

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO		For Court Use Only FILED Clerk of the Superior Court	
PEOPLE vs <u>Robert O. Young</u> Defendant		APR 12 2017	
PLEA OF GUILTY/NO CONTEST - FELONY		Court Number: <u>By: J Horak 320253359</u>	
		DA Number: <u>ADP204</u>	

I, the defendant in the above-entitled case, in support of my plea of Guilty/No Contest, personally declare as follows:

1. Of those charges now filed against me in this case, I plead Guilty to the following offenses and admit the enhancements, allegations and prior convictions as follows:

COUNT	CHARGE	ENHANCEMENT/ALLEGATION
<u>Count 6</u>	<u>B.P. 2052(a)</u>	
<u>Count 8</u>	<u>B.P. 2052(a)</u>	
PRIORS: (LIST ALLEGATION SECTION, CONVICTION DATE, COUNTY, CASE NUMBER, AND CHARGE)		

2. I have not been induced to enter this plea by any promise or representation of any kind, except: (State any agreement with the District Attorney.) With my guilty pleas to counts 6 & 8, DA & I agree to a total 3 year, 8 months sentence in this case (Counts 5, 6, 8 & 9). Count 5 is stayed. 3 years on Count 9, consecutive to 8 months on Counts 5, 6 & 8, with later 3 counts concurrent to each other. Mr Young to be sentenced to a remaining 30 days jail with a surrender date of June 29, 2017. Credits: 3/14/16-6/29/17 = actual Electronic Monitoring with 472 4019 credit for total 944 days credit. Jail actual 44 (pre-April 2017) with 44 4019 credits totaling 88 days. 88 plus 944 = 1032 days credit. Parties stipulate that em satisfies

3. I am entering my plea freely and voluntarily, without fear or threat to me or anyone closely related to me, 44 4019 credits totaling 88 days. 88 plus 944 = 1032 days credit. Parties stipulate that em satisfies

4. I understand that a plea of No Contest is the same as a plea of Guilty for all purposes. CAC 4019 eligib. by. DA agrees not to proceed on Bail Revocation Motion. And not have stalked by

5. I am sober and my judgment is not impaired. I have not consumed any drug, alcohol or narcotic within the past 24 hours. Robert Young in court today for any acts and/or omissions by Mr. Young agree today and here fore will not prosecute Mr. Young using his statements today for any acts and/or omissions in the past.

CONSTITUTIONAL RIGHTS

6a. I understand that I have the right to be represented by a lawyer at all stages of the proceedings. I can hire my own lawyer or the Court will appoint a lawyer for me if I cannot afford one.

I understand that as to all charges, allegations and prior convictions filed against me, and as to any facts that may be used to increase my sentence, now or in the future, I also have the following constitutional rights, which I now give up to enter my plea of guilty/no contest:

- 6b. I have the right to a speedy and public trial by jury. I now give up this right.
- 6c. I have the right to confront and cross-examine all the witnesses against me. I now give up this right.
- 6d. I have the right to remain silent (unless I choose to testify on my own behalf). I now give up this right.
- 6e. I have the right to present evidence in my behalf and to have the court subpoena my witnesses at no cost to me. I now give up this right.

Defendant:

Robert O. Young

CASE NUMBER:

SL0253359

CONSEQUENCES OF PLEA OF GUILTY OR NO CONTEST

7a. I understand that I may receive this maximum punishment as a result of my plea: 3 years 8 months years imprisonment or imprisonment plus a term of mandatory supervision; \$ 10,000.00 fine; and 0 years parole or post-release community supervision, with return to custody for every violation of a condition thereof. If I am not sentenced to imprisonment, I may be granted probation for a period up to 5 years or the maximum term of imprisonment, whichever is greater. As conditions of probation I may be given up to a year in jail custody, plus the fine, and any other conditions deemed reasonable by the Court. I understand that if I violate any condition of probation I can be sentenced to imprisonment for the maximum term as stated above.

[Handwritten mark]

7b. I understand that I must pay a restitution fine (\$200 - \$10,000), that I will also be subject to a suspended fine in the same amount, and that I must pay full restitution to all victims.

[Handwritten mark]

7c. I understand that my conviction in this case will be a serious/violent felony ("strike") resulting in mandatory denial of probation, substantially increased penalties, and a term in State Prison in any future felony case.

[Handwritten mark]

7d. I understand that if I am not a U.S. citizen, this plea of Guilty/No Contest may result in my removal/deportation, exclusion from admission to the U.S. and denial of naturalization. Additionally, if this plea is to an "Aggravated Felony" listed on the back of this form, then I will be deported, excluded from admission to the U.S., and denied naturalization.

[Handwritten mark]

7e. I understand that my plea of Guilty or No Contest in this case could result in revocation of my probation, mandatory supervision, parole or post-release supervision in other cases, and consecutive sentences.

[Handwritten mark]

7f. My attorney has explained to me that other possible consequences of this plea may be: (Circle applicable consequences.)

