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**ENDORSED
FILED**

NOV 8 2006

KIRI TORRE
Chief Executive Officer/Clerk
Superior Court of CA County of Santa Clara
BY Kathleen Foster DEPUTY
KATHLEEN FOSTER

7
8 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA
9

10 THE PEOPLE OF THE STATE OF CALIFORNIA,

11 Plaintiff,

No. 211063

12 v.

INDICTMENT

13 BENNY BENEDICTO MENOR,

14 Defendant.
15

16 COUNT ONE

17 The Grand Jury of the County of Santa Clara, State of California, hereby accuses
18 BENNY BENEDICTO MENOR, of a felony, to wit: a violation of California Corporation Code
19 Section 6812 (FALSE FINANCIAL STATEMENT), in that on or about July 9, 2004, in the
20 County of Santa Clara, State of California, he did, as an officer of a corporation, knowingly
21 concur in making and publishing, either generally or privately, to members or other persons a
22 materially false report and statement of financial condition of the corporation, and a willfully
23 and fraudulently exaggerated report, account and statement of operations and financial
24 condition, intended to induce and having a tendency to induce, contributions and donations to
25 the corporation by members or other persons.
26

11 SUPERIOR COURT
190 W. HEDDING STR
SAN JOSE, CA 95110

CASE NO. 211063
CEN 06531070

DATE 10/09/2008 1:30 PM DEPT. 30
07/30/1950 CAR0913606 CDY BK:IN
CLERK S. LARIOS DWW007 M
HEARING PROBATION AND SENTENCING
AGENCY SJ-43100-
STATUS O-BB -30000/063108 TW Y

PEOPLE VS. BENNY BENEDICTO MENOR
K.A. 3056 KNIGHTS BRIDGE RD
SAN JOSE, CA 95132
JUDGE HON. DAVID A. CENA
REPORTER T. DECLERCO
DEF. ATTY. HENDRICKSON, CHAS D.A. *Lowney*
CHARGES F(001)CC6812
F(003)PC484/487

CHILD: APOD. SALAS
F(002)PC484/487
VIOLATION DATE 07/09/2004

NEXT APPEARANCE

Defendant Present Not Present Atty Present AR & Tenhoff, G. AD / PD / Legal Aide / Special App
 Arr'd Adv Arr Wav Amend Comp/Info Arr Plea IDC PTC Prob / Sent Interpreter Sworn
 PC977 Filed On File Repr. Adv / Wav Bail/ OR/ SORP Rect Dr Rpt FAR/ ERC Bail Apply Balance Exonerated
 NG Entered by CRT NGBRI / Adv PSet Prelim Readiness S / B MTC Bail Exonerated Forfeited Bond #
 Denies Priors/ Allegations/ Enhancements/Refusal Further Jury CT Peo / Def Wav Jury Reassumption Filed Forfeiture Set Aside Bail Rein
 TW TNW TW / WD TW Sentence Ref'd \$ Costs Within 30 Days to Court
 Ref / Appt PD / AD / Legal Aide Conflict Decl APO / Prop 36 P36 Re-Assm't
 Relieved Appt'd Crim Proc Susp Rein BW Ordered \$ Stayed To Issue
 Hrg on Motion PC 1203.4 Doubt Decl Pursuant PC 1368 No Cite Release/SCIT No Request Cash Only
 Granted Denied Submitted Off Cal Subm on Report Found BW Set Aside Recalled Filed
 Stip to Comm Drs. Appointed Max Term Committed Proof of \$1,000 in Rest pd to DOR.
 Prelim Wav Certified to General Jurisdiction MDA / COM Amended to
 Amended to (M) VC12500(a) / VC23103(a) Pur VC23103.5 DA Stmt Filed Other:

PLEA Conditions: None No State Prison PC17 after 1 Yr Prob Includes VOP Add to Cal
 Jail / Prison Term of

Dismissal / Striking MDA cts 2 & 3 Subm time of Sent Harvey Stip
 Adv Max Pen Parole/Prob Appeal Immig Reg PC290/HS11590/PC457.1/PC186.30 Future Serious Felony PC12021 (110) VC14607.8/PC666
 Wav Right to Counsel Court / Jury Trial Subpoena / Confront / Examine Witnesses Self-incrimination Written Waiver filed Plea / Absentia filed
 COP **GUILTY** **NOLO CONTENDERE** to charges & admits enhancements / allegations / priors PC17 Arbuckle Factual Basis found Findings stated
 Prop 36 Granted / Unamenable / Refused / Term DEJ Eligibility Filed DEJ Granted / Rein / Term Fee \$ Guilty Plea Rendered
 Waives Referral Ref'd to APO Full Rpt **PROBATION DENIED** **FINES/FEES: PAY TO** Ref to DOR COURT TODAY

