

SECOND DISTRICT-BOUNTIFUL
DAVIS COUNTY, STATE OF UTAH

BOUNTIFUL CITY vs. ANDRES ESQUIVEL

CASE NUMBER 091800357 Infraction

CHARGES

Charge 1 - 77-7-22 - FAIL TO APPEAR ON CITATION Infraction
(amended) to Class B Misdemeanor
Offense Date: May 24, 2009
Plea: December 05, 2011 Not Guilty
Disposition: February 06, 2012 Dismissed

Charge 2 - 76-9-102 - DISORDERLY CONDUCT Infraction
Offense Date: May 24, 2009
Plea: February 06, 2012 Guilty
Disposition: February 06, 2012 Plea in abeyance

CURRENT ASSIGNED JUDGE

THOMAS L KAY

PARTIES

Defendant - ANDRES ESQUIVEL
Represented by: MICHAEL T HOLJE

Plaintiff - BOUNTIFUL CITY

DEFENDANT INFORMATION

Defendant Name: ANDRES ESQUIVEL
Date of Birth: September 08, 1970
Law Enforcement Agency: BOUNTIFUL POLICE
Prosecuting Agency: BOUNTIFUL CITY

ACCOUNT SUMMARY

TimePay: \$100.00 monthly on the 1st.
Most Recent Payment: 03/15/2012
Final Payment : 05/01/2012

TOTAL REVENUE	Amount Due:	305.00
Amount Paid:	305.00	
Credit:	0.00	
Balance:	0.00	

BAIL/CASH BONDS	Posted:	750.00
Forfeited:	300.00	
Refunded:	450.00	
Balance:	0.00	

TRUST TOTALS Trust Due: 750.00
Amount Paid: 750.00
Credit: 0.00
Trust Balance Due: 0.00
Balance Payable: 0.00

REVENUE DETAIL - TYPE: TELEPHONE/FAX CHARGE

Amount Due: 5.00
Amount Paid: 5.00
Amount Credit: 0.00
Balance: 0.00

REVENUE DETAIL - TYPE: PLEA IN ABEYANCE MIS

Amount Due: 300.00
Amount Paid: 300.00
Amount Credit: 0.00
Balance: 0.00

BAIL/CASH BOND DETAIL - TYPE: BAIL

Posted By: GENE BRADY
Posted: 250.00
Forfeited: 0.00
Refunded: 250.00
Balance: 0.00

BAIL/CASH BOND DETAIL - TYPE: BAIL

Posted By: ANDRES ESQUIVEL
Posted: 500.00
Forfeited: 300.00
Refunded: 200.00
Balance: 0.00

TRUST DETAIL

Trust Description: Bail/Bond Forfeiture
Recipient: SECOND DISTRICT-BOUNTIFUL
Amount Due: 300.00
Paid In: 300.00
Paid Out: 300.00

TRUST DETAIL

Trust Description: Bail/Bond Refund
Recipient: ANDRES ESQUIVEL
Amount Due: 200.00
Paid In: 200.00
Paid Out: 200.00

TRUST DETAIL

Trust Description: Bail/Bond Refund
Recipient: GENE BRADY
Amount Due: 250.00
Paid In: 250.00
Paid Out: 250.00

PROCEEDINGS

08-03-09 Case filed
08-03-09 Filed: From an Information
08-03-09 Filed: Information
08-03-09 Issued: Summons
Judge THOMAS L KAY
Hearing Date: August 27, 2009 Time: 09:00
08-03-09 Judge THOMAS L KAY assigned.
08-03-09 Filed: Information
08-21-09 Issued: Delinquent Notice
Judge
09-30-09 ARRAIGNMENT scheduled on October 08, 2009 at 09:00 AM in
COURTROOM # 2 with Judge JUDGE.
10-07-09 Fee Account created Total Due: 5.00
10-07-09 TELEPHONE/FAX CHARGE Payment Received: 5.00
10-08-09 Filed: Letter from Carmichael Chiropractic
10-08-09 Notice - WARRANT for Case 091800357 ID 12471708
10-08-09 Minute Entry - Minutes for ARRAIGNMENT
Judge: GLEN R DAWSON
PRESENT
Clerk: lanas
Prosecutor: YNCHAUSTI, JOHN C
Defendant not present

Audio

Tape Number: B1 100809 Tape Count: 1000-1001

HEARING

The defendant is not present, Judge orders a bench warrant to
issue. \$250.00 cash only.
10-08-09 Warrant ordered on: October 08, 2009 Warrant Num: 985174968
Cash Bail Only
Bail amount: 250.00
10-08-09 Warrant issued on: October 08, 2009 Warrant Num: 985174968 Cash
Bail Only
Bail amount: 250.00
Judge: GLEN R DAWSON
Issue reason: Failure to Appear.
10-09-09 Filed order: Arrest warrant

Judge GLEN R DAWSON

Signed October 08, 2009

10-09-09 Filed: Information

10-09-09 Charge 1 amended to Class B Misdemeanor

12-22-10 Note: Address update by DL/SSN lookup from Public Safety

12-22-10 Note: Case Reviewed for New Information. No New Information Found.

