Name: White, JohnCDC #: J02099Tentative Discharge Date (TDD) 8/23/98

OBIS Status: _____

The parolee listed above appears as a discrepancy on the Tentative Discharge Date (TDD) list and needs to be resolved by the parole unit. Please review the field file and provide the following information depending on the unit recommendation:

1) Want was cancelled on _____, OBIS Reason OUT OF STATE ARRESTNEVADA

- If the unit decision is to reaffirm the Pal effective _____ and re-issue warrant: complete the attached Miscellaneous Decision and submit with an updated CDC 600.
- If the unit decision is to discharge, complete a CDC 1524 A (5 year - Parolee At Large Review), BPT 1130 (Central Office Calendar) and include an updated CII / FBI Rap sheet.
- If the unit decision is to discharge due to "death": submit a copy of the Death Certificate or Coroner's Report, with the CDC 1502 (Activity Report).
- If the unit decision is to reinstate with time loss: complete a CDC 1502 (Activity Report), BPT 1130 (Central Office Calendar) signed and dated by the Unit Supervisor or Administrator and a BPT 1102 A (Absconder's Waiver).
- If the unit decision is to reinstate with No time loss: complete a CDC 1502 (Activity Report) and a BPT 1130 (Central Office Calendar) signed and dated by the Unit Supervisor or Administrator.
- If the parolee was arrested on local charges: submit a CDC 1676 (Violation Report).
- If the parolee was arrested out of state:

PLEASE
REVIEW
AND
ADVISE

A) Submit a CDC 1676 (Violation Report) and serve with a BPT 1102 (Extradition Waiver) Notification to parolee should be completed within 10 days.

B) If criminal charges pending: complete regular contacts with out of state agency to follow up on charges. If convicted, the Parole Agent will need to submit a copy of the sentencing documents from other state, along with the CDC 1502 (Activity Report) and BPT 1130 (Central Office Calendar) to discharge.

2) IPTS update needed:

CDD _____ DRD _____ PRRD/RRD _____ Suspend _____ Discharged _____

Please return documents to: Thomas Dixon CRAnalyst by 9-8-99Phone: (909) 484-3727 Fax: 909-484-3784

04/19/99 14:26

8916 : 7374

CASE RECORDS/LPU

001/003

STATE OF CALIFORNIA--YOUTH AND ADULT CORRECTIONAL AGENCY

GRAY DAVIS, Governor

DEPARTMENT OF CORRECTIONS

P.O. Box 942883

Sacramento, CA 94283-0001

EXPEDITE



ATTN: CCR SUPERVISOR

DATE: April 19, 1999

PLEASE SEND 969B PACKET FOR THE FOLLOWING:

SUBJECTS NAME: WHITE, JOHN LEE

DOB: [REDACTED]

CDC #: J02099

LOCATION: REG 3/CYA 3

REQUESTED BY:

Office of the District Attorney
Clark County Courthouse
200 Third St.
Las Vegas, NV 89155-2211

ATTN: Maria Charles-Plum

SEND TO:

DEPARTMENT OF CORRECTIONS
LEGAL PROCESSING UNIT
ROOM 321-N
P.O. BOX 942883
SACRAMENTO, CA 94283-0001

ATTN: MARIA CRAWFORD
(916) 323-7371

SIGNED: *MC*

DATE: 4-19-99

FED X - RETURN

Rose Smith (909) 468-2411

04/19/99 14:26

916 7374

CASE RECORDS/LPU

002 003

04/15/99 14:07 To:California Dept Corrections

From:Maria Charles-Plum

Clark County DA

Page 1/1

FACSIMILE COVER PAGE

Date: 4/15/99
Time: 14:07:28
Pages: 2

To: California Dept Corrections
Company: Legal Processing Unit
Fax #: 19163237374

From: Maria Charles-Plum
Title: Legal OAI
Company: Clark County - District Attorney
Address: 200 S. Third Street
Las Vegas , NV 89155
USA

Fax #: (702)455-6980
Voice #: (702)455-6972



STEWART L. BELL
District Attorney

J. CHARLES THOMPSON
Assistant District Attorney

OFFICE OF THE DISTRICT ATTORNEY

Clark County Courthouse • 200 S Third St • PO Box 552211 • Las Vegas NV 89155-2211
(702) 455-2641 • fax: (702) 455-6980

JOHNNIE B. RAWLINSON
Assistant District Attorney

LEONARD L. BARTON
Forensic Support Unit
Supervisor

April 15, 1999

California Department of Corrections
Sacramento, CA
Attn: Legal Processing Unit

Re: John Lee WHITE aka
Donte JOHNSON

DOB: [REDACTED]

CDC #: J02099

1. This office is conducting a criminal case involving the subject individual. Because we may file habitual criminal charges against him, it is requested that we be provided with a **certified 969B Package**, documenting his incarceration(s). Please include any judgements of conviction, pre-sentencing investigation reports, reports from the department of parole and probation, fingerprint card, mug shot and any other relevant documentation concerning his behavior while an inmate with the California Department of Corrections.

2. ~~These~~ documents are important to our case. If there are any questions concerning this request, ~~please~~ do not hesitate to call me at (702) 455-6972.

3. Thank you in advance for your cooperation.

Sincerely,

Maria Charles-Plum,
Forensic Support Unit
Legal Research

AUDITOR'S NAME

INSTITUTION

TYPE OF

DATE OF AUDIT

LEGAL

- ☒ Number of active cases 1
- ☒ All commitments properly recorded on Legal Status
- ☐ Discrepant or problem case(s) referred to LPU
- ☒ Fingerprint Cards/Current Photo
- ☒ Complete ☐ None (Refer to R&R)
- ☐ Transfer approval for this institution
- ☐ Registration required & reflected on Legal Status
- ☐ H11590 ☐ P290 ☐ P457.1
- ☐ Eligible for Discharge Review
- ☐ Notice Required per
- ☐ P3058.6 ☐ P11150 ☐ P457.1
- ☐ P290.2 Blood & saliva samples required
- ☐ P1202.1 Aids blood test required
- ☐ P3002 Psych eval. required and reflected on Legal Status
- ☐ P1170(d) Report requested (Refer to C&PR)
- ☐ Restitution ordered per P2085.5/G13967(a)

PAROLE VIOLATOR - RETURN TO CUSTODY

- ☐ P3057.(d)(1) ☐ ELIG ☐ INELIG
- ☐ Parole revoked (if not scheduled for hearing)
- ☐ Revocation-Release Date calculated & recorded on CDC 112, CDC 144 card
- ☐ Controlling Discharge Date computed & recorded on CDC 112

PAROLE VIOLATOR - WITH NEW TERM

- ☐ Parole revoked by BPT (if not, refer to BPT 2649 Guidelines)
- ☐ Revocation Release Date and new commitment EPRD compared.
- ☐ Dual Case (RRD/EPRD Controls)
- ☐ Revocation Release Date crossed out on CDC 112 (only if prior term discharged)
- ☐ CDC 144/CDC 112 reflect correct release date
- ☐ Previous term time collection records removed from computer and time cards purged

WORK INCENTIVE

- ☐ Pre 1983 Case(s) signed waiver in file
- ☐ Mixed cases waiver not signed
- ☐ Case(s)-vested/EPRD calculated and inmate advised
- ☐ Work credit gains & current Legal Status in file

CREDIT LOSSES

- ☐ Pending Disciplinary
- ☐ All confirmed, entered in OBIS and reflected on Legal Status & CDC 112
- ☐ Date recalculated and inmate advised

CREDIT RESTORATION

- ☐ All entered in OBIS/reflected on Legal Status and CDC 112
- ☐ Date recalculated and inmate advised

HOLDS/WANTS/DETAINERS

- ☒ None in file/no longer wanted
- ☐ Detainer(s) in file
- ☐ WIS Only-No Hold
- ☐ Hold placement acknowledgment letter sent (CDC 66)
- ☐ Possible Holds inquiry sent. Refer HWD
- re: _____
- ☐ Inmate advised/signed CDC 661 in file
- ☐ CDC 112/144 posted
- ☐ Notice requested re: _____
- (P3058.6 / P3058.8)
- ☐ Hold entered in OBIS
- ☐ Demand for trial prepared - 1381/1389 PC
- ☐ Disposition of Probation requested
- ☐ Subject being released to Hold
- ☐ Confidential section reviewed

LIFER

- ☐ MEPRD correctly computed
- ☐ Board action posted
- ☐ CDC 144 & CDC 112 posted appropriately
- ☐ Reviewed per In Re Monigold

REMARKS:

1202.05

2933.5

2911.1

NUMBER

INMATE'S NAME

J02099

White, John Lee

AUDITOR'S NAME

H. Rossi

INSTITUTION

LPU

TYPE OF AUDIT

Intake

DATE OF AUDIT

2-9-94

LEGAL

- ☒ Number of active cases *one*
☒ All commitments properly recorded on Legal Status
☐ Discrepant or problem case(s) referred to LPU
☒ Fingerprint Cards/Current Photo
☐ Complete ☒ None (Refer to R&R)
☐ Transfer approval for this institution
☐ Registration required & reflected on Legal Status
☐ H11590 ☐ P290 ☐ P457.1
☐ Eligible for Discharge Review
☐ Notice Required per
☐ P3058.6 ☐ P11150 ☐ P457.1
☐ P290.2 Blood & saliva samples required
☐ P1202.1 Aids blood test required
☐ P3002 Psych eval. required and reflected on Legal Status
☐ P1170(d) Report requested (Refer to C&PR)
☐ Restitution ordered per P2085.5/G13967(a)

PAROLE VIOLATOR - RETURN TO CUSTODY

- ☐ P3057.(d)(1) ☐ ELIG ☐ INELIG
☐ Parole revoked (if not scheduled for hearing)
☐ Revocation Release Date calculated & recorded on CDC 112, CDC 144 card
☐ Controlling Discharge Date computed & recorded on CDC 112

PAROLE VIOLATOR - WITH NEW TERM

- ☐ Parole revoked by BPT (if not, refer to BPT 2649 Guidelines)
☐ Revocation Release Date and new commitment EPRD compared
☐ Dual Case (RRD/EPRD Controls)
☐ Revocation Release Date crossed out on CDC 112 (only if prior term discharged)
☐ CDC 144/CDC 112 reflect correct release date
☐ Previous term time collection records removed from computer and time cards purged

WORK INCENTIVE

- ☐ Pre 1983 Case(s) signed waiver in file
☐ Mixed cases waiver not signed
☒ Case(s) vested/EPRD calculated and inmate advised
☐ Work credit gains & current Legal Status in file

CREDIT LOSSES

- ☐ Pending Disciplinary
☐ All confirmed, entered in OBIS and reflected on Legal Status & CDC 112
☐ Date recalculated, and inmate advised

CREDIT RESTORATION

- ☐ All entered in OBIS/reflected on Legal Status and CDC 112
☐ Date recalculated and inmate advised

HOLDS/WANTS/DETAINERS

- ☒ None in file/no longer wanted
☐ Detainer(s) in file
☐ WIS Only-No Hold
☐ Hold placement acknowledgment letter sent (CDC 661)
☐ Possible Holds inquiry sent. Refer HWD re: _____
☐ Inmate advised/signed CDC 661 in file
☐ CDC 112/144 posted
☐ Notice requested re: _____ (P3058.6 / P3058.8)
☐ Hold entered in OBIS
☐ Demand for trial prepared - 1381/1389 PC
☐ Disposition of Probation requested
☐ Subject being released to Hold
☐ Confidential section reviewed

LIFER

- ☐ MEPRD correctly computed
☐ Board action posted
☐ CDC 144 & CDC 112 posted appropriately
☐ Reviewed per In Re Monigold

COMMENTS:

CDC NUMBER

502099

INMATE'S NAME

White, J

DEPARTMENT OF CORRECTIONS



Legal Processing Unit
P.O. Box 942883
Sacramento, CA 94283-0001
(916) 324-2262

February 10, 1994

RECEIVED

FEB 15 1994

SUPERIOR COURT
WEST DISTRICT
SANTA MONICA

Clerk of the Superior Court
County of Los Angeles
1725 Main Street
Santa Monica, CA 90401

Re: WHITE, John Lee
CDC No: J-02099/MA400
Case No.: SA014380
Date of Sentence: January 5, 1994

Dear Clerk:

The above identified subject has been sentenced to the California Department of Corrections from your county. We have not received the following document (s) on the above case. It is of the utmost importance that these documents are received to properly record the commitment.

- (X) Information/Charging Document or Complaint
- (X) Transcript of Proceedings at Time of Sentencing

Pursuant to PC 1203.01, "Within 30 Days after judgment has been pronounced, the clerk shall mail a copy of the charging documents, the transcript of the proceedings at the time of the defendant's guilty plea, if the defendant pleaded guilty, and the transcript of the proceedings at the time of sentencing to the prison or other institution to which the person convicted is delivered."

We are required to furnish the Board of Prison Terms with all the facts of the offense to prepare his/her case summary. It would be most helpful to our staff to receive these documents as soon as possible. In the event the subject waived referral to the Probation Officer for his report, it would be appreciated if you could furnish a copy of the arrest report or other documents which would enable us to make a complete and detailed outline of the circumstances of the offense. Please return the enclosed copy of this letter with any response.

Your cooperation in this matter is greatly appreciated.

Sincerely,

SHERYL MILLER
Correctional Case Records Manager

Kerry Rossi
By: KERRY ROSSI
Correctional Case Records Specialist

Attachments

cc: Inmate
YA Intake
C-File

SM:KR:sp

STATE OF CALIFORNIA
DEPARTMENT OF THE YOUTH AUTHORITY.

REFERRAL DOCUMENT

76R232A - Y. A. 1.411 (8-78)

FOR Y.A. USE ONLY

Please type. (If additional space is required attach separate sheet.)

NAME (LAST - FIRST - MIDDLE) Walt, John Lee		OTHER NAME(S) (ALIASES) D. J. D. C.		BIRTHDATE [REDACTED] 77	YA NUMBER MA400
LAST ADDRESS (NUMBER - STREET - CITY - STATE) [REDACTED]		BIRTHPLACE [REDACTED]		SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	CII NUMBER [REDACTED]
ETHNIC IDENTIFICATION <input type="checkbox"/> WHITE <input type="checkbox"/> SPEAKING/SPANISH SURNAME <input checked="" type="checkbox"/> BLACK <input type="checkbox"/> ASIAN <input type="checkbox"/> NATIVE AMERICAN <input type="checkbox"/> FILIPINO <input type="checkbox"/> OTHER				U.S. CITIZEN <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
COURT (CHECK ONE) <input type="checkbox"/> JUVENILE <input type="checkbox"/> MUNICIPAL/JUSTICE <input checked="" type="checkbox"/> SUPERIOR		COUNTY OF REFERRAL Los Angeles		COMMITMENT DATE [REDACTED]	
PERSON HAS COMMUNICABLE/CHRONIC DISEASE/PHYSICAL HANDICAP <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES (SUBMIT MEDICAL REPORTS) (X-11111)				IS FEMALE PREGNANT? <input type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> NO. OF MONTHS	
SCHOOL LAST ATTENDED		ADDRESS OF SCHOOL		GRADE 7th	
FOR FURTHER INFORMATION FROM COUNTY, CONTACT (NAME): Mannifree					TELEPHONE (213) 276-82

FAMILY RELATIONSHIPS (INCLUDE SIGNIFICANT RELATIONSHIPS-SIBLINGS-CHILDREN-LEGAL GUARDIAN(S))

RELATION	AGE	NAME (LAST - FIRST - MIDDLE)	ADDRESS (NUMBER-STREET-CITY-STATE-ZIP CODE)	TELEPHONE NUMBER
FATHER		White, D. Sr	[REDACTED]	
MOTHER		Walt, John Lee	[REDACTED]	
SPOUSE				
SIBLINGS				
		Ed. [REDACTED]	[REDACTED]	(512) [REDACTED]

CO-OFFENDERS (MOST RECENT OFFENSE)

NAME (LAST - FIRST - MIDDLE)	AGE	DISPOSITION
Walt, Michael	12-77	YA 7.7.3 Discharged 10-25-83 D4795
[REDACTED]		

FOR YOUTH AUTHORITY USE ONLY

DATA PROCESSOR'S CODE			
REFERRAL OFFENSE PC 261/262(a)(1) Possession of Firearm/Principal Armed With Firearm - [REDACTED]			TENTATIVE BOARD HEARING CATEGORY RE
DELIVER TO <input type="checkbox"/> NRCC <input checked="" type="checkbox"/> SRCC <input type="checkbox"/> VRCC <input type="checkbox"/> YTS <input type="checkbox"/> OTHER (SPECIFY)		REGISTRATION REQUIRED <input type="checkbox"/> DRUG 11590 H&S <input type="checkbox"/> SEC 290 PC <input type="checkbox"/> ARSON	
STATUS <input type="checkbox"/> NEW COMMITMENT <input type="checkbox"/> ADDITIONAL COMMITMENT <input type="checkbox"/> RE-COMMITMENT <input type="checkbox"/> DIAGNOSTIC <input checked="" type="checkbox"/> OTHER (SPECIFY) 1731.5(a)(1)		ACTION <input type="checkbox"/> ACCEPT <input type="checkbox"/> REJECT	
PAROLE OFFICE TO COMPLETE INITIAL HOME VISIT REPORT CDC III / Walt		NAME OF CLASSIFICATION SPECIALIST [REDACTED]	
DATE OF ACTION 1-19-84			
RECEPTION CENTER AND CLINIC USE ONLY			
DATE EXP. BY AGE	DATE EXP. BY OFFENSE	AVAILABLE CONFINEMENT TIME	PAROLE REVOCATION <input type="checkbox"/> YES <input type="checkbox"/> NO
IDENTIFYING MARKS			
HEIGHT	WEIGHT	EYES	HAIR
COMPLEXION		DATE RECEIVED	ALIEN I.D. NUMBER

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff

Case No. SA014380

v.

