

4TH DISTRICT CT - AF
UTAH COUNTY, STATE OF UTAH

CEDAR HILLS CITY vs. ANDRES ESQUIVEL

CASE NUMBER 101101231 Other Misdemeanor

CHARGES

Charge 1 - 76-9-201 - ELECTRONIC COMMUNICATION HARASSMENT Class
B Misdemeanor
Offense Date: July 12, 2010
Plea: February 17, 2012 No Contest
Disposition: February 17, 2012 Plea in abeyance

CURRENT ASSIGNED JUDGE

CHRISTINE JOHNSON

PARTIES

Defendant - ANDRES ESQUIVEL
Represented by: MICHAEL T HOLJE

Plaintiff - CEDAR HILLS CITY
Represented by: JAMES H HANSEN

DEFENDANT INFORMATION

Defendant Name: ANDRES ESQUIVEL
Offense tracking number: 20663092
Date of Birth: September 08, 1970
Law Enforcement Agency: CEDAR HILLS
Prosecuting Agency: CEDAR HILLS CITY

ACCOUNT SUMMARY

TOTAL REVENUE	Amount Due:	250.75
	Amount Paid:	50.75
	Credit:	0.00
	Balance:	200.00

PAPER BOND TOTALS	Posted:	1,000.00
	Forfeited:	0.00
	Exonerated:	1,000.00
	Balance:	0.00

TRUST TOTALS	Trust Due:	0.00
	Amount Paid:	0.00
	Credit:	0.00
	Trust Balance Due:	0.00
	Balance Payable:	0.00

REVENUE DETAIL - TYPE: COPY FEE

Amount Due: 0.75
Amount Paid: 0.75
Amount Credit: 0.00
Balance: 0.00

REVENUE DETAIL - TYPE: FORF TO STATE,MISDEM

Original Amount Due: 250.00
Amended Amount Due: 0.00
Amount Paid: 0.00
Amount Credit: 0.00
Balance: 0.00

Account Adjustments

Date	Amount	Reason
Apr 05, 2012	-250.00	Clerical Error When Entering Plea in Abeyance Fee. Was Entered as Forf to State, Misdemeanor in Error.

REVENUE DETAIL - TYPE: PLEA IN ABEYANCE MIS

Amount Due: 250.00
Amount Paid: 50.00
Amount Credit: 0.00
Balance: 200.00

NONMONETARY BOND DETAIL - TYPE: Surety

Posted By: ABLE BAIL BONDS (#00000)
Posted: 1,000.00
Forfeited: 0.00
Exonerated: 1,000.00
Balance: 0.00

TRUST DETAIL

Trust Description: Trust Overpayment
Recipient: ANDRES ESQUIVEL
Amount Due: 0.00
Paid In: 0.00
Paid Out: 0.00

Account Adjustments

Date	Amount	Reason
Apr 05, 2012	-50.00	Adjustment down due to Account Transfer.

PROCEEDINGS

09-13-10 Case filed

09-13-10 Filed: Information/Citation

10-06-10 Filed: Probable Cause Affidavit in Support of and Motion for
Warrant of Arrest

10-07-10 Filed: Warrant of Arrest \$1000 cash or bond

10-07-10 Warrant ordered on: October 07, 2010 Warrant Num: 985215844

Bail Allowed

Bail amount: 1000.00

10-07-10 Warrant issued on: October 07, 2010 Warrant Num: 985215844 Bail

Allowed

Bail amount: 1000.00

Judge: CHRISTINE JOHNSON

Issue reason: Based on the probable cause statement.

08-04-11 Warrant recalled on: August 04, 2011 Warrant num: 985215844

Recall reason: Warrant recalled because defendant was
booked.

08-04-11 Note: Defendant booked by Davis County Sheriff

08-05-11 Filed: Promise to Appear

08-05-11 ARRAIGNMENT scheduled on August 23, 2011 at 03:30 PM in Courtrm
1, 3rd Floor with Judge JOHNSON.

08-05-11 Judge CHRISTINE JOHNSON assigned.

08-08-11 Filed: ABLE BAIL BONDS 1000.00

08-08-11 Bond Account created Total Due: 1000.00

08-08-11 Bond Posted Non-Monetary Bond: 1,000.00

08-18-11 Note: ARRAIGNMENT calendar modified.

08-23-11 Minute Entry - Minutes for Arraignment

Judge: CHRISTINE JOHNSON

PRESENT

Clerk: daynat

Prosecutor: MERRILL, TIMOTHY G

Defendant

Defendant pro se

Audio

Tape Number: 1 Tape Count: 4.28

ARRAIGNMENT

A copy of the Information is given to the defendant.

The Information is read.

Advised of rights and penalties.