03-17-11 Note: Address update by DL/SSN lookup from Public Safety

03-18-11 Note: Case Reviewed for New Information. No New Information Found.

10-10-11 Warrant recalled on: October 10, 2011 Warrant num: 985174968

Recall reason: Warrant recalled because of expiration date.

10-10-11 Note: EXPIRED warrant automatically recalled.

10-18-11 Note: Order re expired warrant to City

10-20-11 Filed order: Order re expired warrant

Judge GLEN R DAWSON

Signed October 20, 2011

10-20-11 Notice - WARRANT for Case 091800357 ID 14101233

10-20-11 Warrant ordered on: October 20, 2011 Warrant Num: 985253300

Cash Bail Only

Bail amount: 250.00

10-20-11 Warrant issued on: October 20, 2011 Warrant Num: 985253300 Cash

Bail Only

Bail amount: 250.00

Judge: GLEN R DAWSON

Issue reason: Issue warrant on Failure to Appear

10-21-11 Filed order: Arrest Warrant

Judge GLEN R DAWSON

Signed October 20, 2011

10-26-11 ARRAIGNMENT scheduled on November 21, 2011 at 09:00 AM in COURTROOM 1 with Judge DAWSON.

10-26-11 Notice - NOTICE for Case 091800357 ID 14114516

ARRAIGNMENT is scheduled.

Date: 11/21/2011

Time: 09:00 a.m.

Location: COURTROOM 1

SECOND DISTRICT COURT

805 SOUTH MAIN ST.

BOUNTIFUL, UT 84010

Before Judge: GLEN R DAWSON

10-26-11 ARRAIGNMENT scheduled on November 21, 2011 at 09:00 AM in COURTROOM 1 with Judge DAWSON.

10-26-11 Bail Account created Total Due: 250.00

10-26-11 Bail Posted Payment Received: 250.00

10-26-11 Notice - NOTICE for Case 091800357 ID 14114524

ARRAIGNMENT.

Date: 11/21/2011

Time: 09:00 a.m.

Location: COURTROOM 1
SECOND DISTRICT COURT
805 SOUTH MAIN ST.
BOUNTIFUL, UT 84010

Before Judge: GLEN R DAWSON

The reason for the change is Reprint notice.

10-26-11 Warrant recalled on: October 26, 2011 Warrant num: 985253300

Recall reason: Warrant recalled because defendant
appeared.

10-26-11 ARRAIGNMENT Modified.

Reason: Reprint notice.

11-21-11 Minute Entry - Minutes for Arraignment

Judge: GLEN R DAWSON

PRESENT

Clerk: bridgetg

Prosecutor: YNCHAUSTI, JOHN C

Defendant not present

Audio

Tape Number: B1 112111 Tape Count: 1110-1110

ARRAIGNMENT

Defendant is not present. Court orders a \$500 cash only warrant to
issue.

11-21-11 Notice - WARRANT for Case 091800357 ID 14163697

11-21-11 Warrant ordered on: November 21, 2011 Warrant Num: 985256274

Cash Bail Only

Bail amount: 500.00

11-21-11 Warrant issued on: November 21, 2011 Warrant Num: 985256274

Cash Bail Only

Bail amount: 500.00

Judge: GLEN R DAWSON

Issue reason: Failure to Appear.

11-22-11 ARRAIGNMENT scheduled on December 05, 2011 at 09:00 AM in
COURTROOM 1 with Judge DAWSON.

11-22-11 Note: Reset w/def by phone

11-25-11 Filed order: Arrest Warrant

Judge GLEN R DAWSON

Signed November 23, 2011

11-25-11 Filed order: Minutes Arraignment

Judge GLEN R DAWSON

Signed November 23, 2011

12-05-11 Minute Entry - Minutes for Arraignment

Judge: GLEN R DAWSON

PRESENT

Clerk: bridgetg

Prosecutor: YNCHAUSTI, JOHN C

Defendant
Defendant pro se

Audio
Tape Number: b1 120511 Tape Count: 1009-1016

ARRAIGNMENT

Advised of rights and penalties.
Defendant is arraigned.
Defendant states he is hiring private counsel. Court will set pretrial conference to January 4, 2012. Defendant is to pay cash bail by 5 p.m. today. Once bail is paid warrant will be recalled. PRETRIAL CONFERENCE is scheduled.

Date: 01/04/2012

Time: 08:00 a.m.

Location: COURTROOM 1
SECOND DISTRICT COURT
805 SOUTH MAIN ST.
BOUNTIFUL, UT 84010

Before Judge: GLEN R DAWSON

12-05-11 Filed: Court Notice

12-05-11 Filed: Rights Sheet

12-05-11 Bail Account created Total Due: 500.00

12-05-11 Bail Posted Payment Received: 500.00

Note: 5x \$100

12-05-11 Warrant recalled on: December 05, 2011 Warrant num: 985256274

Recall reason: Warrant recalled because defendant appeared.