INFORMATION

Arraignment Date:
Department: W

01 JOHN LEE WHITE,
aka DEKO, and
02 MICHAEL WALTON,
aka LIL ROCK

Defendant(s)

FILED

AUG 09 1993

FRANK S. ZOLIN, COUNTY CLERK
BY *[Signature]* DEPUTY

INFORMATION
SUMMARY

Ct.	Charge	Charge Range	Defendant	Special Allegation	Alleg. Effect
1	PC211	2-3-5	WHITE, JOHN LEE WALTON, MICHAEL	PC12022(a)(1) PC12022.5(a)	+1 YR +3-4-5 MSP

The District Attorney of the County of Los Angeles, by this Information alleges that:

COUNT 1

On or about June 8, 1993, in the County of Los Angeles, the crime of 2ND DEGREE ROBBERY, in violation of PENAL CODE SECTION 211, a Felony, was committed by JOHN LEE WHITE and MICHAEL WALTON, who did willfully, unlawfully, and by means of force and fear take personal property from the person, possession, and immediate presence of Cen-Fed Bank. It is further alleged that the above offense is a serious felony within the meaning of Penal Code Section 1192.7(c)(19).

It is further alleged that in the commission and attempted commission of the above offense, the said defendant(s), MICHAEL WALTON, personally used a firearm(s), to wit: a shotgun, within the meaning of Penal Code sections 1203.06(a)(1) and 12022.5(a) also causing the above offense(s) to become a serious felony pursuant to Penal Code section 1192.7(c)(8).

It is further alleged that in the commission and attempted commission of the above offense a principal in said offense was armed with a firearm(s), to wit, a shotgun, said arming not being an element of the above offense, within the meaning of Penal Code Section 12022(a)(1).

* * * * *

THIS INFORMATION CONSISTS OF 1 COUNT(S).

GIL GARCETTI
DISTRICT ATTORNEY
County of Los Angeles,
State of California

BY: *John F. Lynch*
JOHN F LYNCH
DEPUTY DISTRICT ATTORNEY

Filed in Superior Court,
County of Los Angeles

/ms

DATED: AUG 09 2012

Pursuant to Penal Code Section 1054.5(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

FILED
LOS ANGELES SUPERIOR COURT

AUG 18 1993

MUNICIPAL COURT OF LOS ANGELES JUDICIAL DISTRICT

EDWARD M. KRITZMAN

COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

BY N. McGUIRE, DEPUTY

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff

Case No. SA014380

v.

FELONY COMPLAINT

01 JOHN LEE WHITE, *ADC*

aka DEKO, and

02 MICHAEL WALTON, *947.2 P.C.*

aka LIL ROCK

Defendant(s)

FILED
MUNICIPAL COURT

JUL 02 1993

LOS ANGELES JUDICIAL DIST
EDWARD M. KRITZMAN, CLERK

BY *[Signature]* DEPUTY

The undersigned is informed and believes that:

COUNT 1

On or about June 8, 1993, in the County of Los Angeles, the crime of 2ND DEGREE ROBBERY, in violation of PENAL CODE SECTION 211, a Felony, was committed by JOHN LEE WHITE and MICHAEL WALTON, who did willfully, unlawfully, and by means of force and fear take personal property from the person, possession, and immediate presence of Cen-Fed Bank. It is further alleged that the above offense is a serious felony within the meaning of Penal Code Section 1192.7(c)(19).

It is further alleged that in the commission and attempted commission of the above offense, the said defendant(s), MICHAEL WALTON, personally used a firearm(s), to wit: a shotgun, within the meaning of Penal Code sections 1203.06(a)(1) and 12022.5(a) also causing the above offense(s) to become a serious felony pursuant to Penal Code section 1192.7(c)(8).

It is further alleged that in the commission and attempted commission of the above offense a principal in said offense was armed with a firearm(s), to wit, a shotgun, said arming not being an element of the above offense, within the meaning of Penal Code Section 12022(a)(1).

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER SA014380, CONSISTS OF 1 COUNT(S).

Executed at Los Angeles, County of Los Angeles, on July 1, 1993.


JOHN LICATA

DECLARANT AND COMPLAINANT

.....
GIL GARCETTI, DISTRICT ATTORNEY

BY:  FOR:
LONI PETERSEN, DEPUTY

AGENCY: LAPD RHD/ B
DR NO: 93 14 20228

I/O: LICATA
OPERATOR: ms

ID NO: 21712 PHONE NO: 310-4850780
PRELIM.TIME EST.: 60 Min.

DEFENDANT

WHITE, JOHN LEE
WALTON, MICHAEL

CII NO.

DOB

BOOKING
NO.

BAIL
RECOM'D

CUSTODY
R'TN DATE

3565610

\$ 30,000

3565608

\$ 40,000

Pursuant to Penal Code Section 1054.5(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

FELONY COMPLAINT - ORDER HOLDING TO ANSWER - P.C. SECTION 872

It appearing to me from the evidence presented that the following offense(s) has/have been committed and that there is sufficient cause to believe that the following defendant(s) guilty thereof, to wit:

(Strike out or add as applicable)

JOHN LEE WHITE

<u>Count</u>	<u>Charge</u>	<u>Charge</u>	<u>Special</u>	<u>Alleg.</u>
<u>No.</u>		<u>Range</u>	<u>Allegation</u>	<u>Effect</u>
1	PC211	2-3-5	PC12022(a)(1)	+1 YR

MICHAEL WALTON

<u>Count</u>	<u>Charge</u>	<u>Charge</u>	<u>Special</u>	<u>Alleg.</u>
<u>No.</u>		<u>Range</u>	<u>Allegation</u>	<u>Effect</u>
1	PC211	2-3-5	PC12022.5(a)	+3-4-5 MSP

I order that defendant(s) be held to answer therefor and be admitted to bail in the sum of:

JOHN LEE WHITE	<u>30,000. -</u>	Dollars
MICHAEL WALTON	<u>30,000. -</u>	Dollars

and be committed to the custody of the Sheriff of Los Angeles County until such bail is given. Date of ~~arraignment~~ in Superior Court will be:

JOHN LEE WHITE	<i>PT/TS</i>	<u>8.26.93</u>	in Dept: <u>WEST "B"</u>
MICHAEL WALTON		<u>8.26.93</u>	in Dept: <u>WEST "B"</u>
at: <u>8:30</u> A.M.			

Date: _____

AUG 9 1993

Judith Abrams
Committing Magistrate
JUDITH.ABRAMS Division 95

The Superior Court

West District
1725 Main Street
Santa Monica, California 90401

JAMES H. DEMPSEY
EXECUTIVE OFFICER/CLERK

CASE # SA014380 PEOPLE VS. WHITE, JOHN LEE DATE 3/11/94

WE CANNOT COMPLY WITH YOUR REQUEST FOR THE FOLLOWING REASON(S):

☐ THE ABOVE CASE HAS BEEN CONTINUED TO _____, IN DEPARTMENT
_____ OF THE SUPERIOR COURT, PLEASE RESUBMIT YOUR REQUEST
AFTER THAT DATE AS THE INFORMATION YOU REQUEST IS NOT AVAILABLE.

☐ THERE IS NO PROVISION BY WHICH COPIES OF COURT RECORDS CAN BE
FURNISHED WITHOUT COST.

☐ THE FEE FOR YOUR REQUESTED COPIES IS AS FOLLOWS:

PHOTOCOPYING	\$ _____
COMPARING	\$ _____
CERTIFYING	\$ _____
EXEMPLIFYING	\$ _____
INDEXING	\$ _____

TOTAL \$ _____

☐ THIS CASE NUMBER WAS NOT HELD TO ANSWER IN SANTA MONICA
SUPERIOR COURT.

☐ THE TRANSCRIPT OF THE PROCEEDINGS CAN BE OBTAINED FROM THE
OFFICIAL REPORTER WHO REPORTED THE PROCEEDINGS.

☒ NO SENTENCING TRANSCRIPT IS AVAILABLE ON FILE.

☐ CASE IS ON APPEAL AND FILE IS UNAVAILABLE AS OF THIS DATE. PLEASE
RESUBMIT YOUR REQUEST AT A LATER DATE.

☐ A CRIMINAL SEARCH WAS CONDUCTED AND NO RECORD WAS FOUND IN
SUPERIOR COURT.

☒ OTHER: YOU MAY CONTACT P. BRADFORD FOR THE TRANSCRIPT OF SENTENCING SANTA MONICA ()
AT 1725 MAIN ST. ROOM 109 PHONE # (310) 458-5430

UNDER THE LAWS OF THIS STATE, ALL STATUTORY FEES MUST BE PAID IN ADVANCE. IN REPLY,
PLEASE REFER TO THE AFOREMENTIONED CASE NUMBER.

JAMES H. DEMPSEY
EXECUTIVE OFFICER/CLERK

BY: M. YOUNG *M. Young*
DEPUTY

STATE OF CALIFORNIA
FINGERPRINT CARD

DEPARTMENT OF CORRECTIONS

NO. J02099/M8400

NAME WHITE, John Lee

CLASS _____

ALIAS _____

REF. _____

Right Hand



Left Hand



Hair <u>Blk</u>	Eyes <u>Brn</u>	Complexion <u>Dark</u>	Height <u>5'4 1/2</u>
Weight <u>180</u>	Age <u>18</u>	Build <u>medium</u>	Occupation _____
Rec'd at _____	Date _____	County _____	Nativity _____
Offense _____	Term _____	Race <u>African / American</u>	

Marks, Scars, Tattoos (Location & Brief Description — Scar Right Eye, Tattoo Eagle Right Forearm. NOTE: If numerous list those most prominent).

Taken by

John F. Miller

Signature

John F. Miller

Left Hand

Left Thumb

Right Thumb

Right Hand



CDC - 138722

KCY1 J02099TH

03/17/1995 AS OF 03/15/1995

JURISDICTION AND CONFINEMENT HISTORY

YA NUMBER: MA400 CII NO: A10014785 COURT OF JURISDICTION: SUPERIOR
 NAME: WHITE JOHN LEE MAX CONFINEMENT DATE: 02-14-1997
 BIRTHDATE: [REDACTED] CDC NO: J02099 PROGRAM START DATE: 04-06-1994
 LOC: EL PASO DE ROBLES
 MAJOR OFFENSE: ROBBERY-ENHANCED P211 AGE 25: 05-27-2002
 MAXIMUM CONFINEMENT TIME: 4 YRS 0 MTHS (1461 DAYS) BEGINNING 01-05-1994

LOCATION	FROM	THRU	DAYS CONF	GOOD TIME EARNED	DAYS ESC/ AWOL	DAYS REM CDC CONF	DAYS REM YA CONF
PRIOR TO COURT ACTION		01-05-1994	318	INCLUDED		1143.0	1143
CT ACTION TO YA ACCEPT	01-06-1994	01-18-1994	13	6.0		1124.0	1123 \$
AWAITING DELIVERY	01-18-1994	01-18-1994	0	0.0		1124.0	1123 \$
SRCC	01-19-1994	04-06-1994	78	39.0		1007.0	1007
EL PASO DE ROBLES	04-07-1994	03-15-1995	343	343.0		321.0	321
TOTAL GOOD TIME EARNED				388.0			
RELEASE PROGRAM STUDY (RPS) DUE		12-22-1994					
EARLIEST POSSIBLE RELEASE FROM YA IS	0 YRS	5 MTHS	7 DAYS	(08-22-1995)	!		
EARLIEST POSSIBLE RELEASE FROM CDC IS	0 YRS	5 MTHS	7 DAYS	(08-22-1995)	!		

(8-23-95)

JURISDICTION AND CONFINEMENT HISTORY

RA NUMBER: RA400 CID NO: A10014735 COURT OF JURISDICTION: SUPERIOR
 NAME: ANTHE JOHN LEE MAX CONFINEMENT DATE: 03-14-1997
 BIRTHDATE: [REDACTED] CDC NO: J03099 PROGRAM START DATE: 04-06-1994
 LOC: EL PASO DE ROBLES
 MAJOR OFFENSE: ROBBERY - ENHANCED PC11 AGE 35: 05-27-2002
 MAXIMUM CONFINEMENT TIME: 4 YRS 0 MTHS (1461 DAYS) BEGINNING 01-05-1994

LOCATION	FROM	THRU	DAYS CONF	GOOD TIME EARNED	DAYS ESC/ AWOL	DAYS REM CDC CONF	DAYS REM YA CONF
PRIOR TO COURT ACTION		01-05-1994	318	INCLUDED		1143.00	1143
CY ACTION TO YA ACCEPT	01-06-1994	01-18-1994	13	6.50		1123.50	1123 #
AWAITING TRIAL	01-18-1994	01-18-1994	0	0.00		1123.50	1123 #
SACC	01-17-1994	04-06-1994	78	39.00		1006.50	1007
EL PASO DE ROBLES	04-07-1994	08-13-1995	494	494.00		18.50	19
TOTAL GOOD TIME EARNED				539.50			
RELEASE PROGRAM STUDY (RPS) DUE		12-23-1994					
EARLIEST POSSIBLE RELEASE FROM YA IS	0 YRS	0 MTHS	10 DAYS	(08-23-1995)	!		
EARLIEST POSSIBLE RELEASE FROM CDC IS	0 YRS	0 MTHS	10 DAYS	(08-23-1995)	!		

8-23-95

JURISDICTION AND CONFINEMENT HISTORY

YA NUMBER: HA400 CII NO: A10014785 COURT OF JURISDICTION: SUPERIOR
 NAME: WHITE JOHN LEE MAX CONFINEMENT DATE: 05-14-1997
 BIRTHDATE: [REDACTED] CDC NO: J02099 PROGRAM START DATE: 04-06-1994
 L02: [REDACTED] ROLLES
 MAJOR OFFENSE: ROBBERY-ENHANCED PC11 AGE 35 05-07-2002
 MAXIMUM CONFINEMENT TIME: 4 YRS 0 MTHS (1461 DAYS) BEGINNING 01-05-1994

LOCATION	FROM	THRU	DAYS CONF	GOOD TIME EARNED	DAYS ESC/ AWCL	DAYS REM CDC CONF	DAYS REM YA CONF
PRIOR TO COURT ACTION		01-05-1994	318	INCLUDED		1143.00	1143
COURT ACTION TO YA ACCEPT	01-06-1994	01-18-1994	13	6.50		1123.50	1123 \$
AWAITING DELIVERY	01-18-1994	01-18-1994	0	0.00		1123.50	1123 \$
SRCC	01-19-1994	04-06-1994	78	39.00		1006.50	1007
EL PASO DE ROSLES	04-07-1994	08-03-1995	484	484.00		38.50	39
TOTAL GOOD TIME EARNED				529.50			
RELEASE PROGRAM STUDY (RPS) DUE		12-23-1994					
EARLIEST POSSIBLE RELEASE FROM YA IS		0 YRS 0 MTHS 20 DAYS (03-23-1995) !					
EARLIEST POSSIBLE RELEASE FROM CDC IS		0 YRS 0 MTHS 20 DAYS (03-23-1995) !					

