

Superior Court of California

County of Siskiyou County Superior Court

Case Information

PEO VS. COCHRAN, TIMOTHY ANDREW

Case Number: MCYKCRF080000612

Case Type: CRIMINAL FELONY

Location: DEPARTMENT 1

Filing Date: 5/9/2008

Case Status: Closed

Party Information – (In Pro Per – means represents self)

Plaintiff/Petitioner:

Defendant/Respondent:

Plaintiff/Petitioner: None

Defendant/Respondent: COCHRAN TIMOTHY ANDREW

Attorney: None

2277 SUNRISE DR.

Bar#: None

SAN JOSE, CA 95124

Attorney: WILLIAM DUNCAN

Bar#: 133788

Party Status: Closed

Charges:

| CODE BOOK NUMBER | CODE | DESCRIPTION | VIOLATION DATE | DISP (click for details) |
|------------------|----------------|---|----------------|--------------------------|
| PC | 115(a) | OFFER/ETC FALSE/FORGED INSTRUMENT TO FILE | 02/19/08 | 172 |
| PC | 1202.5(a) | CRIME PREVENTION FEE | 08/27/08 | FEE |
| PC | 1202.4(m) | RESTITUTION FINE | 08/27/08 | FEE |
| PC | 1202.4(m)(10%) | RESTITUTION 10% | 08/27/08 | FEE |
| PC | 134 | PREPARE FALSE EVIDENCE | 02/19/08 | 172 |
| PC | 530.5(a) | IDENTITY THEFT | 02/19/08 | AMD |
| PC | 529.2 | FALSE PERSONATION | 02/19/08 | 172 |
| PC | 470(d) | FORGERY, INTENT; DOCUMENTS OF VALUE, ETC. | 02/19/08 | AMD |
| PC | 1465.8(a) | COURT SECURITY FEE | 05/09/08 | FEE |
| PC | 530.5(a) | IDENTITY THEFT | 02/19/08 | PO3 |
| PC | 470(d) | FORGERY, INTENT; DOCUMENTS OF VALUE, ETC. | 02/19/08 | PO3 |
| GC | 29550.2 YREKA | BOOKING FEE YREKA | 08/27/08 | FEE |

Case Proceedings

| Entry Date | Description | Court Date |
|------------|-------------|------------|
|------------|-------------|------------|

12/2/2008 RECEIVED

RECEIVED PROOF OF COMPLETION OF HOME INCARCERATION FROM GLOBAL POSITIONING SATELLITE HOME DETENTION PROGRAM 10 DAYS COMPLETED. COPY TO COUNTY JAIL. (BH)

10/3/2008 GRANTED

MOTION FOR HEM AUTHORIZATION GRANTED

9/22/2008 CLOSE-A/R BAL. 0

9/22/2008 A/R PAYMENT RECEIVED

09/22/08

9/15/2008 A/R ACCOUNT BALANCE

09/15/08

A/R SOURCE BALANCES A/R ACCOUNT BALANCES Amount Due .00
Amount Due .00 Amount Paid \$332.00 Amount Paid \$332.00 Susp/Wrt Off
.00 Susp/Wrt Off .00 SRC NOW DUE .00 TOT NOW DUE .00 Last Pmt Date
9/22/08 Last Pmt Date 9/22/08 Last Pmt Amt \$332.00 Last Pmt Amt .00 Next
Due Date 9/25/08 Past Due .00 Min Mon Pmt \$332.00

9/9/2008 MOTION

10/03/08

MOTION TO AUTHORIZE ELECTRONIC MONITORING BY LCA:
DAVIS, EAT, CT REP CBELL/ DEF NOT PRES/ ATTY DUNCAN/ DDA
WINTE/ DEFENSE MOTION FOR HEM AUTHORIZATION/ SUB W/OUT
ARG/ GRANTED/ MOTON GRANTED AS FILED/ ATTY DUNCAN TO
SUBMIT ORDER FOR SIGNATURE (KM)

9/9/2008 MOTION

MOTION TO AUTHORIZE ELECTRONIC MONITORING BY LCA FILE D
BY ATTY DUNCAN(CN)

8/27/2008 ARRAIGNMENT HELD

ARRAIGNMENT HELD

8/27/2008 PRETRIAL CONF HELD

PRETRIAL CONFERENCE HELD

8/27/2008 JAIL # OF DAYS

DEFENDANT SENTENCED TO 10DAYS IN JAIL.