12-07-11 Charge 1 Plea is Not Guilty

12-07-11 Charge 2 Plea is Not Guilty

12-07-11 PRETRIAL CONFERENCE scheduled on January 04, 2012 at 08:00 AM in COURTROOM 1 with Judge DAWSON.

12-09-11 Filed: Appearance of counsel

12-09-11 Filed: Demand for JT

12-09-11 Filed: Request for discovery

01-04-12 PRETRIAL CONFERENCE scheduled on February 06, 2012 at 08:00 AM in COURTROOM 1 with Judge DAWSON.

01-04-12 Minute Entry - Minutes for Pretrial Conference

Judge: GLEN R DAWSON

PRESENT

Clerk: bridgetg

Prosecutor: YNCHAUSTI, JOHN C

Defendant not present

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

Audio
Tape Number: b1 010412 Tape Count: 846-849

HEARING

TAPE: b1 010412 COUNT: 846-849

Defendant is not present. Defendant resides out of state. Counsel and Mr. Ynchausti will work on resolution. Court will continue this case to February 6, 2012.

PRETRIAL CONFERENCE.

Date: 02/06/2012

Time: 08:00 a.m.

Location: COURTROOM 1

SECOND DISTRICT COURT

805 SOUTH MAIN ST.

BOUNTIFUL, UT 84010

Before Judge: GLEN R DAWSON

02-06-12 Charge 1 Disposition is Dismissed

02-06-12 Charge 2 Disposition is Guilty

02-06-12 Charge 2 Disposition is Plea in abeyanc

02-06-12 Minute Entry - Plea in abeyance

Judge: GLEN R DAWSON

PRESENT

Clerk: bridgetg

Prosecutor: YNCHAUSTI, JOHN C

Defendant not present

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

Audio

Tape Number: b1 020612 Tape Count: 1000-1002

Court advises defendant of rights and penalties.

Change of Plea Note

Defendant lives out of state. Appearance has been waived. An affidavit of defendant, Certificate of Counsel and Order is submitted.

PLEA IN ABEYANCE

Defendant's plea is held in abeyance.

Conditions of Agreement:

Pay all costs associated with Plea in Abeyance/Diversion

No violations of the law

Plea is held in abeyance for a period of 6 months.

Pay a non refundable supervision fee.

Tracking review date for Plea in Abeyance: 08/06/2012

The defendant is ordered to pay the fee of 300.00 for PLEA IN ABEYANCE MIS.

SCHEDULED TIMEPAY

The following cases are on timepay 091800357.
The defendant is to pay \$100.00 monthly on the 1st.
The number of payments scheduled is 2 plus a final payment of \$100.00.
The first payment is due on 03/01/2012 the final payment of \$100.00 is due on 05/01/2012. The final payment may vary based on interest.
Pay fine to The Court.

02-06-12 Filed: Court Notice

02-06-12 Filed order: Affidavit of Defendant Certificate of Counsel and Order

Judge GLEN R DAWSON
Signed February 06, 2012

02-07-12 Fee Account created Total Due: 300.00

02-07-12 Note: Added to payment schedule 1060066858

02-10-12 Filed order: Minutes Plea in Abeyance

Judge GLEN R DAWSON
Signed February 09, 2012

02-28-12 Note: Attorney called and will submit either a Motion & Order or Letter requesting posted bail be applied to plea in abeyance fee and balance be refunded to defendant.

03-01-12 Filed: Motion to Forfeit and Exonerate Bail

Filed by: ESQUIVEL, ANDRES

03-05-12 Note: Order in pending file 12 for 3-12-12 then to Judge Dawson for review

03-13-12 Filed order: Order Forfeiting and Exonerating Bail

Judge THOMAS L KAY
Signed March 12, 2012

03-15-12 Trust Account created Total Due: 300.00

03-15-12 Bail Forfeited -300.00

03-15-12 Bail/Bond Forfeiture Forfeited : 300.00

03-15-12 Trust Account created Total Due: 200.00

03-15-12 Bail Refunded Payment Received: -200.00

03-15-12 Bail/Bond Refund Payment Received: 200.00

03-15-12 Bail/Bond Forfeiture Check # 17635 Trust Payout: 300.00

03-15-12 Bail/Bond Refund Check # 17637 Trust Payout: 200.00

03-15-12 PLEA IN ABEYANCE MIS Payment Received: 300.00

03-20-12 Filed order: Memo from Accounting-Approved

Judge THOMAS L KAY
Signed March 16, 2012

03-22-12 Trust Account created Total Due: 250.00

03-22-12 Bail Refunded Payment Received: -250.00

03-22-12 Bail/Bond Refund Payment Received: 250.00

03-22-12 Bail/Bond Refund Credit Card Refund: 250.00