(823-95)

JUN-30-1999 15:35

P&CSD-HUNTINGTON PARK

213 744 2434 P.03/03

STATE OF CALIFORNIA
WANTED PERSONS SYSTEM NOTIFICATION - ADDENDUM A
CBC 600

DEPARTMENT OF CORRECTIONS
DISTRIBUTION:
ORIG - BPT
COPY - CENTRAL FILE
COPY - FIELD FILE

UW	NAME			SEX	RACE	DOB
EWR CA034035G	WHITE, JOHN LEE			M	BLA	
HGT	OFF	TOW	DOW	WAR	ENT	BAL
5FT 4IN	5011	FELONY			1 OR (2)	NO BAIL
POB/	WGT/	EYE/	HAI/	OCA/	CAU/	CII/
CA	124	BRO	BLK	J02099	A	A10012785
FBI/	MIS/					
			P212.5(B) ROBBERY 2ND			
REF/	SOC/					
3 - HUNTINGTON PK 5	558-47-7670					
SMT/	DESCRIPTION	PICTURE		TEXT		
AKA/						
ADB/	AGENT			AGENT'S TELEPHONE NUMBER		
	ROBERT HOFFMAN			(213) 744-2306		

TOTAL P.03

DEPARTMENT OF THE YOUTH AUTHORITY
WARRANT REQUEST
 YA 1.303 (10/88)

Reason for Request		<input type="checkbox"/> Escape		<input checked="" type="checkbox"/> Missing		<input type="checkbox"/> Detention		Date <u>4/1/96</u>	
LAST		FIRST		MIDDLE		RAC (RACE)		SEX	
WHITE		JOHN		LEE		Blk		M	
BIRTHDATE		DOB (BIRTHPLACE)		SSN (SOCIAL SECURITY NO.)		FBI		OFF (OFFENSE)	
5'4"		124		Blk		Brn		California	
A10014785		DOW (DATE OF WARRANT)		WAR (WARRANT NO.)		ENT/1			
4/1/96									
CCA (YA NO.)		REF (PERSON TO CONTACT—OFFICE & PHONE NUMBER)							
MA400		Clark/Tolbert WATTS 213-589-6124							
MISC (ALL MARKS, SCARS, TATOOS, ETC.—VERY IMPORTANT—HELPS LAW ENFORCEMENT IDENTIFY)									

GANG AFFILIATION (INDICATE STATUS WITHIN GANG IF KNOWN)

SIX DUCE BRIMS

AKA (OTHER NAMES USED)

MONIKER "BEKO"

COMMITTING COURT		COUNTY		DATE OF COMMITT.		EXPIRATION DATE BY AGE		COMMITMENT OFFENSE (FULL BOARD? YES NO)	
SUPERIOR		L.A.		1/6/94				211PC/12022.5 (c) PC	
HOME ADDRESS				RELATIONSHIP		TELEPHONE			
L.A.				Grandmother					
ESCAPE OR MISSING DATE		FROM AREA LOCATION		VIOLENCE POTENTIAL		REASON FOR POTENTIAL			
12/18/95		L.A.		(HIGH) MED LOW		Commit Offense			
PERSON REPORTING		DATE		PERSON REPORTING		CANCEL DATE			
Clark		4/1/96							
NAME		YA NO.		ASSIGNED TO		WARRANT NO.		WARRANT EXPIRATION DATE	
WHITE, JOHN		MA400		Clark					

REASON FOR REQUEST

Absconded Superfision

SPECIAL INSTRUCTIONS/PHYSICAL OR MEDICAL PROBLEMS/ADDITIONAL SIGNIFICANT INFORMATION

AVAILABLE CONFINEMENT TIME		SEND WARRANT ABSTRACT TO (SPECIFY)	
YRS MOS DAYS		<input type="checkbox"/>	
ISSUANCE REQUESTED BY (SIGNATURE)		DATE REQUESTED	
CRAIG CLARK		4/2/96	
APPROVED BY (SIGNATURE)		DATE APPROVED	
Clyde A Tolbert		4/2/96	

WARRANT NUMBER		DATE ISSUED		SIGNATURE OF WARRANT CLERK	
				LARUE FLOYD	

LOCATION OF WARRANT

☐ WARRANT CONTROL BOOK ☐ DELIVER/MAIL TO (SPECIFY)

ARRESTED BY DATE OF ARREST DETAINED AT (LOCATION)

ATTACH A COPY OF THE VISITING LIST AND NOTE POSSIBLE CONTACTS THAT ARE NOT ON VISITING LIST BELOW.

RELATIONSHIP NAME ADDRESS

(USE OTHER SIDE)

DC 1010 (4/71)

REPORT TO: ☒ BOARD OF PRISON TERMS☐ NARCOTIC ADDICT EVALUATION AUTHORITY2ND COPY - PALA
3RD COPY - PAROLEE
4TH COPY - U.S.

DC NUMBER 102099	NAME (LAST, FIRST, MI) WHITE, JOHN	NAME BOOKED AS JOHNSON, DONTE	REGION/UNIT III/HPRK#5	CSTCU - ST <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ARREST DATE 18/18/98	ARRESTING AGENCY LAS VEGAS METRO POLICE	BPT REFERRALS: <input checked="" type="checkbox"/> MANDATORY <input type="checkbox"/> NON-MANDATORY	BOOKING NUMBER AND/OR LOCATION 1586283/CLARK CTY DTN FAC.	
ARREST CODE * 3	* ARREST CODES: A P&CSD STAFF ALONE AB P&CSD ASSISTED BY LAW ENFORCEMENT AGENCY B LAW ENFORCEMENT AGENCY ALONE D LAW ENFORCEMENT AGENCY WITH INFORMATION FROM P&CSD			
OLD DATE 17/01/99	DISCOVERY DATE 06/28/99	HOLD REMOVED DATE N/A	AGENT OF RECORD R. HOFFMAN	CONTROLLING DISCHARGE DATE PAL
DISCHARGE REVIEW DATE PAL		DISCHARGE <input type="checkbox"/>		
CHARGES AND CODES 1. ABSCONDING (021) 2. MURDER (4) COUNTS (100) 3. KIDNAPPING (4) COUNTS (911) 4. ROBBERY (4) COUNTS (205) 5. BURGLARY (1) COUNT (517) 6.				
REASON FOR RETAINING PAROLE HOLD: PAROLEE DANGER TO: <input checked="" type="checkbox"/> ABSCOND <input type="checkbox"/> SELF <input checked="" type="checkbox"/> PROPERTY-OTHERS <input checked="" type="checkbox"/> SAFETY-OTHERS				
DATE COPY SENT TO PAROLEE			INITIALS OF PERSON SENDING	

SUPPORTING EVIDENCE:CHARGE 1:

This case was an M case that was transferred to the writer from CYA on 6/24/99. The writer received this case on 6/28/99.

The previous Agent Mr. Ware of the Watts Office in CYA submitted a PAL Report to the CYA Board on 4/1/96. On 5/2/96 White's parole was suspended.

On 6/30/99 a Miscellaneous Decision was submitted by the writer to the BPT requesting that Subject's parole be suspended effective 4/2/96; a warrant be issued code (2) as a detainer; and that he be returned to prison for further proceedings. On 7/1/99 the BPT did suspend White's parole effective 4/2/96 and they reaffirmed their action of 5/2/96. It was ordered that a warrant be issued as a detainer. And it was also ordered that White be returned to prison for further proceedings.

CHARGES 2,3,4 & 5:

On 8/14/98, John White along with three other defendants arrived at a residence in Las Vegas. Apparently they intended to do a "dope deal rip-off". Four victims were bound with duct tape (hands and feet). All four victims were then shot in the back of the head. Two hundred and forty dollars in cash was taken from the residence. It appears that one of the residents had bragged earlier about what a lucrative business he had selling cocaine. It also appears that this victim bought his cocaine from John White.

WITNESSES:

Officer J. Buczek serial #3702, Las Vegas Metro Police Department.

COURT ACTION:

John White will be going to court in January of the year 2000 charged with (4) counts of Murder, Kidnapping, Robbery and Burglary. The case number is #C153154.

PAROLEE'S NAME WHITE, JOHN	CDC NUMBER J02099
-------------------------------	----------------------

CD-10 (1/91)

BPT	RECOMMENDATION	NAEA
<input type="checkbox"/> Reinstatement on Parole as of _____	<input type="checkbox"/> Continue outpatient or civil addict parole status	
<input type="checkbox"/> Cancel Want - Remove Warrant from File	<input type="checkbox"/> Dismiss _____	
<input type="checkbox"/> Extend Parole Period to Maximum Pending Parole	<input type="checkbox"/> Suspend - reinstate as of _____	
<input type="checkbox"/> Continue on Parole	<input type="checkbox"/> Suspend - return _____	
<input type="checkbox"/> Dismiss	<input type="checkbox"/> Remove Release / Parolee at Large	
<input type="checkbox"/> Remove Parole Hold	<input type="checkbox"/> Continue oral order of _____	
<input checked="" type="checkbox"/> Retain Parole Hold	<input type="checkbox"/> Confirm oral order of _____	
<input checked="" type="checkbox"/> Refer to Screening Calendar	<input type="checkbox"/> Vacate oral order of _____	
<input type="checkbox"/> Schedule for Revocation Hearing	<input type="checkbox"/> Other _____	
<input type="checkbox"/> Schedule for Revocation Hearing -- Psychiatric Treatment		
<input type="checkbox"/> Schedule for Good Cause Hearing -- (Cooperative Parole)		
<input type="checkbox"/> Maintain in Community Pending Revocation Proceedings.		
<input type="checkbox"/> Other _____		
PAROLE AGENT'S SIGNATURE R. HOFFMAN <i>Robert Hoffman</i>		DATE 7/12/99

BPT	UNIT SUPERVISOR'S DECISIONS	NAEA
<input checked="" type="checkbox"/> Reinstatement on Parole as of <u>Upon Return to Parole</u>	<input type="checkbox"/> Continue outpatient or civil addict parole status	
<input checked="" type="checkbox"/> Cancel Want -- Remove Warrant from File	<input type="checkbox"/> Dismiss _____	
<input type="checkbox"/> Extend Parole Period to Maximum Pending Parole	<input type="checkbox"/> Suspend - reinstate as of _____	
<input type="checkbox"/> Continue on Parole	<input type="checkbox"/> Suspend - return _____	
<input type="checkbox"/> Dismiss	<input type="checkbox"/> Remove Release / Parolee at Large	
<input type="checkbox"/> Remove Parole Hold as of _____	<input type="checkbox"/> Continue oral order of _____	
<input checked="" type="checkbox"/> Retain Parole Hold	<input type="checkbox"/> Confirm oral order of _____	
<input checked="" type="checkbox"/> Refer to Screening Calendar	<input type="checkbox"/> Vacate oral order of _____	
<input type="checkbox"/> Schedule for Revocation Hearing	<input type="checkbox"/> Other _____	
<input type="checkbox"/> Schedule for Revocation Hearing -- Psychiatric Treatment		
<input type="checkbox"/> Schedule for Good Cause Hearing -- (Cooperative Parole)		
<input type="checkbox"/> Maintain in Community Pending Revocation Proceedings		
<input type="checkbox"/> Other _____		
<input type="checkbox"/> Note to Hearing Agent: History of major psychiatric disorder should be considered in attorney determination.		
<input type="checkbox"/> Note to Classification Staff Representative: May be psychotic. Requires evaluation for category program.		
COMMENTS		

SUPERVISOR'S SIGNATURE A. OSHIRO <i>A. Oshiro</i>		DATE 7-12-99
DATE PAROLEE COPY PROVIDED	<input type="checkbox"/> MAILED <input type="checkbox"/> DELIVERED	BY: (SIGNATURE)

PAROLEE'S NAME WHITE, JOHN	CDC NUMBER J02099
-------------------------------	----------------------

ATTACH LEGAL STATUS SUMMARY

PC NUMBER 02099	NAME (LAST, FIRST, MI) WHITE, JOHN	DATE OF REPORT 7/8/99
--------------------	---------------------------------------	--------------------------

PRIOR COMMITMENT(S)		
OFFENSE TITLE(S)	CODE SECTION(S)	DATE(S) OF COMMITMENT
ONE		
SPECIAL CONDITION(S) OF PAROLE	INITIAL PAROLE DATE 8/23/95	LAST REV. REL. DATE (RRD)

NO WEAPONS.

NO GANGS.

ANTI NARCOTIC TESTING.

WORK/EMPLOYMENT/VOCATIONAL TRAINING.

RESIDENCE		
LAST KNOWN ADDRESS	LIVING WITH	RESIDENTIAL PATTERN
136 W. 68TH STREET LOS ANGELES, CA	JANET EDWARDS/GRNDMOTHER	TRANSIENT

MEANS OF SUPPORT			
SOURCE OF SUPPORT	IF EMPLOYED, EMPLOYER'S NAME & BUSINESS ADDRESS	DATES EMPLOYED FROM TO	POSITION HELD
UNKNOWN			

VALUATION - Cover the period from date of last release to current report. Include positive and negative factors of this release and community programs available in lieu of revocation, e.g. drug programs, psychiatric in-patient or out-patient, etc.

This Parolee was a Parolee at Large from April of 1996 until his arrest in 1999. The writer received the case in transfer from California Youth authority after the arrest. This writer has never met John White.

PAROLEE'S NAME WHITE, JOHN	CDC NUMBER J02099
-------------------------------	----------------------

FACTS

Name: White, John Commitment Offense: Robbery With Firearm 211/12022(a)
P.C.

CDC: J02099

Received: 1/18/1994 (to CYA)

DRD: PAL

CDD: PAL

White was a CYA parolee who absconded and was declared a PAL on 5/2/96 effective 4/2/96. On 6/2/99 the Watts Office of CYA was notified that White was in custody in Las Vegas, Nevada. He is charged with multiple counts of Murder, Robbery, Kidnapping, and a Burglary. The case was transferred from CYA to CDC on 6/17/99 effective 6/24/99. The writer received this case on 6/28/99. A full report to the BPT will be made. It should be noted that a full report to the CYA Board was previously made on 6/4/99.

Robert Hoffman
Robert Hoffman, PA II

Alton Oshiro 6-30-99
Alton Oshiro, Unit Supervisor

RECOMMENDATION(S)

- 1) Suspend Subject's parole effective 4/2/96
- 2) Issue Code 2 warrant as a detainer (to the Clark County Detention Center in Las Vegas, Nevada)
- 3) Return to Prison for further proceedings.

STAFF (Name)	TITLE	DATE
4/ David Munoz <i>L. Rowe</i>	Parole Administrator	6-30-99

DECISION(S)

1.

2.

3.

PANEL HEARING CASE

DECISION DATE

NAME

NAME

NAME

NAME

White, John

NUMBER

J02099

INSTITUTION OR REGION (UNIT)

III, Huntington Park 5

TO: ☒ BOARD OF PRISON TERMS ☐ NARCOTIC ADDICT EVALUATION AUTHORITY ☐ EMERGENCY SUSPENSION
☐ IMMINENT DISCHARGE

FROM: PAROLE AND COMMUNITY SERVICES DIVISION

UNIT: WATTS

CDC NUMBER MA400/J02099	NAME (LAST, FIRST, MI) WHITE JOHN	COMMITMENT OFFENSE(S) Robbery W/Firearm 211/12022(a)PC			
RECEIVED 1/5/94	DISCHARGE REVIEW DATE 8/23/96	PAROLE / RELEASE / REVOCATION RELEASE DATE	CONTROLLING DISCHARGE DATE (CDD) 8/23/98	RISKS SCORE	NEEDS SCORE

SUSPENSION - PAROLEE AT LARGE / RELEASEE AT LARGE

ON OR ABOUT DATE (MONTH, DAY, YEAR) 4/2/96 PAROLEE / RELEASEE VIOLATED CONDITION 2 OF THE CONDITIONS OF PAROLE / RELEASE BY:

☒ 1. FAILING TO REPORT AND AVOIDING CONTACT ☒ 2. PROVIDING FALSE ADDRESS
☐ 3. FAILING TO REPORT NEW ADDRESS ☐ 4. LEAVING THE STATE OF CALIFORNIA
☐ 5. OTHER SPECIFIC VIOLATIONS

EXPLAIN CIRCUMSTANCES OF VIOLATION(S) OR INCLUDE ADDITIONAL INFORMATION

Subject has failed to report to the parole office as instructed on numerous occasions for contact.

He is not residing at his address of record.

THE FOLLOWING EFFORTS HAVE BEEN MADE TO LOCATE PAROLEE / RELEASEE (ATTEMPTS TO LOCATE MUST BE DOCUMENTED)	
FIELD CALL TO PAROLEE / RELEASEE'S ADDRESS OF RECORD DATE: 4/1/96 PERSON CONTACTED: Jane Edwards-grandmother	FIELD CALL TO PAROLEE / RELEASEE'S EMPLOYMENT DATE: PERSON CONTACTED:
LETTER SENT TO PAROLEE / RELEASEE'S ADDRESS INSTRUCTING HIM / HER TO REPORT TO THE PAROLE OFFICE DATE: 1/11/96, 2/28/96, 3/1/96	NOTICE LEFT AT PAROLEE / RELEASEE'S EMPLOYMENT INSTRUCTING HIM / HER TO REPORT TO THE PAROLE OFFICE DATE:
TELEPHONED PAROLEE / RELEASEE'S RESIDENCE OF RECORD, EMPLOYER, RELATIVE DATE: 1/9/96 PERSON CONTACTED: Unpublished phone number	CONTACTED LOCAL LAW ENFORCEMENT / SOCIAL AGENCIES DATE: 2/7/96 PERSON CONTACTED: Desk Sgt-LAPD 77th
VERIFIED LAST KNOWN ADDRESS OF RECORD: DATE: 4/1/96	LAST FACE TO FACE CONTACT: DATE: 12/18/95

OTHER INFORMATION USED TO SUBSTANTIATE REPORT On 4/1/96 subject telephoned agent Clark and stated he wasn't going to report and failed to provide his new address.