Sentenced to State Prison/County Jail Sent Suspended
COUNT \$ + PA \$ Purs HS11350d
COUNT \$ + PA \$ *apply \$1,000*
AIDS / CPP \$ + PA \$ *to Rest, Fines & Fees & Rtn. balance to Δ*
DPF \$ + PA \$
LAB \$ + PA \$
DRF / RF \$ 110 Add'l RF \$
AEF \$ Original Fine \$
SECA \$ 20 CTS PC2900.5 \$
NC \$ **TOTAL DUE** \$
ASF / CPF \$ Payments Granted / Modified
AR \$ \$ / Mo beginning
SHELTER \$ FINE STAYED
DV \$ Committed @ \$ /day May Pay Out
ATTY \$ Consec/Conc to
\$ Fine / Fees Deemed Satisfied Commuted
P/INVEST \$ P/SUP \$ /Mo Waived
CJAF \$
 Restitution \$ 48,400 *See breakdown*
 To be determined by APO/Court Referred to VWAC Collect Civil

PROBATION Execution Imposition of sentence suspended for probation period
 COURT FORMAL PROBATION GRANTED for Days / Mos / Yrs
 Report to APO within Days Terminated Upon Release
 Perform Hrs Volunteer Work as directed PO / SAP / CAP in lieu of fine
 Not drive w/o valid DL & Ins Adv VC23600 HTO Delete FOP/MOP
 MOP FOP 12 hrs 3 mos 6 mos Enroll within days
 DL Susp/ Restr'd/ Rvk'd for To, from, during Work/AlcoPrg/Jail/Sch/App
 IID Not/Ordered/ Rmv'd Term Yrs DSA thru APO / DOR / CRT Filed
 No contact with victim or family / co-defts unless appr by APO PC1202.05
 DVPO issued / mod / term'd Exp Victim Present
 Not own/possess deadly weapons Destroy / Return Weapon
 Submit Search/Testing Educ/Voc Trng/Empl No alcohol / drugs or where sold
 Substance Abuse, DV, Psych, Parenting, Anger Mgmt, Theft cnsl / prgm
 PC296 (DNA) PC1202.1 HIV Test / Education
VOP: Wav Arr'd Admits/Denies Viol Court Finds VOP / No VOP
Prob Rein / Mod / Term'd / Revoked / Remains Revoked / Ext to
 Original Terms & Conditions Except as Amended herein
 Co-terminous with No Further Penalties / Reviews

JAIL/PRISON See Attachm't Pg for Add'l Orders, Charges, PC1385 Reasons
County Jail

Count	F/M	Violation	Prison Term / Yrs	Enhancement / Priors	Yrs / Styd / Strkn	HRS / (DAYS) MOS
1	FN	CC 6812				3 city of San Jos
						\$ 32,400 to Northside community ctr c/o city of San Jos
						\$ 16,000 to Northside community ctr c/o city of San Jos

Enhancement	Yrs/S	Enhancement	Yrs/S	Enhancement	Yrs/S	Enhancement	Yrs/S	Enhancement	Yrs/S	Total

CTS = 3 ACT + PC4019 PC2933.1 = TOTAL DAYS TOTAL TERM 3 days LT

Straight time In Camp WWP PC1209 Fees Waived Court Rec. All / Except EMP/PSP/WF/ERP/DRP/Co-Parole/NP
 Sent Deemed Served Rpt to Local Parole Adv of Yrs Parole/Appeal Rights Consec Conc to
 Bal CJ Susp All but Hrs/Days/Mos On Cond Complete Residential Treatment Prgm Serve Consec MO/TU/WE/TH/FR/SA/SU
 Pre-process AM/PM Stay / Surrender / Transport to @ AM/PM or Sooner

REMANDED-BAIL \$ NO BAIL COMMITTED RELEASED OR SORP DOC TO CONTACT JAC FOR ASSM'T P36
 AS COND OF SORP BAIL INCREASED / REDUCED TO PRGM AS REC BY JAC-DOC TO TRANSPORT FOR BALANCE OF JAIL UPON AVAIL BED

PROMISE TO APPEAR: I will appear at all times and places as ordered by the Court, and have read and understand all conditions set forth on the reverse side.
BY DEFENDANT