[Handwritten mark]

- (1) Consecutive sentences
- (2) Loss of driving privileges
- (3) Commitment to Youth Authority
- (4) Lifetime registration as an arson / sex offender
- (5) Registration as a narcotic / gang offender
- (6) Cannot possess firearms or ammunition
- (7) Blood test and saliva sample
- (8) Priorable (increased punishment for future offenses)

- (9) Prison prior
- (10) Mandatory imprisonment
- (11) Mandatory State Prison
- (12) Presumptive imprisonment
- (13) Presumptive State Prison
- (14) Sexually Violent Predator Law
- (15) Possible/Mandatory hormone suppression treatment
- (16) Reduced conduct/work credits

- a. Limited local credits (290/serious/prior)
- b. Violent Felony (No credit or max. 15%)
- c. Prior Strike(s) (No credit to max. 20%)
- d. Murder on/after 6/3/98 (No credit)
- (17) Loss of public assistance
- (18) AIDS education program
- (19) Other: _____

[Handwritten mark]

8. (Appeal Rights) I give up my right to appeal the following: 1) denial of my 1538.5 motion, 2) issues related to strike priors (under PC sections 667(b)-(i) and 1170.12), and 3) any sentence stipulated herein.

[Handwritten mark]

9. (Harvey Waiver) The sentencing judge may consider my prior criminal history and the entire factual background of the case, including any unfiled, dismissed or stricken charges or allegations or cases when granting probation, ordering restitution or imposing sentence.

[Handwritten mark]

10. (Blakely waiver) I understand that as to any fact in aggravation that may be used to increase my sentence on any count or allegation to the upper or maximum term provided by law, I have the constitutional rights listed in paragraphs 6b-6e. I now give up those rights and agree that the sentencing judge may determine the existence or non-existence of any fact in aggravation, either at the initial sentencing or at any future sentencing in the event my probation is revoked.

[Handwritten mark]

11. (Cruz Waiver) Negotiated Disposition pursuant to PC 1192.5: I understand that if pending sentencing I am arrested for or commit another crime, violate any condition of my release, or willfully fail to appear for my probation interview or my sentencing hearing, the sentence portion of this agreement will be cancelled. I will be sentenced unconditionally, and I will not be allowed to withdraw my guilty/no contest plea(s).

[Handwritten mark]

12. (Arbuckle Waiver) I give up my right to be sentenced by the judge who accepts this plea.

[Handwritten mark]

13. (Probation Report) I give up my right to a full probation report before sentencing.

[Handwritten mark]

Defendant: Robert O. Young CASE NUMBER: 5C0253359

14. (Evidence Disposal Waiver) I give up my interest in all non-biological property/evidence impounded during the investigation of this case except no waiver, I will request and acknowledge that if I listed any property here, I must also file a claim with the impounding agency within 60 days after pronouncement of judgment or my ability to make a claim will expire. return of property, all property taken.

H

PLEA

15. I now plead Guilty/No Contest and admit the charges, convictions and allegations described in paragraph #1, above. I admit that on the dates charged, I: (Describe facts as to each charge and allegation)

H

unlawfully diagnosed & treated Dan Barkan and Terri Angiano

16. I declare under penalty of perjury that I have read, understood, and initialed each item above and any attached addendum, and everything on the form and any attached addendum is true and correct.

H

Dated: 4-12-2017 Defendant's Signature [Signature]

Defendant's Address: _____ Street

_____ City _____ State _____ Zip

Telephone Number: () _____



Defendant's Right Thumb Print

ATTORNEY'S STATEMENT

I, the attorney for the defendant in the above-entitled case, personally read and explained to the defendant the entire contents of this plea form and any addendum thereto. I discussed all charges and possible defenses with the defendant, and the consequences of this plea, including any immigration consequences. I personally observed the defendant fill in and initial each item, or read and initial each item to acknowledge his/her understanding and waivers. I observed the defendant date and sign this form and any addendum. I concur in the defendant's plea and waiver of constitutional rights.

Dated: 4-12-2017 Will Rumble (Print Name) Will Rumble (Signature) Attorney for Defendant (Circle one: PD / APD / OAC / RETAINED)

INTERPRETER'S STATEMENT (If Applicable)

I, the sworn _____ language interpreter in this proceeding, truly translated for the defendant the entire contents of this form and any attached addendum. The defendant indicated understanding of the contents of this form and any addendum and then initialed and signed the form and any addendum.

Dated: _____ (Print Name) _____ Court Interpreter (Signature)

PROSECUTOR'S STATEMENT

The People of the State of California, plaintiff, by its attorney, the District Attorney for the County of San Diego, concurs with the defendant's plea of Guilty/No Contest as set forth above.

Dated: 4-12-2017 Gina Darvas (Print Name) [Signature] Deputy District Attorney (Signature)

COURT'S FINDING AND ORDER

The Court, having questioned the defendant and defendant's attorney concerning the defendant's plea of Guilty/No Contest and admissions of the prior convictions and allegations, if any, finds that: The defendant understands and voluntarily and intelligently waives his/her constitutional rights; the defendant's plea and admissions are freely and voluntarily made; the defendant understands the nature of the charges and the consequences of the plea and admissions; and there is a factual basis for same. The Court accepts the defendant's plea and admissions, and the defendant is convicted thereby.

Dated: 4-12-17 [Signature] Judge of the Superior Court

APR 12 2017

I, Robert O. Young, declare freely and voluntarily, under penalty of perjury that: By: T. Florak

I do not have any post-high school educational degrees from any accredited schools.

I am not a Microbiologist.

I am not a Hematologist.

I am not a Medical Doctor.

I am not a Naturopathic Doctor.

I am not a trained scientist.