RECOMMENDATION TO BPT		ENTER CODES FROM BACK OF FORM WHICH APPLY.	
SUSPEND PAROLE EFFECTIVE: DATE: 4/2/96	CODE NUMBER <input checked="" type="checkbox"/> 1 CAS.WPS. <input type="checkbox"/> 2 NCIC	NATIONAL CRIME INFORMATION CENTER CRITERIA CODE(S): A	CAUTION CODE(S): A
RECOMMENDATION TO NAEA		BPT CAUTION CODE, EXPLAIN:	
SUSPEND RELEASEE AT LARGE EFFECTIVE: DATE:	CODE NUMBER <input type="checkbox"/> 1 CAS W.P.S.	SIGNATURE OF PAROLE AGENT	DATE: 4/1/96
		APPROVED: SIGNATURE OF UNIT SUPERVISOR	DATE:

TRIAL OFFICE CALENDAR DECISION

Post-it® Fax Note

7871

Date 12/8/99 # of pages 5

To Juanda Johnson From R. Hoff
Co./Dept Care Records S. Co. N
Phone # 213 / 744-2306
Fax # 909 / 484-3783 Fax # X123

1. REPORTS

X	A. PAROLE VIOLATION REPORT OF 7/8/1999 (DATE)	REVIEWED
	B. PAROLE VIOLATION REPORT (PAL) OF (DATE)	REVIEWED
	C. SUPPLEMENTAL PAROLE VIOLATION REPORT OF (DATE)	REVIEWED
	D. DISCIPLINARY REPORT OF (DATE)	REVIEWED

G. RETAIN ON PAROLE. REPORT OF

(DATE) REVIEWED

H. OTHER REPORT OF

(DATE) REVIEWED

2. PAROLE STATUS

	A. PAROLE SUSPENDED EFFECTIVE (DATE)
	B. CONTINUE ON PAROLE

X C. REINSTATE ON PAROLE EFFECTIVE
UPON RETURN TO CALIF. / A. OSHIRO
(DATE)

D. OTHER

3. SCHEDULE FOR FURTHER PROCEEDINGS

A. SCHEDULE FOR REVOCATION PROCEEDINGS	
1. <input type="checkbox"/> EXTENSION	2. <input type="checkbox"/> PSYCH. ATTN.
3. <input type="checkbox"/> PREREVOCATION	
B. RETURN TO PRISON FOR FURTHER PROCEEDINGS	

C. SCHEDULE FOR RESCISSION PROCEEDINGS

D. HOLD

☐ PLACE ☐ RETAIN ☐ REMOVE

4. OTHER DECISIONS

A. CANCEL WANT REMOVE WARRANT FROM FILE
B. REAFFIRM ACTION OF (DATE)
C. RESCIND ACTION OF (DATE)
D. DISCHARGE 1. <input type="checkbox"/> BPT § 2535 <input type="checkbox"/> § 2713(c) 2. <input type="checkbox"/> TO ALLOW EXCLUSIVE JURISDICTION. AUTHORITIES
E. RETAIN ON PAROLE BPT RULE 2535(d) ()
F. RETAIN ON PAROLE SUPERVISION

G. RETAIN IN CUSTODY _____ DAYS
PENDING REVOCATION EXTENSION HEARING

H. PAROLE PERIOD EXTENDED TO ☐ 18 Mos. ☐ 4 Yrs.
PENDING REVOCATION HEARING

I. ENTER NCIC WARRANT PER
BPT § 2714(b)(1) (FILL IN APPROPRIATE SUBSECTION)

J. PLACE IN WANTED PERSONS SYSTEM
ISSUE IN CALIFORNIA WARRANT

K. MISCELLANEOUS

PANEL HEARING CASE

NAME

NAME

NAME WHITE, JOHN

NUMBER J02099

INSTITUTION/REGION III

UNIT HPRK5/HOFFMAN/AC

IPT 1130 (Rev. 5/1/84)

☐ SEE COMMENTS ON REVERSE SIDE

PERMANENT ADDENDA

FROM
SUR-30 99(WBU) 16:26 CASE REC. OFFICERS

(THU) 7. 1'99 10:35/ST-0:34/NO. 4861196903 P 4
TEL:213 897 83. P.002

JUN-30-1999 15:35
MISCELLANEOUS DECISIONS

P&CSD-HUNTINGTON PARK

PACIA

Name: White, John Commitment Offense: Robbery With Firearm 211/12022(a)
P.C.

CDC: J02099

Received: 1/18/1994 (to CYA)

DRD: PAL

CDD: PAL

White was a CYA parolee who absconded and was declared a PAL on 5/2/96 effective 4/2/96. On 6/1/99 the Watts Office of CYA was notified that White was in custody in Las Vegas, Nevada. He is charged with multiple counts of Murder, Robbery, Kidnapping, and a Burglary. The case was transferred from CYA to CDC on 6/17/99 effective 6/24/99. The writer received this case on 6/28/99. A full report to the BPT will be made. It should be noted that a full report to the CYA Board was previously made on 6/4/99.

Robert Hoffman, PA II

Alton Oshiro, Unit Supervisor

RECOMMENDATION(S)

- 1) Suspend Subject's parole effective 4/2/96
- 2) Issue Code 2 warrant as a detainer (to the Clark County Detention Center in Las Vegas, Nevada)
- 3) Return to Prison for further proceedings.

STAFF (Name)	TITLE	DATE
David Munoz <i>D. Munoz</i>	Parole Administrator	6-30-99

DECISION(S)

PAROLE SUSPENDED
EFFECTIVE 4-2-96

REAFFIRM ACTION OF
5-2-96

ISSUE WARRANT
AS DETAINER

RETURN TO PRISON FOR
FURTHER PROCEEDINGS.

PANEL HEARING CASE

DECISION DATE

NAME

NAME

NAME

Schmidt

NAME

NUMBER

INSTITUTION OR REGION (UNIT)

White, John

J02099

III, Huntington Park 5

JUL 1 1999

6 BPT 1130 (REV. 1/92)

PERMANENT ADDENDA

TOTAL P.05

FROM
JUN 30 1999 15:35
MISCELLANEOUS DECISIONS

P&CSD-HUNTINGTON PARK

(THU) 7. 1'99 10:35/ST 10:34/NO. 4861196903 P 4
TEL: 213 897 83 P.002

FACYS

Name: White, John Commitment Offense: Robbery With Firearm 211/12022(a),
P.C.

CDC: J02099

Received: 1/18/1994 (to CYA)

DRD: PAL

CDD: PAL

White was a CYA parolee who absconded and was declared a PAL on 5/2/96 effective 4/2/96. On 6/2/99 the Watts Office of CYA was notified that White was in custody in Las Vegas, Nevada. He is charged with multiple counts of Murder, Robbery, Kidnapping, and a Burglary. The case was transferred from CYA to CDC on 6/17/99 effective 6/24/99. The writer received this case on 6/28/99. A full report to the BPT will be made. It should be noted that a full report to the CYA Board was previously made on 6/4/99.

Robert Hoffman
Robert Hoffman, PA II

Alton Oshiro 6-30-99
Alton Oshiro, Unit Supervisor

RECOMMENDATION(S)

- 1) Suspend Subject's parole effective 4/2/96
- 2) Issue Code 2 warrant as a detainer (to the Clark County Detention Center in Las Vegas, Nevada)
- 3) Return to Prison for further proceedings.

STAFF (Name)	TITLE	DATE
David Munoz <i>L. Rowe</i>	Parole Administrator	6-30-99

DECISION(S)

PAROLE SUSPENDED
EFFECTIVE 4-2-96

REAFFIRM ACTION OF
5-2-96

ISSUE WARRANT
AS DETAINER

RETURN TO PRISON FOR
FURTHER PROCEEDINGS.

PANEL HEARING CASE		DECISION DATE
NAME		
NAME	<i>Schmidt</i>	
NAME		

NAME	NUMBER	INSTITUTION OR REGION (UNIT)
White, John	J02099	III, Huntington Park 5

JUL 1 1999

CENTRAL OFFICE CALENDAR DECISION

1. REPORTS REVIEWED

	A. PAROLE VIOLATION REPORT OF _____ (DATE) REVIEWED	E. PSYCHIATRIC REPORT OF _____ (DATE) REVIEWED
X	B. PAROLE VIOLATION REPORT (PAL) OF 4/2/96 (DATE) REVIEWED	F. DISCHARGE REPORT OF _____ (DATE) REVIEWED
	C. SUPPLEMENTAL PAROLE VIOLATION REPORT OF _____ (DATE) REVIEWED	G. RETAIN ON PAROLE REPORT OF _____ (DATE) REVIEWED
	D. DISCIPLINARY REPORT OF _____ (DATE) REVIEWED	H. OTHER REPORT OF _____ (DATE) REVIEWED

2. PAROLE STATUS

X	A. PAROLE SUSPENDED EFFECTIVE 4/2/96 (DATE)	C. REINSTATE ON PAROLE EFFECTIVE _____ (DATE)
	B. CONTINUE ON PAROLE	D. OTHER _____

3. SCHEDULE FOR FURTHER PROCEEDINGS

	A. SCHEDULE FOR REVOCATION PROCEEDINGS 1. <input type="checkbox"/> EXTENSION 2. <input type="checkbox"/> PSYCH. ATTN. 3. <input type="checkbox"/> PREREVOCATION	C. SCHEDULE FOR RESCISSION PROCEEDINGS
	B. RETURN TO PRISON FOR FURTHER PROCEEDINGS	D. HOLD <input type="checkbox"/> PLACE <input type="checkbox"/> RETAIN <input type="checkbox"/> REMOVE

4. OTHER DECISIONS

	A. CANCEL WANT REMOVE WARRANT FROM FILE	G. RETAIN IN CUSTODY _____ DAYS PENDING REVOCATION EXTENSION HEARING
	B. REAFFIRM ACTION OF _____ (DATE)	H. PAROLE PERIOD EXTENDED TO <input type="checkbox"/> 18 Mos. <input type="checkbox"/> 4 Yrs. PENDING REVOCATION HEARING
	C. RESCIND ACTION OF _____ (DATE)	I. ENTER NCIC WARRANT PER BPT § 2714(b)(1) (_____) (FILL IN APPROPRIATE SUBSECTION)
	D. DISCHARGE 1. <input type="checkbox"/> BPT § 2535 <input type="checkbox"/> § 2713(c) 2. <input type="checkbox"/> TO ALLOW _____ AUTHORITIES EXCLUSIVE JURISDICTION.	X J. PLACE IN WANTED PERSONS SYSTEM ISSUE IN CALIFORNIA WARRANT
	E. RETAIN ON PAROLE BPT RULE 2535(d) (_____)	K. MISCELLANEOUS
	F. RETAIN ON PAROLE SUPERVISION	

PANEL HEARING CASE

NAME

NAME

NAME

WHITE, JOHN

BPT 1130 (Rev. 5/1/84)

NUMBER
J02079
MA400☐ SEE COMMENTS ON REVERSE SIDE

INSTITUTION/REGION

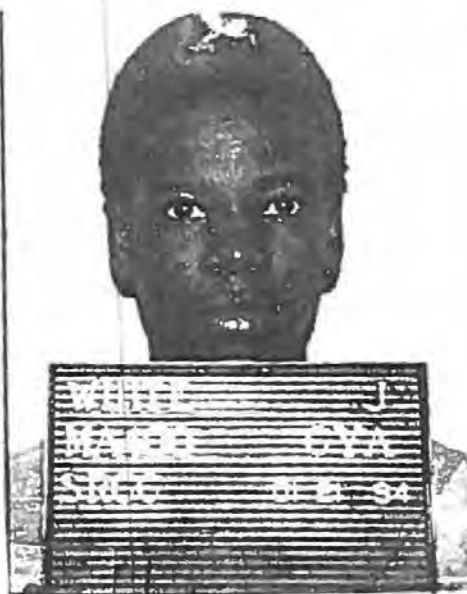
CYA III

UNIT

WATTS

DECISION DATE

PERMANENT ADDENDA



3 P & S
Date: JANUARY 05 1994
HONORABLE: RICHARD NEIDORF
301
CASE NO. SA014380-01
CHARGE: 01 WHITE JOHN LEE
211 001CTS
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES
JUDGE: R. THOMAS
Deputy Sheriff: P. Bradford
Counsel for People: S. Barshop
DEPUTY DISTRICT ATTY: S. Barshop
Counsel for Defendant: R. LEVINE ADC
C. Weiss
DEPT. WEB
Deputy Clerk: J. CITRON
Reporter: L. JOHNSON
(Parties and counsel checked if present)
(BOX CHECKED IF ORDER APPLICABLE)

NATURE OF PROCEEDINGS P&S P&S REM 08-09-1993

71 ☐ IS SWORN AS THE ENGLISH/ INTERPRETER ☐ OATH FILED PER 68580 G.C.
DUE TO CONFLICT OF INTERESTS, PUBLIC DEFENDER RELIEVED, PURSUANT TO PENAL CODE SECTION 987.2/GOVERNMENT CODE SECTION 31000
ALTERNATE DEFENSE COUNSEL IS APPOINTED.

72 ☒ CRIMINAL PROCEEDINGS ARE ADJOURNED/REMAIN ADJOURNED/ARE RESUMED.
73 ☐ DEFENDANT ORDERED DELIVERED TO DEPARTMENT OF CORRECTIONS PURSUANT TO PENAL CODE SECTION 1203.03.
74 ☐ DEFENDANT ORDERED DELIVERED TO CALIFORNIA YOUTH AUTHORITY PURSUANT TO WELFARE AND INSTITUTIONS CODE SECTION 707.2.

74 ☐ ON MOTION, PROBATION AND SENTENCE HEARING/FURTHER PROCEEDINGS CONTINUED TO
AT A.M. IN DEPT. ☐ NON-APPEARANCE CALENDAR ☐ DEFENDANT ORDERED TO RETURN
75 ☐ DEFENDANT PERSONALLY AND ALL COUNSEL WAIVE TIME FOR SENTENCING.
76 ☐ SUPPLEMENTAL PROBATION REPORT/PROGRESS REPORT ORDERED RE:

70 ☒ PROBATION DENIED/SENTENCE IMPOSED AS FOLLOWS:
IMPRISONED IN STATE PRISON FOR ☐ TERM PRESCRIBED BY LAW TOTAL OF 4 YEARS MONTHS
COURT SELECTS THE TERM OF 3 YEARS MONTHS FOR THE BASE TERM AS TO COUNT
PLUS 1 YEARS MONTHS PURSUANT TO SECTION 12022-A OF THE PENAL CODE AS INDICATED BELOW
PLUS

☐ TO BE HOUSED AT CALIFORNIA YOUTH AUTHORITY PURSUANT TO SECTION 1731.6(C) W.I.C.
☐ COMMITTED TO CALIFORNIA YOUTH AUTHORITY, THE TERM OF IMPRISONMENT TO WHICH THE DEFENDANT WOULD HAVE BEEN SENTENCED
PURSUANT TO SECTION 1170 PENAL CODE IS YEARS MONTHS.
☐ IMPRISONED IN LOS ANGELES COUNTY JAIL FOR TERM OF AS TO COUNT(S)
PAY \$ FINE TO SUPERIOR COURT, PLUS PENALTY AND SURCHARGE.
PAY \$ RESTITUTION FINE TO STATE VICTIMS RESTITUTION FUND PURSUANT TO SECTION 13987(A) G.C.

77 ☐ SENTENCE IS SUSPENDED.
78 ☐ IMPOSITION OF SENTENCE SUSPENDED. PROBATION GRANTED FOR YEAR(S). ☐ PROBATION TO BE WITHOUT FORMAL SUPERVISION.
79 ☐ DIVERSION GRANTED FOR PERIOD OF YEARS/MONTHS PER SECTION 1000.2 P.C.

☐ DEFENDANT PERSONALLY AND ALL COUNSEL WAIVE TIME FOR TRIAL.
1 ☐ SPEND FIRST DAYS/MONTHS IN COUNTY JAIL. ☐ NOT TO BE ELIGIBLE FOR COUNTY PAROLE
☐ WORK FURLOUGH PROGRAM RECOMMENDED
2 ☐ PAY A FINE OF \$ PLUS PENALTY ASSESSMENT (1484 P.C. & 78000 G.C.) THROUGH PROBATION OFFICER.
3 ☐ PAY \$ LAB FEE PURSUANT TO 11372.5 H&S CODE (\$50 FOR EACH H&S VIOLATION) THROUGH PROBATION OFFICER.
4 ☐ PAY RESTITUTION TO THE VICTIM(S)/VICTIM RESTITUTION FUND PURSUANT TO 1203.04 P.C. IN AMOUNT OF \$ IN AMOUNT AND MANNER AS INSTRUCTED BY PROBATION OFFICER, INCLUDING SERVICE CHARGE PER 1203.1 P.C.