HEARING

Defendant will hire his own counsel. Defendant is to have no

contact with Shirley and Darrell Acumen

PRETRIAL CONFERENCE is scheduled.

Date: 10/12/2011

Time: 09:30 a.m.

Location: Courtrm 2, 3rd Floor

Fourth District Court
75 East 80 North
American Fork, UT 84003-0986

Before Judge: THOMAS LOW

08-23-11 PRETRIAL CONFERENCE scheduled on October 12, 2011 at 09:30 AM
in Courtrm 2, 3rd Floor with Judge LOW.

08-24-11 Note: ARRAIGNMENT minutes modified.

10-06-11 Filed: Letter faxed to ask for continuance

10-11-11 PRETRIAL CONFERENCE scheduled on October 25, 2011 at 02:30 PM
in Courtrm 1, 3rd Floor with Judge JOHNSON.

10-11-11 Filed order: Pretrial changed to 10/25/2011 at 2:30 p.m.

Judge CHRISTINE JOHNSON

Signed October 11, 2011

10-25-11 PRETRIAL CONFERENCE scheduled on November 15, 2011 at 02:30 PM
in Courtrm 1, 3rd Floor with Judge JOHNSON.

10-25-11 Minute Entry - Minutes for Pretrial Conference

Judge: CHRISTINE JOHNSON

PRESENT

Clerk: carmenl

Prosecutor: HANSEN, JAMES H

Defendant

Defendant pro se

Audio

Tape Number: 1 Tape Count: 4.28

HEARING

This matter comes before the court for a pretrial conference.
Defendant has a case pending in Davis County. Fingerprint order
signed in court, defendant to get fingerprinted. Pretrial
continued to November 15, 2011.

PRETRIAL CONFERENCE.

Date: 11/15/2011

Time: 02:30 p.m.

Location: Courtrm 1, 3rd Floor

Fourth District Court

75 East 80 North

American Fork, UT 84003-0986

Before Judge: CHRISTINE JOHNSON

10-25-11 Filed order: Fingerprint Order

Judge CHRISTINE JOHNSON

Signed October 25, 2011

11-10-11 Notice - NOTICE for Case 101101231 ID 14146290

PRETRIAL CONFERENCE is scheduled.

Date: 11/23/2011

Time: 09:30 a.m.

Location: Courtrm 1, 3rd Floor

Fourth District Court

75 East 80 North
American Fork, UT 84003-0986
Before Judge: CHRISTINE JOHNSON

This matter is continued from November 15, 2011. Defendant is traveling from Colorado for another court hearing scheduled in Farmington on November 22, 2011.

11-10-11 Note: Reason: Defendant is traveling from Colorado for a hearing in Farmington on November 22, 2011.
Defendant/Respondent motion.

11-10-11 PRETRIAL CONFERENCE continued to November 23, 2011 at 09:30 AM in Courtm 1, 3rd Floor with Judge JOHNSON.

11-10-11 Filed: Letter from defendant requesting continuance of hearing.

11-10-11 Filed: Notice of Pretrial Conference

11-21-11 Fee Account created Total Due: 0.75

11-21-11 COPY FEE Payment Received: 0.75

11-22-11 Filed: Letter from defendant requesting another extension

11-22-11 Filed: Fax from Jo Berriel

11-23-11 Minute Entry - Minutes for Pretrial Conference

Judge: CHRISTINE JOHNSON

PRESENT

Clerk: martaw

Prosecutor: MERRILL, TIMOTHY G

Defendant not present

Audio

Tape Number: 1 Tape Count: 9.57

HEARING

TAPE: 1 COUNT: 9.57

This matter comes before the court for a pretrial conference. Yesterday, defendant faxed ex parte letter to the court requesting that this hearing be continued. State reviews fax. State does not object to the continuance but indicates that this matter has been rescheduled several times before. Court indicates that this hearing will not be continued another time. The court indicates that no witnesses are required for the pretrial conference. Defendant is to be present at that hearing.

This matter is continued to December 7, 2011 at 9:30 a.m. before Judge Thomas Low in courtroom 2.

PRETRIAL CONFERENCE.

Date: 12/07/2011

Time: 09:30 a.m.

Location: Courtm 2, 3rd Floor

Fourth District Court

75 East 80 North

American Fork, UT 84003-0986

Before Judge: THOMAS LOW

11-23-11 PRETRIAL CONFERENCE scheduled on December 07, 2011 at 09:30 AM
in Courtrm 2, 3rd Floor with Judge LOW.

12-07-11 PRETRIAL CONFERENCE continued to January 17, 2012 at 02:30 PM
in Courtrm 1, 3rd Floor with Judge JOHNSON.