☐ MINIMUM PAYMENT OF RESTITUTION TO BE
4 ☐ PAY \$ RESTITUTION FINE PURSUANT TO SECTION 13987(A) G.C. THROUGH PROBATION OFFICER. ☐ TOTAL AMOUNT
TO INCLUDE A SERVICE CHARGE IN THE AMOUNT OF \$ PURSUANT TO SECTION 13987(d) G.C. ☐ STAYED WHILE
DEFENDANT PAYS RESTITUTION AND IF RESTITUTION IS PAID IN FULL, STAY SHALL BE PERMANENT.

5 ☐ NOT DRINK OR POSSESS ANY ALCOHOLIC BEVERAGE AND STAY OUT OF PLACES WHERE THEY ARE THE CHIEF ITEM OF SALE.
6 ☐ NOT USE OR POSSESS ANY NARCOTICS, DANGEROUS OR RESTRICTED DRUGS OR ASSOCIATED PARAPHERNALIA EXCEPT WITH VALID
PRESCRIPTION, AND STAY AWAY FROM PLACES WHERE USERS, BUYERS OR SELLERS CONGREGATE.
7 ☐ NOT ASSOCIATE WITH PERSONS KNOWN BY YOU TO BE NARCOTIC OR DRUG USERS OR SELLERS.
8 ☐ SUBMIT TO PERIODIC ANTI-NARCOTIC TESTS/ALCOHOL TESTS AS DIRECTED BY THE PROBATION OFFICER OR OTHER PEACE OFFICER.
9 ☐ HAVE NO BLANK CHECKS IN POSSESSION; NOT WRITE ANY PORTION OF ANY CHECKS; AND, NOT HAVE BANK ACCOUNT UPON WHICH
YOU MAY DRAW CHECKS. NOT USE OR POSSESS OR APPLY FOR ANY CREDIT OR ATM CARD.

10 ☐ NOT ASSOCIATE WITH/STAY AWAY FROM
11 ☐ COOPERATE WITH PROBATION OFFICER IN A PLAN FOR
12 ☐ SUPPORT DEPENDENTS AS DIRECTED BY PROBATION OFFICER.
13 ☐ SEEK AND MAINTAIN TRAINING, SCHOOLING, OR EMPLOYMENT AS APPROVED BY PROBATION OFFICER.
14 ☐ KEEP PROBATION OFFICER ADVISED OF YOUR RESIDENCE AT ALL TIMES.
15 ☐ SURRENDER DRIVER'S LICENSE TO CLERK OF COURT TO BE RETURNED TO DEPARTMENT OF MOTOR VEHICLES.
16 ☐ NOT DRIVE A MOTOR VEHICLE UNLESS LAWFULLY LICENSED AND INSURED.
17 ☐ NOT OWN, USE, OR POSSESS ANY DANGEROUS OR DEADLY WEAPONS.
18 ☐ SUBMIT YOUR PERSON AND PROPERTY UNDER YOUR CONTROL TO SEARCH OR SEIZURE AT ANY TIME OF THE DAY OR NIGHT BY
ANY PROBATION OFFICER OR OTHER PEACE OFFICER, WITH OR WITHOUT A WARRANT OR PROBABLE CAUSE.
19 ☐ OBEY ALL LAWS, OBEY ALL ORDERS, RULES AND REGULATIONS OF THE PROBATION DEPARTMENT AND OF THE COURT.
20 ☐ USE ONLY YOUR TRUE NAME, STATED TO BE
21 ☐ REPORT TO PROBATION OFFICER UPON RELEASE FROM CUSTODY/WITHIN
22 ☐ IF YOU LEAVE THE COUNTRY, DO NOT REENTER THE UNITED STATES ILLEGALLY. IF YOU DO RETURN, REPORT TO THE PROBATION
OFFICER WITHIN AND PRESENT DOCUMENTATION WHICH PROVES YOU ARE IN THE UNITED STATES LEGALLY.

30 ☒ DEFENDANT GIVEN TOTAL CREDIT FOR 315 DAYS IN CUSTODY (212 DAYS ACTUAL CUSTODY AND 103 DAYS GOOD TIME/WORK TIME)
11 ☐ SENTENCE/COUNTS TO RUN CONSECUTIVELY TO/CONCURRENTLY WITH
12 ☐ STAY OF EXECUTION OF
13 ☒ ON MOTION OF PEOPLE, COUNTS/ENHANCEMENTS REMAINING ARE DISMISSED IN FURTHERANCE OF JUSTICE/PER CASE SETTLEMENT
AGREEMENT.

14 ☐ COURT ADVISES DEFENDANT OF HIS APPEAL/ PAROLE RIGHTS. ☐ NOTICE OF APPEAL IS RECEIVED.
15 ☐ "NOTICE RE CERTIFICATE OF REHABILITATION AND PARDON" GIVEN TO DEFENDANT.
16 ☐ DEFENDANT TO PAY COSTS OF PROBATION SERVICES IN AMOUNT OF \$ /AMOUNT TO BE DETERMINED BY PROBATION
OFFICER.

17 ☐ COURT FINDS DEFENDANT DOES NOT HAVE PRESENT ABILITY TO PAY COSTS OF INCARCERATION/LEGAL SERVICES/PROBATION SERVICES.
18 ☐ DEFENDANT IS REFERRED TO THE TREASURER/TAX COLLECTOR FOR FINANCIAL EVALUATION.
19 ☐ PROBATION OFFICER IS ORDERED TO REGISTER THE DEFENDANT WITH C.I.I. AND REPORT ANY NEW ADDRESS TO THE PROBATION
OFFICER.

EXHIBIT 153

EXHIBIT 153

Office of the Special Public Defender



FAX TRANSMISSION

COMMISSIONERS

Bruce L. Woodbury, Chairman
Erin Kenny, Vice-Chair
Yvonne Atkinson Gates
Oario Herrera
Mary J. Kincaid
Lance M. Malone
Myrna Williams
Dale W. Askew, County Manager

SPECIAL PUBLIC DEFENDER

Philip J. Kohn

309 S. Third Street
PO Box 552316
Las Vegas NV 89155-2316
(702) 455-6265
Fax: (702) 455-6273

To: *Lisa Calandro*
Fax No. *(510) 887-4451*

Date: *4-13-99*

Pages: *13* including cover sheet

From: *Maxine Miller*
Investigator
Subject: *Dante Johnson*



Office of the Special
Public Defender

Maxine A. Miller
Criminal Investigator

COMMENTS:

309 S Third St
PO Box 552316
Las Vegas NV 89155-2316
<http://www.co.clark.nv.us>
(702) 455-0214

Cellular: (702) 249-2675
Beeper: (702) 222-5471
Fax: (702) 455-6273

pursuant to our conversation, please
review the attached forensic lab
report on our client, Dante Johnson.
I will also mail a copy in case the fax
transmission is difficult to read. Please
call if any questions.

Should you have difficulties receiving this fax, please telephone *Maxine Miller* at the above number.

AA10062

Office of the Special Public Defender



FAX TRANSMISSION

COMMISSIONERS

Bruce L. Woodbury, Chairman
Erin Kenny, Vice-Chair
Yvonne Atkinson Gates
Dana Herrera
Mary J. Kincaid
Lance M. Malone
Myrna Williams

Dale W. Askew, County Manager

SPECIAL PUBLIC DEFENDER

Philip J. Kohn

309 S. Third Street
PO Box 552316
Las Vegas NV 89155-2316
(702) 455-6295
Fax: (702) 455-6273

To: Lisa Calandro
Fax No. (510) 887-4451

Date: 4-13-99

Pages: 13 including cover sheet

From: Maxine Miller
Investigator
Subject: Dante Johnson
COMMENTS:



Office of the Special
Public Defender

Maxine A. Miller
Criminal Investigator

309 S Third St
PO Box 552316
Las Vegas NV 89155-2316
<http://www.co.clark.nv.us>
(702) 455-0214

Cellular: (702) 249-2675
Beeper: (702) 222-5471
Fax: (702) 455-6273

pursuant to our conversation, please
review the attached forensic lab
report on our client, Dante Johnson.
I will also mail a copy in case the fax
transmission is difficult to read. Please
call if any questions.

Should you have difficulties receiving this fax, please telephone Maxine Miller at the above number.

AA10063

Office of the Special Public Defender



COMMISSIONERS

Bruce L. Woodbury, Chairman
Erin Kenny, Vice-Chair
Yvonne Atkinson Gates
Dario Herrera
Mary J. Kincaid
Lance M. Malone
Myrna Williams
Dale W. Askew, County Manager

SPECIAL PUBLIC DEFENDER

Phillip J. Kohn

April 13, 1999

309 S Third Street
PO Box 552316
Las Vegas NV 89155-2316
(702) 455-6265
Fax: (702) 455-6273

Ms. Lisa Calandro
Forensic Analytical
San Francisco Office
3777 Depot Road, Suite 409
Hayward, California 94545

Dear Ms. Calandro:

Pursuant to our conversation today, please review the enclosed forensic lab report from the Las Vegas Metropolitan Police Department regarding DNA results on our client Donte Johnson. Please let me know if you need any other information or have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Maxine Miller".

Maxine Miller
Investigator

AA10064

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
FORENSIC LABORATORY REPORT OF EXAMINATION

NAME: JOHNSON, Donte (suspect) CASE: 98 0814-1600
MOWEN, Matt (victim) AGENCY: LVMPD
BIDDLE, Jeff (victim) ANALYSIS DATE: August 27, 1998
GORRINGE, Tracey (victim)
TALAMANTEZ, Peter (victim)

INCIDENT: Homicide BOOKED BY: Washington/4725
REQUESTED BY: Homicide/Hefner

I, THOMAS A. WAHL, do hereby declare:

SEP 1 1998

That I am a Criminalist employed by the Las Vegas Metropolitan Police Department;

That on October 14, 1996, I first qualified in the Eighth Judicial District Court of Clark County, Nevada, as an expert witness;

That I received evidence in the above case and completed an examination on the following items:

TAW 1 - One sealed paper bag (package 4725-1) booked by Washington containing:
Item 1 - pair of black Calvin Klein jeans

TAW 2 - One sealed paper bag (package 4725-9) booked by Washington containing:
Item 9 - pair of black Perry Ellis jeans

TAW 3 - One sealed paper bag (package 4725-2) booked by Washington containing:
Item 2 - pair of black Levi jeans

TAW 4 - One sealed paper bag (package 4725-3) booked by Washington containing:
Item 3 - pair of black Anchor Blue jeans

TAW 5 - One sealed paper bag (package 4725-7) booked by Washington containing:
Item 7 - pair of black Fubu boots

TAW 6 - One sealed paper bag (package 4725-5) booked by Washington containing:
Item 5 - pair of white and blue Converse athletic shoes

TAW 7 - One sealed paper bag (package 4725-4) booked by Washington containing:
Item 4 - pair of black Nike athletic shoes

TAW 8 - One sealed paper bag (package 4725-6) booked by Washington containing:
Item 6 - pair of green Fubu boots and a pair of underwear

TAW 9 - Sealed ME/SAX kit from Peter Talamantez containing the following:
Item D - blood samples
Item F - penile swabs and smears
Item G - rectal swabs and smears
Item H - oral swabs and smears
Item K - pubic hair combings
Item L - pulled pubic hairs
Item M - pulled head hairs

98 0814-1600
Page 1 of 4 by: RAW

TAW 10 - Sealed ME kit from Matthew Mowen containing the following:

- Item A - blood samples
- Item D - pulled pubic hairs
- Item E - pulled head hairs

TAW 11 - Sealed ME kit from Tracey Gorrings containing the following:

- Item A - blood samples
- Item D - pulled pubic hairs
- Item E - pulled head hairs

TAW 12 - Sealed ME kit from Jeff Biddle containing the following:

- Item A - blood samples
- Item D - pulled pubic hairs
- Item E - pulled head hairs

CONCLUSION:

1. Eight human bloodstains were identified on the lower right back pant leg of the black Calvin Klein jeans of TAW1.

DNA profiling results of all eight bloodstains indicated they originated from a common source.

Tracey Gorrings cannot be excluded as the source of these eight bloodstains. This blood could have originated from him.

Matthew Mowen, Jeffrey Biddle, and Peter Talamantez are excluded as the source of these bloodstains.

A DNA reference standard from Donte Johnson is requested for comparison purposes.

2. Blood was not identified on the items of TAW 2 through TAW 8.
3. No semen was identified on the items from the MEK/SAK of TAW 9.
4. No hairs of apparent foreign origin were recovered from the pubic hair combings of TAW 9.

I returned the evidence to the vault.

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

Executed on:

August 28, 1998

Thomas A. Wahl
THOMAS A. WAHL, #5019
Criminalist II
[Signature]
Witness

04-12-99 14:39

RECEIVED FROM: 7024556410

98 0814-1600
Page 2 of 4 hv: [Signature]
P.03

AA10066

Las Vegas Metropolitan Police Department Forensic Laboratory

DNA SUMMARY CHART

Suspect	JOHNSON, DONTE	Victim	MOWEN, MATTHEW BIDDLE, JEFFREY	Corrington, TRACEY TALAMANTEZ, PETER	Criminist	THOMAS A. WAHL	Event Number	98 0614-1600
Evidence Analyzed								
ID#	TAW 1	Lab #	98032856-1 (A-H)	Evidence Description				
WASHINGTON				PAIR OF BLACK CALVIN KLEIN JEANS (STAINS A-H)				
Pkg #	Item #							
4775-1	1							
US Caucasian Pop. 1 IN 219,000								
ID#	TAW 11	Lab #	98033117-1A	Evidence Description				
HORMAN				BLOOD SAMPLES FROM TRACEY CORRINGTON (VICTIM)				
Pkg #	Item #							
MEX	1A							
Freq US Caucasian Pop. 1 IN 7.5 MILLION								
LCLR		GYP A		HBGG		D7S8		QC
B		AB		AB		A		AC
DQA1		DIS80		AMELO.				
3		16,22C		MALE				
Conclusion HUMAN BLOODSTAINS IDENTIFIED MOWEN, BIDDLE, AND TALAMANTEZ EXCLUDED.								
Sufficient Sample Remaining for Re-test?								
Yes X								
No								
Freq US Hispanic Pop. 1 IN 330,000								
LCLR		GYP A		HBGG		D7S8		QC
B		AB		AB		A		AC
DQA1		DIS80		AMELO.				
3		16,22C						
Conclusion REFERENCE STANDARD								
Sufficient Sample Remaining for Re-test?								
Yes X								
No								
Freq US African American Pop.								
LCLR		GYP A		HBGG		D7S8		QC
B		A		AB		A		BC
DQA1		DIS80		AMELO.				
3,4.1		24, 31		MALE				
Conclusion REFERENCE STANDARD								
Sufficient Sample Remaining for Re-test?								
Yes X								
No								
Freq US Hispanic Pop.								
LCLR		GYP A		HBGG		D7S8		QC
AB		A		A		AB		C
DQA1		DIS80		AMELO.				
1,2,3		21, 31		MALE				
Conclusion REFERENCE STANDARD								
Sufficient Sample Remaining for Re-test?								
Yes X								
No								
Freq US Caucasian Pop.								
LCLR		GYP A		HBGG		D7S8		QC
AB		A		A		AB		C
DQA1		DIS80		AMELO.				
1,2,3		21, 31		MALE				
Conclusion REFERENCE STANDARD								
Sufficient Sample Remaining for Re-test?								
Yes X								
No								
Freq US African American Pop.								
LCLR		GYP A		HBGG		D7S8		QC
AB		A		A		AB		C
DQA1		DIS80		AMELO.				
1,2,3		21, 31		MALE				
Conclusion REFERENCE STANDARD								
Sufficient Sample Remaining for Re-test?								
Yes X								
No								
Freq US Caucasian Pop.								
LCLR		GYP A		HBGG		D7S8		QC
AB		A		A		AB		C
DQA1		DIS80		AMELO.				
1,2,3		21, 31		MALE				
Conclusion REFERENCE STANDARD								
Sufficient Sample Remaining for Re-test?								
Yes X								
No								
Freq US African American Pop.								
LCLR		GYP A		HBGG		D7S8		QC
AB		A		A		AB		C
DQA1		DIS80		AMELO.				
1,2,3		21, 31		MALE				
Conclusion REFERENCE STANDARD								
Sufficient Sample Remaining for Re-test?								
Yes X								
No								
Freq US Hispanic Pop.								
LCLR		GYP A		HBGG		D7S8		QC
AB		A		A		AB		C
DQA1		DIS80		AMELO.				
1,2,3		21, 31		MALE				
Conclusion REFERENCE STANDARD								
Sufficient Sample Remaining for Re-test?								
Yes X								
No								

APR-12-98 14 47 FROM DIST. ATTY. BAD CHECK UNIT ID 7024556410 PAGE 4/13

Las Vegas Metropolitan Police Department Forensic Laboratory

DNA SUMMARY CHART

Suspect		Evidence Analyzed		Victim		Gorringe, Tracey Talamantez, Peter		Criminals		Event Number		99 0814-1800		Sample			
JOHNSON, DONTE				MOWEN, MATTHEW BIDDLE, JEFFREY				THOMAS A. WAHL									
ID#	TAW 9	Lab #	99033122-1D	Evidence Description		LDLR	GYP A	HBGG	D7S8	GC	REFERENCE STANDARD		Sufficient Sample Remaining for Retest?				
Booked By						B	AB	BC	A	BC			Yes N				
NORMAN				BLOOD SAMPLES FROM PETER TALAMANTEZ (VICTIM)		DQA1	D1S80	AMELO.					X				
Pkg #	Item #					1, 1, 1, 3	10, 24	MALE									
MEK/ SAK	ID																
Freq. US Caucasian Pop.						Freq. US African American Pop.				Freq. US Hispanic Pop.							
ID#	Lab #			Evidence Description		LDLR	GYP A	HBGG	D7S8	GC			Sufficient Sample Remaining for Retest?				
Booked By						DQA1	D1S80	AMELO.					Yes N				
Pkg #	Item #																
Freq. US Caucasian Pop.						Freq. US African American Pop.				Freq. US Hispanic Pop.							
ID#	Lab #			Evidence Description		LDLR	GYP A	HBGG	D7S8	GC			Sufficient Sample Remaining for Retest?				
Booked By						DQA1	D1S80	AMELO.					Yes N				
Pkg #	Item #																
Freq. US Caucasian Pop.						Freq. US African American Pop.				Freq. US Hispanic Pop.							
ID#	Lab #			Evidence Description		LDLR	GYP A	HBGG	D7S8	GC			Sufficient Sample Remaining for Retest?				
Booked By						DQA1	D1S80	AMELO.					Yes N				
Pkg #	Item #																
Freq. US Caucasian Pop.						Freq. US African American Pop.				Freq. US Hispanic Pop.							
ID#	Lab #			Evidence Description		LDLR	GYP A	HBGG	D7S8	GC			Sufficient Sample Remaining for Retest?				
Booked By						DQA1	D1S80	AMELO.					Yes N				
Pkg #	Item #																
Freq. US Caucasian Pop.						Freq. US African American Pop.				Freq. US Hispanic Pop.							
ID#	Lab #			Evidence Description		LDLR	GYP A	HBGG	D7S8	GC			Sufficient Sample Remaining for Retest?				
Booked By						DQA1	D1S80	AMELO.					Yes N				
Pkg #	Item #																
Freq. US Caucasian Pop.						Freq. US African American Pop.				Freq. US Hispanic Pop.							
ID#	Lab #			Evidence Description		LDLR	GYP A	HBGG	D7S8	GC			Sufficient Sample Remaining for Retest?				
Booked By						DQA1	D1S80	AMELO.					Yes N				
Pkg #	Item #																
Freq. US Caucasian Pop.						Freq. US African American Pop.				Freq. US Hispanic Pop.							
ID#	Lab #			Evidence Description		LDLR	GYP A	HBGG	D7S8	GC			Sufficient Sample Remaining for Retest?				
Booked By						DQA1	D1S80	AMELO.					Yes N				
Pkg #	Item #																
Freq. US Caucasian Pop.						Freq. US African American Pop.				Freq. US Hispanic Pop.							

Initials Report Page # 1

Denotes Sample Did Not Amplify

Denotes Inconclusive Result

Denotes Significantly Less Intense Color Signal Relative to Other Allele(s)

Denotes No Typing Results Obtained

SUPPLEMENTAL

NAME: JOHNSON, Donte (suspect)
SMITH, Sikia (suspect)
YOUNG, Terrell (suspect)
MOWEN, Matthew (victim)
GORRINGE, Tracey (victim)
BIDDLE, Jeffrey (victim)
TALAMANTEZ, Peter (victim)

CASE: 98 0814-1600
AGENCY: LVMPD

ANALYSIS DATE: October 1, 1998
BOOKED BY: THOWSEN

INCIDENT: HOMICIDE

REQUESTED BY: Homicide/Hefner

I, THOMAS A. WAHL, do hereby declare:

NOV 6 1998

That I am a Criminalist employed by the Las Vegas Metropolitan Police Department;

That on October 14, 1996, I first qualified in the Eighth Judicial District Court of Clark County, Nevada, as an expert witness;

That I received evidence in the above case and completed an examination on the following items:

TAW 13 - Sealed DNA Buccal Swab Kit from John White (subsequently identified as Donte Johnson).

TAW 14 - Sealed DNA Buccal Swab Kit from Cochise Terrell Young.

TAW 15 - Sealed Serology Standards Kit from Sikia Smith containing the following:
Item A - blood samples.

TAW 16 - Sealed manila envelope (package # 5221-4) booked by Fletcher containing:

- Item 17 - two Marlboro brand cigarette butts
- Item 18 - one Marlboro brand cigarette butt
- Item 19 - one cigarette butt (orange/yellow)
- Item 20 - three Marlboro brand cigarette butts
- Item 21 - three Marlboro brand cigarette butts
- Item 22 - one Marlboro brand cigarette butt
- Item 23 - one cigarette butt (orange/yellow).

CONCLUSION:

1. Further examination of the black Calvin Klein jeans of TAW1 (previously examined, see report executed on August 28, 1998) revealed the presence of several white crusty stains located on the front inside zipper flap area. Microscopic evaluation of extracts prepared from these stains revealed both spermatozoa and nucleated epithelial cells.

A differential, DNA fractionation was performed on two of these stains (Stains I and K). Differential fractionation allows separation of DNA from the cellular components into the epithelial cell fraction and the sperm cell fraction.

Donte Johnson cannot be excluded as the sperm donor of these stains. He could be the source of the sperm.

Sikia Smith, Terrell Young, Matthew Mowen, Jeffrey Biddle, Tracey Goringe and Peter Talamantez are excluded as the sperm donor of these stains.

The source of the epithelial cells was revealed to be of female origin. All male individuals are excluded as the source of these cells. A DNA profile was obtained which is inconsistent with the DNA profiles of all suspects and victims in this case to date.

98 0814-1600
Page 1 of 8 by: *T. Wahl*

2. Terrell Young, Sikia Smith, and Donte Johnson are excluded as the source of bloodstains A through H on the black Calvin Klein jeans of TAW 1 (previously examined; see report executed on August 28, 1998).
3. Twelve cigarette butts were submitted for analysis (TAW 16). Ten exhibited the brand name Marlboro and were similar in appearance with each other. The remaining two butts exhibited no identifiable brand name and appeared similar to each other but dissimilar to the Marlboro butts. Nucleated epithelial cells were identified on all but one of the butts.
4. Jeffrey Biddle cannot be excluded as the source of the human DNA recovered from four of the Marlboro butts (TAW16 items 17A, 17B, 20B and 21B). He could be the source of this DNA.

Terrell Young, Sikia Smith, Donte Johnson, Matthew Mowen, Tracey Gorringer, and Peter Talamantez are excluded as the DNA source.
5. A DNA mixture was indicated on four other Marlboro butts (TAW16 items 18, 21A, 21C and 22).

Jeffrey Biddle cannot be excluded as the source of the major DNA component of the mixture on three of these butts (TAW 16 items 18, 21A and 21C). He could be the source of this DNA.

Terrell Young, Sikia Smith, Donte Johnson, Matthew Mowen, Tracey Gorringer, and Peter Talamantez are excluded as the major DNA component of the mixture on each butt.

Donte Johnson cannot be excluded as the source of the major DNA component of the mixture on the remaining butt (TAW16 item 22). He could be the source of this DNA.

Terrell Young, Sikia Smith, Matthew Mowen, Jeffrey Biddle, Tracey Gorringer, and Peter Talamantez are excluded as the major DNA component of the mixture.
6. Terrell Young, Sikia Smith, Donte Johnson, Matthew Mowen, Jeffrey Biddle, Tracey Gorringer, and Peter Talamantez are excluded as the source of the DNA recovered from one of the two butts with no identifiable brand name (TAW16 item 19). Furthermore, this DNA was revealed to be of male origin.
7. DNA typing results were inconclusive on the remaining cigarette butt with no identifiable brand name (TAW16 item 23).
8. No DNA typing results were obtained from the Marlboro cigarette butt of TAW16 item 20A.
9. No human DNA was recovered from the Marlboro cigarette butt of TAW16 item 20C.
10. A small human bloodstain was identified on the Marlboro cigarette butt of TAW16 item 18. No DNA typing results were obtained.

I returned the evidence to the vault.

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

Executed on: Oct 23, 1998

Thomas A. Wahl
THOMAS A. WAHL, #5019
Criminalist II

[Signature]
Witness

98 0814-1600
Page 2 of 8 by: Hair

DNA SUMMARY CHART

ped	JOHNSON, DONTÉ SMITH, SIKIA YOUNG, TERRELL	Victim	MOWEN, MATTHEW / GORRINGE, TRACEY BIDDLE, JEFFREY / TALAMANTEZ, PETER	Gift/Inmate	THOMAS A. WAHL	Event Number	99 0814-1600 (SUPPLEMENTAL)										
Evidence Analyzed				DNA PCR Results				Serology Results				Sample					
Booked By	Lab #	Evidence Description	LDLR	CYPB	HBBG	D7S8	GC	AB	B	GC	AB	B	GC	Sufficient Sample Remaining for Re-test?	Yes	No	X
THOWSEN		DNA BUCCAL SWAB KIT FROM DONTÉ JOHNSON (SUSPECT)	DOA1	D1S80	AMELO									REFERENCE STANDARD			
IF 1	1		4.1, 4.2/4.3	28, 31	MALE									REFERENCE STANDARD			
eq. US Caucasian Pop.				Freq. US African American Pop.				Freq. US Hispanic Pop.									
TAW14		98034942-1	LDLR	CYPB	HBBG	D7S8	GC <td>A</td> <td>C</td> <td>GC<td>A</td><td>C</td><td>GC<td>Sufficient Sample Remaining for Re-test?</td><td>Yes</td><td>No</td><td>X</td></td></td>	A	C	GC <td>A</td> <td>C</td> <td>GC<td>Sufficient Sample Remaining for Re-test?</td><td>Yes</td><td>No</td><td>X</td></td>	A	C	GC <td>Sufficient Sample Remaining for Re-test?</td> <td>Yes</td> <td>No</td> <td>X</td>	Sufficient Sample Remaining for Re-test?	Yes	No	X
Booked By	Evidence Description			B	AB	A								REFERENCE STANDARD			
THOWSEN		DNA BUCCAL SWAB KIT FROM TERRELL YOUNG (SUSPECT)	DOA1	D1S80	AMELO									REFERENCE STANDARD			
IF 1	1		4.1	20, 22	MALE									REFERENCE STANDARD			
eq. US Caucasian Pop.				Freq. US African American Pop.				Freq. US Hispanic Pop.									
TAW15		98035372-1A	LDLR	CYPB	HBBG	D7S8	GC <td>A</td> <td>AB</td> <td>GC<td>A</td><td>AB</td><td>GC<td>Sufficient Sample Remaining for Re-test?</td><td>Yes</td><td>No</td><td>X</td></td></td>	A	AB	GC <td>A</td> <td>AB</td> <td>GC<td>Sufficient Sample Remaining for Re-test?</td><td>Yes</td><td>No</td><td>X</td></td>	A	AB	GC <td>Sufficient Sample Remaining for Re-test?</td> <td>Yes</td> <td>No</td> <td>X</td>	Sufficient Sample Remaining for Re-test?	Yes	No	X
Booked By	Evidence Description			B	B	AC								REFERENCE STANDARD			
THOWSEN		BLOOD SAMPLES FROM SIKIA SMITH (SUSPECT)	DOA1	D1S80	AMELO									REFERENCE STANDARD			
IF 1	A		1.2, 3	22, 28	MALE									REFERENCE STANDARD			
eq. US Caucasian Pop.				Freq. US African American Pop.				Freq. US Hispanic Pop.									
TAW1		98032858-1	LDLR	CYPB	HBBG	D7S8	GC <td>A</td> <td>AC</td> <td>GC<td>A</td><td>AC</td><td>GC<td>Sufficient Sample Remaining for Re-test?</td><td>Yes</td><td>No</td><td>X</td></td></td>	A	AC	GC <td>A</td> <td>AC</td> <td>GC<td>Sufficient Sample Remaining for Re-test?</td><td>Yes</td><td>No</td><td>X</td></td>	A	AC	GC <td>Sufficient Sample Remaining for Re-test?</td> <td>Yes</td> <td>No</td> <td>X</td>	Sufficient Sample Remaining for Re-test?	Yes	No	X
Booked By	Evidence Description			B	AB	AB								HUMAN BLOODSTAINS IDENTIFIED			
WASHINGTON		PAIR OF BLACK CALVIN KLEIN JEANS (STAINS A-H)	DOA1	D1S80	AMELO									TERRELL YOUNG, SIKIA SMITH, AND DONTÉ JOHNSON EXCLUDED.			
IF 1	1		3	18, 22C	MALE									TERRELL YOUNG, SIKIA SMITH, AND DONTÉ JOHNSON EXCLUDED.			
eq. US Caucasian Pop.				Freq. US African American Pop.				Freq. US Hispanic Pop.				1 IN 330,000					

* Denotes Significantly less Int.
† Denotes Inconclusive Result

NR Denotes No Typing Results Obtained —

Las Vegas Metropolitan Police Department Forensic Laboratory

DNA SUMMARY CHART

Booked By	Lab #	Evidence Description	Victim	MOWEN, MATTHEW / GORRINGE, TRACEY BIDDLE, JEFFREY / TALAMANTEZ, PETER	Criminal	THOMAS A. WAHL	Event Number	98 0814-1000 (SUPPLEMENTAL)
ASHINGTON	TAW1	98032056-1	PAIR OF BLACK CALVIN KLEIN JEANS (STAIN / EPITHELIAL CELL FRACTION)	NA	NA	NA	EPITHELIAL CELLS IDENTIFIED	Sufficient Sample Remaining for Re-test?
Item #	1			NA	NA	NA	CONCLUSION	Yes No
5-1				NA	NA	NA	INCONCLUSIVE	X
100 US Caucasian Pop				1 IN 20.5 MILLION			SPERMATOZOA IDENTIFIED	Sufficient Sample Remaining for Re-test?
Booked By	TAW1	98032856-1	PAIR OF BLACK CALVIN KLEIN JEANS (STAIN / SPERM CELL FRACTION)	NA	NA	NA	CONCLUSION	Yes No
ASHINGTON				NA	NA	NA	DONTE JOHNSON INCLUDED AS SPERM DONOR. YOUNG, SMITH, MOWEN, GORRINGE, BIDDLE, AND TALAMANTEZ EXCLUDED.	X
Item #	1			NA	NA	NA		
5-1				NA	NA	NA		
100 US Caucasian Pop				1 IN 20.5 MILLION			EPITHELIAL CELLS IDENTIFIED	Sufficient Sample Remaining for Re-test?
Booked By	TAW1	98032056-1	PAIR OF BLACK CALVIN KLEIN JEANS (STAIN / EPITHELIAL CELL FRACTION)	NA	NA	NA	CONCLUSION	Yes No
ASHINGTON				NA	NA	NA	EPITHELIAL CELLS OF FEMALE ORIGIN. JOHNSON, SMITH, YOUNG, MOWEN, GORRINGE, BIDDLE AND TALAMANTEZ EXCLUDED	X
Item #	1			NA	NA	NA		
5-1				NA	NA	NA		
100 US Caucasian Pop				1 IN 20.5 MILLION			SPERMATOZOA IDENTIFIED	Sufficient Sample Remaining for Re-test?
Booked By	TAW1	98032856-1	PAIR OF BLACK CALVIN KLEIN JEANS (STAIN K / SPERM CELL FRACTION)	NA	NA	NA	CONCLUSION	Yes No
ASHINGTON				NA	NA	NA	DNA MIXTURE INDICATED. CONSISTENT WITH DNA MIXTURE OF DONTE JOHNSON AND FEMALE EPITHELIAL CELL DONOR OF STAIN K OF JEANS.	X
Item #	1			NA	NA	NA		
5-1				NA	NA	NA		
100 US Caucasian Pop				1 IN 20.5 MILLION			EPITHELIAL CELLS IDENTIFIED	Sufficient Sample Remaining for Re-test?
Booked By	TAW1	98032056-1	PAIR OF BLACK CALVIN KLEIN JEANS (STAIN K / SPERM CELL FRACTION)	NA	NA	NA	CONCLUSION	Yes No
ASHINGTON				NA	NA	NA	DNA MIXTURE INDICATED. CONSISTENT WITH DNA MIXTURE OF DONTE JOHNSON AND FEMALE EPITHELIAL CELL DONOR OF STAIN K OF JEANS.	X
Item #	1			NA	NA	NA		
5-1				NA	NA	NA		

Denotes Significantly less Intense Color Signal Relative to Other Allele(s) NA Denotes Sample Did Not Amplify
Inc Denotes Inconclusive Result NT Denotes No Typing Results Obtained

RECEIVED FROM: 7024556410

14:43 84-12-99

AA10072

Las Vegas Metropolitan Police Department Forensic Laboratory

DNA SUMMARY CHART

Per	JOHNSON, DONTE SMITH, SIKIA YOUNG, TERRELL	Evidence Analyzed	Victim	MOWEN, MATTHEW / GORRINGE, TRACEY BIDDLE, JEFFREY / TALAMANTEZ, PETER	Contributor	THOMAS A. WAHL	Event Number	98 0814-1800 (SUPPLEMENTAL)
Booked By	TAW16	Lab #	98033231-12A	Evidence Description				
FLETCHER								
Item #	17							
1-4								
eq. US Caucasian Pop.								
Booked By	TAW16	Lab #	98033231-12B	Evidence Description				
FLETCHER								
Item #	17							
1-4								
eq. US Caucasian Pop.								
Booked By	TAW16	Lab #	98033231-13	Evidence Description				
FLETCHER								
Item #	18							
4								
eq. US Caucasian Pop.								
Booked By	TAW16	Lab #	98033231-13	Evidence Description				
FLETCHER								
Item #	15							
4								
eq. US Caucasian Pop.								