12-07-11 Minute Entry - Minutes for PRETRIAL CONFERENCE continue

Judge: THOMAS LOW

PRESENT

Clerk: daynat

Prosecutor: MERRILL, TIMOTHY G

Defendant

Defendant's Attorney(s): MICHAEL T HOLJE

Audio

Tape Number: 2 Tape Count: 9.46

CONTINUANCE

Whose Motion:

The Defendant's counsel Michael Holje.

Reason for continuance:

Counsel's request.

The motion is granted.

PRETRIAL CONFERENCE is scheduled.

Date: 01/17/2012

Time: 02:30 p.m.

Location: Courtrm 1, 3rd Floor

Fourth District Court

75 East 80 North

American Fork, UT 84003-0986

Before Judge: CHRISTINE JOHNSON

12-07-11 Filed: Appearance of Counsel and Entry of Plea

12-07-11 Filed: Demand for Jury Trial

12-07-11 Filed: Request for Discovery

01-11-12 Filed: Response to Request for Discovery

01-17-12 Minute Entry - Minutes for PRETRIAL CONFERENCE continue

Judge: CHRISTINE JOHNSON

PRESENT

Clerk: daynat

Prosecutor: HANSEN, JAMES H

Defendant

Defendant's Attorney(s): MICHAEL T HOLJE

Audio

Tape Number: 1 Tape Count: 4.16

CONTINUANCE

Whose Motion:

The Defendant's counsel MICHAEL T HOLJE.

Reason for continuance:

Counsel's request.

Plea by affidavit may be submitted. The defendant presence may be waived.

The motion is granted.

PRETRIAL CONFERENCE is scheduled.

Date: 02/17/2012

Time: 09:30 a.m.

Location: Courtrm 1, 3rd Floor

Fourth District Court

75 East 80 North

American Fork, UT 84003-0986

Before Judge: CHRISTINE JOHNSON

01-17-12 PRETRIAL CONFERENCE continued to February 17, 2012 at 09:30 AM
in Courtrm 1, 3rd Floor with Judge JOHNSON.

02-17-12 Bond Exonerated -1,000.00

02-17-12 Charge 1 Disposition is Plea in abeyanc

02-17-12 Note: PRETRIAL CONFERENCE minutes modified.

02-17-12 Fee Account created Total Due: 250.00

02-17-12 Note: Added to payment schedule 1060067344

02-17-12 Filed: Minutes from Sentencing

02-17-12 Minute Entry - Minutes for Pretrial Conference

Judge: CHRISTINE JOHNSON

PRESENT

Clerk: rebeccat

Prosecutor: HANSEN, JAMES H

Defendant

Defendant's Attorney(s): HOLJE, MICHAEL T

Audio

Tape Number: 1 Tape Count: 10.57

ARRAIGNMENT

HEARING

Defendant enters a plea of No-Contest. Defendant acknowledges he understands his rights and penalties, then waives time for sentencing. The No-contest Plea is held in abeyance for a period of 12 months.

Defendant is ordered to pay to the court a \$250 Plea in Abeyance Fee at the rate of \$50/month beginning 4-1-2012.

PLEA IN ABEYANCE

Defendant's plea is held in abeyance.

PLEA IN ABEYANCE ADDITIONAL CONDITIONS

Defendant is ordered to obey all laws, local, state and federal

during the plea in abeyance period.

Defendant is ordered to keep his address current with the court and report to the court when ordered to do so.

Tracking review date for Plea in Abeyance: 02/17/2013

The defendant is ordered to pay the fee of 250.00 for PLEA IN ABEYANCE MIS.
SCHEDULED TIMEPAY

The following cases are on timepay 101101231.

The defendant is to pay \$50.00 monthly on the 1st.

The number of payments scheduled is 4 plus a final payment of \$50.00.

The first payment is due on 04/01/2012 the final payment of \$50.00 is due on 08/01/2012. The final payment may vary based on interest.

Pay fine to The Court.

03-30-12 Trust Account created	Total Due:	50.00
03-30-12 Trust Overpayment	Payment Received:	50.00
04-05-12 Note: PRETRIAL CONFERENCE minutes modified.		
04-05-12 Fee Account created	Total Due:	250.00
04-05-12 FORF TO STATE,MISDEM Account Adjustment	Total Due:	0.00
Reason: Clerical Error When Entering Plea in Abeyance Fee. Was Entered as Forf to State, Misdemeanor in Error.		
04-05-12 Trust Overpayment		-50.00
Note: Account Transfer From Trust - Trust Overpayment On 101101231 To Fee - PLEA IN ABEYANCE MIS On 101101231; Accounts Receivables Set Up in Minute Entry of 2/17/12 Incorrectly. Set Up as Forf to State, Misdem - Should Be Plea in Abeyance Fee. Monies Pa		
04-05-12 PLEA IN ABEYANCE MIS	Transfer In:	50.00