Per	JOHNSON, DONTE SMITH, SIKIA YOUNG, TERRELL	Evidence Analyzed	Victim	MOWEN, MATTHEW / GORRINGE, TRACEY BIDDLE, JEFFREY / TALAMANTEZ, PETER	Contributor	THOMAS A. WAHL	Event Number	98 0814-1800 (SUPPLEMENTAL)
Booked By	TAW16	Lab #	98033231-12A	Evidence Description				
FLETCHER								
Item #	17							
1-4								
eq. US Caucasian Pop.								
Booked By	TAW16	Lab #	98033231-12B	Evidence Description				
FLETCHER								
Item #	17							
1-4								
eq. US Caucasian Pop.								
Booked By	TAW16	Lab #	98033231-13	Evidence Description				
FLETCHER								
Item #	18							
4								
eq. US Caucasian Pop.								
Booked By	TAW16	Lab #	98033231-13	Evidence Description				
FLETCHER								
Item #	15							
4								
eq. US Caucasian Pop.								

Denotes Significantly less Intense Color Signal Relative to Other Allele(s) NA Denotes Sample Did Not Amplify NR Denotes No Typing Results Obtained

Inc Denotes Inconclusive Result

Lus Vegas Metropolitan Police Department Forensic Laboratory

DNA SUMMARY CHART

Suspect		Victim		DNA PCR Results				Chincheist	THOMAS A. WAHL	Event Number	98 0814-1600 (SUPPLEMENTAL)
JOHNSON, DONTÉ SMITH, SIKIA YOUNG, TERRELL		MOWEN, MATTHEW / GORRINGE, TRACEY BIDDLE, JEFFREY / TALAMANTEZ, PETER									
Evidence Analyzed		Evidence Description		LOUR	GYPA	HBBG	DYS8	GC	NUCLEATED EPITHELIAL CELLS IDENTIFIED		
Booked By	TAW16	Lab #	98033231-14	AB	A	AB	A	AC	Sufficient Sample Remaining for Re-test?		
ETCHER									Yes No		
#	19		CIGARETTE BUTT (ORANGE-YELLOW COLOR UNKNOWN BRAND)	3	10, 22G	MALE			JOHNSON, SMITH, YOUNG, MOWEN, GORRINGE, BIDDLE AND TALAMANTEZ EXCLUDED AS EPITHELIAL CELL DONOR.		
US Caucasian Pop.				Freq. US African American Pop.				Freq. US Hispanic Pop.			
Booked By	TAW16	Lab #	98033231-15A	NA	NA	NA	NA	NA	Sufficient Sample Remaining for Re-test?		
ETCHER									Yes No		
#	20		CIGARETTE BUTT (MARLBORO BRAND)	NA	NA	NA	NA	NA	INCONCLUSIVE		
US Caucasian Pop.				Freq. US African American Pop.				Freq. US Hispanic Pop.			
Booked By	TAW16	Lab #	98033231-15B	AB	A	A	AB	C	Sufficient Sample Remaining for Re-test?		
ETCHER									Yes No		
#	20		CIGARETTE BUTT (MARLBORO BRAND)	1, 2, 3	21, 31	MALE			BIDDLE INCLUDED AS EPITHELIAL CELL DONOR. JOHNSON, SMITH, YOUNG, MOWEN, GORRINGE AND TALAMANTEZ EXCLUDED.		
US Caucasian Pop.				Freq. US African American Pop.				Freq. US Hispanic Pop.			
Booked By	TAW16	Lab #	98033231-15C	NT	NT	NT	NT	NT	Sufficient Sample Remaining for Re-test?		
ETCHER									Yes No		
#	20		CIGARETTE BUTT (MARLBORO BRAND)	NT	NT	NT	NT	NT	NO HUMAN DNA RECOVERED		
US Caucasian Pop.				Freq. US African American Pop.				Freq. US Hispanic Pop.			

Denotes Significantly less Intense Color Signal Relative to Other Allele(s) NA Denotes Sample Did Not Amplify
 inc Denotes Inconclusive Result NR Denotes No Typing Results Obtained

*** SUCCESSFUL TX REPORT ***

04-13-99 13:25

ID:7024556273
SPECIAL PUBLIC DEFENDER

JOB No. ----- 992
START TIME ----- 13:14
ID No. ----- 15108874451
RESOLUTION ----- STANDARD
TOTAL PAGE ----- 13
MACHINE ENGAGED ----- 10'43
INFORMATION ----- OK
ERROR PAGE -----

Office of the Special Public Defender

FAX TRANSMISSION

COMMISSIONERS
Bruce L. Woodbury, Chairman
Donna Robinson, Vice-Chair
Dante Johnson, Clerk
Mary J. Howard
Lance H. Malone
Myra Williams
Rita W. Rouse, County Manager

SPECIAL PUBLIC DEFENDER
Philip J. Mann



309 S. Third Street
PO Box 582216
Las Vegas, NV 89155-2316
(702) 455-2765
Fax (702) 455-2277

To: Lisa Calandro
Fax No. (510) 882-4451
From: Maxine Miller
Investigator
Subject: Dante Johnson
COMMENTS:

Date: 4-13-99

Pages: 13 including cover sheet



Office of the Special
Public Defender

Maxine A. Miller
Criminal Investigator

309 S. Third St.
PO Box 582216
Las Vegas, NV 89155-2316
http://www.co.clark.nv.us
(702) 455-0214

Cellular: (702) 246-2675
Beeper: (702) 224-5471
Fax: (702) 455-2277

pursuant to our conversation, please
review the attached forensic Lab
report on our client, Dante Johnson.
I will also mail a copy in case the fax
transmission is difficult to read. Please
call if any questions.

Should you have difficulties receiving this fax, please telephone Maxine Miller at the above number.

AA10077

EXHIBIT 154

EXHIBIT 154



April 20, 1999

Office of the Special Public Defender
Maxine Miller, Criminal Investigator
309 S. Third Street
Las Vegas, NV 89155-2316

Re: St. of NV vs. Donte Johnson
FSD Case #: 99-168

Dear Ms. Miller:

I have had an opportunity to review the reports of the Las Vegas Metropolitan Police Department Crime Laboratory dated August 28, 1998 and October 23, 1998 and have put together a list of additional items related to the DNA testing which I will need in order to adequately review the above referenced case.

-A copy of all reports, laboratory notes, sketches, and photographs of the Las Vegas Metropolitan Police Department Crime Laboratory in support of conclusions reported with regard to DNA analysis in this case (LVMPD Case No. 98 0814-1600) including but not limited to the following:

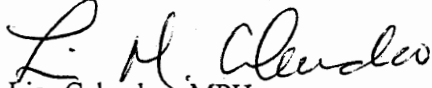
- 1) Evidence processing and chain of custody documentation
- 2) Photographs and/or descriptions of evidence items analyzed
- 3) Laboratory notes related to the screening of evidence items for biological fluids
- 4) DNA extraction worksheets and laboratory notes
- 5) Yield gel worksheets and photographs
- 6) Slot blot DNA quantitation worksheets and photographs
- 7) Photographic quality copies of DQ-alpha typing strip results
- 8) Photographic quality copies of Polymarker typing strip results
- 9) Photographic quality copies of D1S80 typing results

10) Documents used as the basis for statistical information contained in reports relating to DNA analysis (e.g. databases used to calculate allele frequencies).

11) Methods used to calculate allele and/or profile frequencies

I anticipate the review process would require approximately 6 hours at \$180/hour. Let me know if you have any questions regarding this list.

Sincerely,

A handwritten signature in cursive script, appearing to read "L. M. Calandro".

Lisa Calandro, MPH
Forensic Scientist

EXHIBIT 155

EXHIBIT 155

To: File
From: Maxine Miller
Subject: Donte Johnson
Date: April 29, 1999

MEMORANDUM

TC to Richard Good, manager, Metro Crime Lab Fingerprint Division. 455-3949. After much discussion, he agreed to accept subpoena in lieu of court order for obtaining fingerprint exemplars. He would also like name and phone number of person to contact in L.A. at Forensic Analytical to discuss exactly what they will need. He says that metro must keep the originals of everything but they can send very high quality copies for our expert to use.

I need to contact Berch Henry, manager in DNA unit at 229-3949 regarding Lisa Calandro's letter requesting additional items related to DNA testing. Mr. Henry will not be in today however.

Mr. Good says that it will take several weeks to get the fingerprint material ready.

I need to call Robert Daskas and advise him to e-mail or call above managers regarding our requests.

cc: Pete LaPorta ✓

EXHIBIT 156

EXHIBIT 156

Office of the Special Public Defender



FAX TRANSMISSION

COMMISSIONERS

Bruce L. Woodbury, Chairman
Erin Kenny, Vice-Chair
Yvonne Atkinson Gates
Dana Herrera
Mary J. Kincaid
Lance M. Malone
Myrna Williams

Dale W. Askew, County Manager

SPECIAL PUBLIC DEFENDER

Philip J. Kohn

309 S. Third Street
PO Box 552316
Las Vegas NV 89155-2316
(702) 455-6265
Fax: (702) 455-6273

To: *BERCH HENRY
METRO DNA LAB*

Date: *5-7-99*

Fax No.
224-3948

Pages: *3*, including cover sheet

From: *MAXINE MILLER*

Subject: *Donte Johnson*

COMMENTS:



Office of the Special
Public Defender

Maxine A. Miller
Criminal Investigator

309 S Third St
PO Box 552316
Las Vegas NV 89155-2316
<http://www.co.clark.nv.us>
(702) 455-0214

Cellular: (702) 249-2675
Beeper: (702) 222-5471
Fax: (702) 455-6273

*Attached is a letter from
Forensic Analytical requesting
additional items for DNA testing.
Please let me know next week
what items will be available and I
will fax a subpoena, etc.*

Should you have difficulties receiving this fax, please telephone *MAXINE MILLER* at the above number.

AA10084



April 20, 1999

Office of the Special Public Defender
Maxine Miller, Criminal Investigator
309 S. Third Street
Las Vegas, NV 89155-2316

Re: St. of NV vs. Donte Johnson
FSD Case #: 99-168

Dear Ms. Miller:

I have had an opportunity to review the reports of the Las Vegas Metropolitan Police Department Crime Laboratory dated August 28, 1998 and October 23, 1998 and have put together a list of additional items related to the DNA testing which I will need in order to adequately review the above referenced case.

-A copy of all reports, laboratory notes, sketches, and photographs of the Las Vegas Metropolitan Police Department Crime Laboratory in support of conclusions reported with regard to DNA analysis in this case (LVMPD Case No. 98 0814-1600) including but not limited to the following:

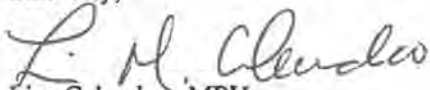
- 1) Evidence processing and chain of custody documentation
- 2) Photographs and/or descriptions of evidence items analyzed
- 3) Laboratory notes related to the screening of evidence items for biological fluids
- 4) DNA extraction worksheets and laboratory notes
- 5) Yield gel worksheets and photographs
- 6) Slot blot DNA quantitation worksheets and photographs
- 7) Photographic quality copies of DQ-alpha typing strip results
- 8) Photographic quality copies of Polymarker typing strip results
- 9) Photographic quality copies of DIS80 typing results

10) Documents used as the basis for statistical information contained in reports relating to DNA analysis (e.g. databases used to calculate allele frequencies).

11) Methods used to calculate allele and/or profile frequencies

I anticipate the review process would require approximately 6 hours at \$180/hour. Let me know if you have any questions regarding this list.

Sincerely,



Lisa Calandro, MPH
Forensic Scientist

EXHIBIT 157

EXHIBIT 157

Office of the Special Public Defender



FAX TRANSMISSION

COMMISSIONERS

Bruce L. Woodbury, Chairman
Erin Kenny, Vice-Chair
Yvonne Atkinson Gates
Dario Herrera
Mary J. Kincaid
Lance M. Malone
Myrna Williams

Dale W. Askew, County Manager

SPECIAL PUBLIC DEFENDER

Philip J. Kohn

309 S. Third Street
PO Box 552316
Las Vegas NV 89155-2316
(702) 455-6265
Fax: (702) 455-6273

To: Richard Good

Date: May 10, 1999

Fax No. 229-3948

Pages: 3, including cover sheet

From: Maxine Miller



Office of the Special
Public Defender

Subject: Donte Johnson
EVENT # 980814-1600

Maxine A. Miller
Criminal Investigator

COMMENTS:

309 S Third St
PO Box 552316
Las Vegas NV 89155-2316
<http://www.co.clark.nv.us>

Cellular: (702) 249-2675
Beeper: (702) 222-5471

(702) 455-0214

Fax: (702) 455-6273

Attached is subpoena for fingerprint
exemplars and lifted prints related
to above case. Please call if any
questions. We need the material sent
to John Thornton, Forensic Analytical,
in L.A. phone # (310) 7632374.

Should you have difficulties receiving this fax, please telephone MAXINE MILLER at the above number.

AA10088

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

vs.

DONTE JOHNSON,

Defendant.

CASE NO. C153154
DEPT NO. V
DOCKET H

SUBPOENA

☐ Regular ☐ Duces Tecum

THE STATE OF NEVADA SENDS GREETINGS TO:

Richard Good, Manager
Metro Crime Lab
Fingerprint Division
Las Vegas, NV

YOU ARE HEREBY DEMANDED, that all and Singular, business and excuses set aside, you appear and attend on the **26th** day of **May, 1999** at the hour of **10:00 a.m.** at the Office of the Special Public Defender, Clark County, Nevada. The address where you are required to appear is 309 South Third Street, Fourth Floor, Las Vegas, Nevada. You are required to bring with you at the time of your appearance any items set forth on the reverse side of this subpoena. If you fail to attend, you will be deemed guilty of contempt of Court and liable to pay all losses and damages caused by your failure to appear and in addition forfeit One Hundred (\$100.00).

DATED this 10 day of May, 1999.

**PHILIP J. KOHN
SPECIAL PUBLIC DEFENDER**

By:

Peter R. LaPorta
PETER R. LaPORTA
Deputy Special Public Defender
State Bar No. 3754
(702) 455-6265
Attorney for Defendant

AA10089

Ballistics

cel lead fragments
expended ~~casings~~ casings

AFFIDAVIT OF SERVICE

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

_____ being duly sworn says: That at all time herein Affiant was over 18 years of age, not a party to or interested in the proceeding in which this Affidavit is made. That Affiant received the Subpoena on the _____ day of _____, 19____, and served the same on the _____ day of _____, 19____ by delivering a copy to the witness at (state address)_____

Signature of Affiant

SUBSCRIBED AND SWORN to before me this
_____ day of _____, 19____.

NOTARY PUBLIC, in and for
County of _____
State of Nevada

ITEMS TO BE PRODUCED

Photographic copies of fingerprint exemplars and lifted prints related to match made with Donte Johnson, Event No. 980814-1600.

This material needs to be sent to Forensic analytical in Los Angeles. The contact person in Los Angeles is John Thornton, (310) 763-2374.

PLEASE CONTACT INVESTIGATOR, MAXINE MILLER, (702) 455-0214, IN LIEU OF APPEARANCE.

AA10091

① all ~~collected~~ fingerprints collected
at the scene of
evidentiary value (good¹ print identifiable)
we want all of those

② ~~Donals~~
~~2 to def~~
~~Todd Armstrong~~
~~PO~~
10 people (crime scene)
latent -
exemplars (booked)

③ prints off black/white cigar box

④ Siria Smith on VCR

big other of the 2 Δ 5 prints

all prints said belonging to somebody
all prints said were quality prints

Lala's prints > subpoena her prints
she wrote a letter and said
I was there at Terra Linda
address

EXHIBIT 158

EXHIBIT 158

Office of the Special Public Defender



COMMISSIONERS

Bruce L. Woodbury, Chairman
Erin Kenny, Vice-Chair
Yvonne Atkinson Gates
Dario Herrera
Mary J. Kincaid
Lance M. Malone
Myrna Williams

Dale W. Askew, County Manager

SPECIAL PUBLIC DEFENDER

Philip J. Kohn

May 26, 1999

309 S. Third Street
PO Box 552316
Las Vegas NV 89155-2316
(702) 455-6265
Fax: (702) 455-6273

VIA FACSIMILE - 229-3948

Mr. Tom Wahl
Las Vegas Metropolitan Police Department
Crime Lab Division
Las Vegas, Nevada

RE: DONTE JOHNSON CC# C153154
Event #980814-1600

Dear Mr. Wahl:

Pursuant to our conversation of May 12, 1999, attached is a Court Order instructing the crime lab division of metro to produce any DNA evidence wherein Donte Johnson is identified. I have also attached a copy of the letter from Lisa Calandro of Forensic Analytical in which she requests a number of items related to the DNA testing. We are requesting that all of these items be forwarded to Ms. Calandro in Hayward, California. I understand that our office will be billed for your time in compiling these items and billed for shipping costs.

Please contact me if there are any problems or questions.
Thank you for your assistance.

Sincerely,

A handwritten signature in cursive script that reads "Maxine Miller".

MAXINE MILLER
Investigator

AA10094

1 **ORDR**
2 PHILIP J. KOHN
3 Special Public Defender
4 Nevada Bar No. 000556
5 PETER R. LaPORTA
6 Deputy Special Public Defender
7 Nevada Bar No. 003754
8 DAYVID J. FIGLER
9 Deputy Special Public Defender
10 Nevada Bar No. 004264
11 309 S. Third Street, Fourth Floor
12 Las Vegas, Nevada 89155-2316
13 (702) 455-6265
14 Attorneys for Defendant

FILED

MAY 21 9 55 AM '99

Shirley R. Higgins
9-21-99

11 **DISTRICT COURT**
12 **CLARK COUNTY, NEVADA**

14 THE STATE OF NEVADA,)	
)	CASE NO. C153154
15 Plaintiff,)	DEPT NO. V
)	DOCKET H
16 vs.)	
)	
17 DONTE JOHNSON,)	Date of Hearing:
)	Time of Hearing:
18 Defendant.)	
19 _____)	

20 **EX-PARTE APPLICATION AND ORDER TO PRODUCE EVIDENCE**

21 COMES NOW, PETER R. LaPORTA, Deputy Special Public Defender, and
22 requests this Honorable Court for an Order instructing the Las Vegas Metropolitan Police
23 Department, Crime Lab Division to produce to the Office of the Special Public Defender
24 ...
25 ...
26 ...
27 ...
28

SPECIAL PUBLIC
DEFENDER

CLARK COUNTY
NEVADA

1 any DNA evidence wherein the above-named Defendant is identified presumptively or
2 conclusively. This Ex-Parte Application is made and based upon the Affidavit of Peter R.
3 LaPorta.

4 DATED this 19th day of May, 1999.

5 PHILIP J. KOHN
6 SPECIAL PUBLIC DEFENDER

7
8
9 PETER R. LaPORTA
10 Nevada Bar No. 003754
11 Deputy Special Public Defender
12 309 S. Third Street, Fourth Floor
13 Las Vegas, Nevada 89155-2316
14 (702) 455-6265
15 Attorneys for Defendant

16
17
18
19
20
21
22
23
24
25
26
27
28
AFFIDAVIT OF PETER R. LaPORTA

STATE OF NEVADA)
COUNTY OF CLARK) ss.

PETER R. LaPORTA, being first duly sworn according to law, deposes and states
as follows:

1. I am an attorney duly licensed to practice law in the State of Nevada and am
a Deputy Special Public Defender with the Office of the Special Public Defender. I make
this Affidavit based upon my own knowledge except as to those matters stated upon
information and belief, and as to those personal matters I believe them to be true.

2. That Affiant is the court appointed defense counsel for DONTE JOHNSON,
in Case No. C153154.

3. That Defendant is charged with First Degree Murder with Use of Deadly
Weapon with said trial scheduled to begin on July 6, 1999.

1 4. That the Las Vegas Metropolitan Police Department, Crime Lab Division will
2 not release any evidence to the Office of the Special Public Defender without a court order
3 and this information is vital to the defense to properly represent the Defendant.

4 Further Affiant sayeth naught.

5

6

7

PETER R. LaPORTA

8 SUBSCRIBED AND SWORN to before me

9 this 19th day of May, 1999.

10

11

Patricia S. Flood

12

NOTARY PUBLIC, In and for the
County of Clark, State of Nevada

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28



PATRICIA S. FLOOD
Notary Public - Nevada
My appt. exp. Sep. 1, 2000
No. 22-3783-1

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

Upon the application of PETER R. LaPORTA, Deputy Special Public Defender and good cause appearing,

IT IS HEREBY ORDERED that the Las Vegas Metropolitan Police Department, Crime Lab Division provide to the Office of the Special Public Defender any DNA evidence wherein the above-named Defendant is identified presumptively or conclusively.

DATED this 20 day of May, 1999.

JEFFREY D. SOBEL

DISTRICT COURT JUDGE

SUBMITTED BY:

PETER R. LaPORTA
Deputy Special Public Defender
Nevada Bar No. 003754
309 Third Street, Fourth Floor
Las Vegas, Nevada 89155-2316
(702) 455-6265
Attorneys for Defendant

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF ORIGINAL ON FILE

MAY 21 A 10:00

Shirley B. Pangione
CLERK

SPECIAL PUBLIC
DEFENDER

CLARK COUNTY
NEVADA

EXHIBIT 159

EXHIBIT 159

ORIGINAL

1 **STIP**
PHILIP J. KOHN
2 Special Public Defender
Nevada Bar No. 000556
3 PETER R. LaPORTA
Deputy Special Public Defender
4 Nevada Bar No. 003754
DAYVID J. FIGLER
5 Nevada Bar No. 004264
309 S. Third Street, Fourth Floor
6 Las Vegas, Nevada 89155-2316
(702) 455-6265
7 Attorneys for Defendant

FILED IN OPEN COURT

JUN 10 1999

19

SHIRLEY B. PARRAGUIRRE, CLERK

BY Wlona C. Aditi

DEPUTY

ALONA CANDITO

DISTRICT COURT
CLARK COUNTY, NEVADA

13 THE STATE OF NEVADA,

Plaintiff,

15 || vs.

16 || DONTÉ JOHNSON,

Defendant.

CASE NO. C153154
DEPT NO. V
DOCKET H

STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED by and between the parties that this Honorable Court issue an Order instructing the Las Vegas Metropolitan Police Department, Crime Lab Division to produce to Michelle Fox of Forensic Analytical, 3777 Depot Road, Suite 409, Hayward California 94545 all of the lead fragments recovered from the crime scene and heads of the victims for the purpose of analyzing the same as well as the black jeans upon which both the blood of the victim and the purported DNA of the Defendant appears.

27 | ...

**SPECIAL PUBLIC
DEFENDER**

CLARK COUNTY
NEVADA

ORDER

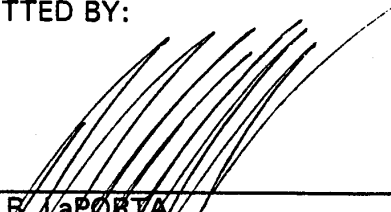
Upon the Stipulation of the parties and good cause appearing,

IT IS HEREBY ORDERED that the Las Vegas Metropolitan Police Department, Crime Lab Division provide to Michelle Fox of Forensic Analytical, 3777 Depot Road, Suite 409, Hayward California 94545 all of the lead fragments recovered from the crime scene and heads of the victims and the black jeans upon which both the blood of the victim and the purported DNA of the Defendant appears for the purpose of analyzing the same. The Defendant has thereby waived all challenges to the chain of custody issues solely related to the transport contemplated and contained in this Order.

DATED this ____ day of June, 1999.


DISTRICT COURT JUDGE

SUBMITTED BY:


PETER B. LaPORTA
Deputy Special Public Defender
Nevada Bar No. 003754
309 Third Street, Fourth Floor
Las Vegas, Nevada 89155-2316
(702) 455-6265
Attorneys for Defendant

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE

1999 JUN -9 P 2:02


CLERK

SPECIAL PUBLIC
DEFENDER
CLARK COUNTY
NEVADA

EXHIBIT 160

EXHIBIT 160

ORIGINAL

2

1 **STIP**
2 PHILIP J. KOHN
3 Special Public Defender
4 Nevada Bar No. 000556
5 PETER R. LaPORTA
6 Deputy Special Public Defender
7 Nevada Bar No. 003754
8 DAYVID J. FIGLER
9 Nevada Bar No. 004264
10 309 S. Third Street, Fourth Floor
11 Las Vegas, Nevada 89155-2316
12 (702) 455-6265
13 Attorneys for Defendant

FILED

JUN 17 9 35 AM '99

Shirley M. Higgins
CLERK

10 **DISTRICT COURT**
11 **CLARK COUNTY, NEVADA**

13 THE STATE OF NEVADA,

14 Plaintiff,

15 vs.

16 DONTE JOHNSON,

17 Defendant.

CASE NO. C153154
DEPT NO. V
DOCKET H

19 **STIPULATION AND ORDER**

20 IT IS HEREBY STIPULATED AND AGREED by and between the parties that this
21 Honorable Court issue an Order instructing the Las Vegas Metropolitan Police Department,
22 Crime Lab Division to produce to Michelle Fox of Forensic Analytical, 3777 Depot Road,
23 Suite 409, Hayward California 94545 all of the cartridge casings retrieved from 4825
24 Terra Linda, Las Vegas, Nevada under Event No. 98 0814-1600 and all the cartridge
25 casings recovered from 3000 Las Vegas Boulevard South, Room 4911, Las Vegas,
26 Nevada under Event No. 98 0607-2264 and/or 98 0814-1600 for the purpose of
27 analyzing the same.

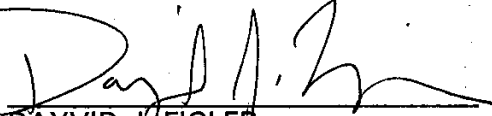
SPECIAL PUBLIC
DEFENDER

CLARK COUNTY
NEVADA

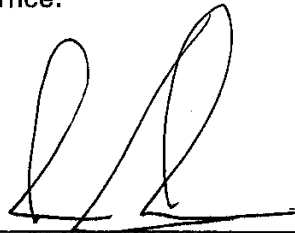
1 IT IS FURTHER STIPULATED AND AGREED that the Defendant by and through his
2 attorneys hereby waive any challenge to the chain of custody related only to the transport
3 of said evidence to Michelle Fox of Forensic Analytical, 3777 Depot Road, Suite 409,
4 Hayward California 94545 and the return to the Las Vegas Metropolitan Police
5 Department.

6 IT IS FURTHER STIPULATED AND AGREED that the District Attorney's office will
7 inform the Las Vegas Metropolitan Police Department to allow the office of the Special
8 Public Defender to photograph this evidence prior to transport and that the office of the
9 Special Public Defender will photograph the evidence and provide copies of the
10 photographic prints to the District Attorney's office.

11 DATED this 14th day of June, 1999.

12
13
14 

15 DAYVID J. FIGLER
16 Nevada Bar No. 004264
17 Deputy Special Public Defender
18 309 S. Third Street, Fourth Floor
19 Las Vegas, Nevada 89155-2316
20 (702) 455-6265
21 Attorney for Defendant
22
23
24
25
26
27
28



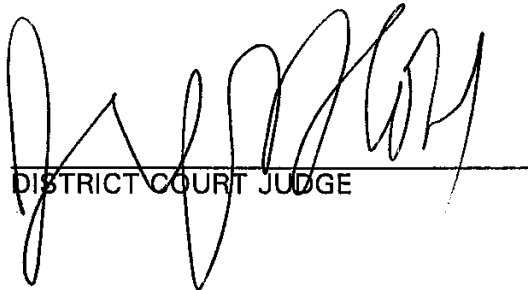
GARY L. GUYMON
Nevada Bar No. 003726
Deputy District Attorney
200 S. Third Street
Las Vegas, Nevada 89155
(702) 455-2716
Attorney for Plaintiff

ORDER

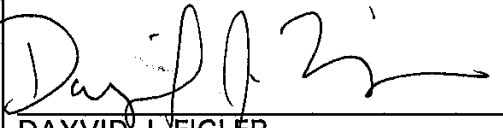
Upon the Stipulation of the parties and good cause appearing,

IT IS HEREBY ORDERED that the Las Vegas Metropolitan Police Department, Crime Lab Division provide to Michelle Fox of Forensic Analytical, 3777 Depot Road, Suite 409, Hayward California 94545 all of the cartridge casings retrieved from 4825 Terra Linda, Las Vegas, Nevada under Event No. 98 0814-1600 and all the cartridge casings recovered from 3000 Las Vegas Boulevard South, Room 4911, Las Vegas, Nevada under Event No. 98 0607-2264 and/or 98 0814-1600 for the purpose of analyzing the same. The Defendant has thereby waived all challenges to the chain of custody issues solely related to the transport contemplated and contained in this Order.

DATED this 15th day of June, 1999.


DISTRICT COURT JUDGE

SUBMITTED BY:


DAYVID J. FIGLER
Deputy Special Public Defender
Nevada Bar No. 004264
309 Third Street, Fourth Floor
Las Vegas, Nevada 89155-2316
(702) 455-6265
Attorneys for Defendant

SPECIAL PUBLIC
DEFENDER

CLARK COUNTY
NEVADA

EXHIBIT 161

EXHIBIT 161

Office of the Special Public Defender



FAX TRANSMISSION

COMMISSIONERS

Bruce L. Woodbury, Chairman
Erin Kenny, Vice-Chair
Yvonne Atkinson Gates
Dario Herrera
Mary J. Kincaid
Lance M. Malone
Myma Williams

Dale W. Askew, County Manager

SPECIAL PUBLIC DEFENDER

Philip J. Kohn

309 S. Third Street
PO Box 552316
Las Vegas NV 89155-2316
(702) 455-6265
Fax: (702) 455-6273

To: LARRY SIMMS, D.O. Date: 7-12-99

Fax No. 387-0092

Pages: 4, including cover sheet

From: MAXINE MILLER

Subject: Dante Johnson



Office of the Special
Public Defender

Maxine A. Miller
Criminal Investigator

COMMENTS:

309 S Third St
PO Box 552316
Las Vegas NV 89155-2316
<http://www.co.clark.nv.us>
(702) 455-0214

Cellular: (702) 249-2675
Beeper: (702) 222-5471
Fax: (702) 455-6273

Attached is Subpoena Duces Tecum
regarding victim blood samples
in the Dante Johnson/Sikia Smith
case. Please call if any
questions 455 0214.

Should you have difficulties receiving this fax, please telephone Maxine Miller at the above number.

AA10107

Office of the Special Public Defender



COMMISSIONERS

Bruce L. Woodbury, Chairman
Erin Kenny, Vice-Chair
Yvonne Atkinson Gates
Dario Herrera
Mary J. Kincaid
Lance M. Malone
Myrna Williams

Dale W. Askew, County Manager

SPECIAL PUBLIC DEFENDER

Philip J. Kohn

July 12, 1999

309 S. Third Street
PO Box 552316
Las Vegas NV 89155-2316
(702) 455-6265
Fax: (702) 455-6273

VIA FACSIMILE - 387-0092

Dr. Larry Simms
Chief Medical Examiner
Clark County Coroner's Office
1704 Pinto Lane
Las Vegas, Nevada

Re: **Donte Johnson**
Case No. C153154

Dear Dr. Simms:

Attached is a Subpoena Duces Tecum requesting that you create a release for Dr. Hyatt of Associated Pathologists allowing him to mail blood samples of victims in above case to Forensic Analytical in California. The specific information is on page 2 of the subpoena under Items to be Produced.

Please have Dr. Hyatt contact me regarding billing arrangements. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Maxine Miller".

MAXINE MILLER
Investigator

cc: Dayvid Figler

AA10108

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

vs.

DONTE JOHNSON,

Defendant.

CASE NO. C153154
DEPT NO. V

SUBPOENA

☐ Regular ☒ Duces Tecum

THE STATE OF NEVADA SENDS GREETINGS TO:

Dr. Larry Simms
Chief Medical Examiner
Clark County Coroner's Office
1704 Pinto Lane
Las Vegas, Nevada

YOU ARE HEREBY DEMANDED, that all and Singular, business and excuses set aside, you appear and attend on the 23rd day of July, 1999 at the hour of 9:00 a.m. at the Office of the Special Public Defender, Clark County, Nevada. The address where you are required to appear is 309 South Third Street, Fourth Floor, Las Vegas, Nevada. You are required to bring with you at the time of your appearance any items set forth on the reverse side of this subpoena. If you fail to attend, you will be deemed guilty of contempt of Court and liable to pay all losses and damages caused by your failure to appear and in addition forfeit One Hundred (\$100.00).

DATED this 12 day of July, 1999.

PHILIP J. KOHN
SPECIAL PUBLIC DEFENDER

By: 

PETER R. LaPORTA
Deputy Special Public Defender
State Bar No. 003754
(702) 455-6265
Attorney for Defendant

AA10109