8/27/2008 SENT ON PLEA/NOLO

SENTENCED ON PLEA/NOLO

7/30/2008 RECEIVED

RECEIVED REQUEST FOR A COPY OF COMPLAINT, SENT IN CK FOR
\$3.00 TO PAY. COPY MAILED 7-30-08. (BH)

7/21/2008 VICTIM REST. INFO

VICTIM RESTITUTION INFORMATION RECEIVED FROM DISTRICT
ATTORNEY/VICTIM WITNESS.(LM)

7/9/2008 FELONY PRE-TRIAL

08/27/08

KALUSTIAN/WC/CBELL/DEF PRESENT OUT OF CUSTODY ATTY
DUNCAN AND DDA QUINN PRESENT/DEF PLED NO CONTEST TO CTS
3 AND 5 AS MISDO'S/OTHER COUNTS DISMISSED/3YRS INFORMAL
PROBATION/10 DAYS JAIL/OBEY ALL LAWS/\$150 IN VICTIM
RESTITUTION TO BE PAID DIRECTLY TO THE VICTIM BY ATTY
DUNCAN/PAY IN FULL BY 9-24-08/SEE MINUTE ORDER FOR ALL
DETAILS(WC)

6/25/2008 FELONY PRE-TRIAL

07/09/08

MASUNAGA/WC/TCOLEMAN/DEF NOT PRESENT/977 IN FILE ATTY
DUNCAN AND DDA WINTE PRESENT/MOTION TO CONTINUE IS
GRANTED/TIME WAIVED/DEF TO BE PRESENT 8-27-08(WC)

5/28/2008 FELONY PRE-TRIAL

06/25/08

OLNEY, CN, CR C BELL, DEF PRES NON CUSTODY, ATTY DUNCAN
PRES, DDA QUINN PRES, 977 FILED, COPY OF COMPLAINT TO ATTY,
ANSWERS TRUE NAME AND DOB, WAIVES FORMAL ARR AND
READING OF RIGHTS, PLEA WITHHELD, TIME WIAVED, DEF IS
EXCUSED FOR 6-25-08 @ 9:00 FOR FPT AND SETTING OF PXH(CN)

5/28/2008 FELONY PRE-TRIAL

06/25/08

FELONY PRE-TRIAL & SETTING OF PXH: DAVIS, CN, CR T COLEMAN,
DEF NOT PRES 977, ATTY DUNCAN PRES, DDA CAINE PRES, DEF CO
MOTION TO CONT FOR FURTHER FPT, GRANTED, DEF ORDERED TO
BE PRES 7-9-08 @ 9:00 FOR FPT(CN)

5/28/2008 OTHER PREDISPO HRG

OTHER PREDISPOSITION HEARING

5/28/2008 ARRAIGNMENT HELD

ARRAIGNMENT HELD

5/28/2008 ADD ATTORNEY

ATTY DUNCAN RETAINED(CN)

5/28/2008 TIME WAIVED OPEN

TIME WAIVED OPEN

5/28/2008 ARRAIGNMENT HELD

ARRAIGNMENT HELD

5/28/2008 ADD ATTORNEY
ATTY DUNCAN RETAINED

5/28/2008 TIME WAIVED OPEN
TIME WAIVED OPEN

5/9/2008 JUDGE ASSIGNMENT
DEPARTMENT 1

5/9/2008 ARRAIGNMENT 05/28/08
OLNEY, CN, CR C BELL, DEF PRES NON CUSTODY, ATTY DUNCAN
PRES, DDA QUINN PRES, COPY OF COMPLAINT TO ATTY, ANSWERS
TRUE NAME AND DOB, WAIVES FORMAL ARR AND READING OF
RIGHTS, 977 FILED, PLEA WITHHELD, TIME WAIVED, DEF PRES IS
EXCUSED AT NEXT COURT DATE OF 6-25-08 @ 9:00 FOR FPT AND
SETTING OF PXII, DEF ORDERED BK'D AND RELEASED(CN)

PRINT CLOSE

1 J. KIRK ANDRUS, District Attorney
2 **Siskiyou County District Attorney's Office**
3 311 Fourth Street, Room 204
4 P.O. Box 986
5 Yreka, California 96097
6 Telephone: (530) 842-8125
7 Facsimile: (530) 842-8137

FILED
LARRY D. GOBELMAN,
Clerk of the Court
By W. Chalk
Date: 5-9-08
SISKIYOU COUNTY
SUPERIOR COURT

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **IN AND FOR THE COUNTY OF SISKIYOU**
10 **YREKA DIVISION**

11 THE PEOPLE OF THE STATE OF CALIFORNIA
12 Plaintiff,
13 vs.
14
15 TIMOTHY ANDREW COCHRAN
16 (DOB:09-23-1958)
17 Defendant.

NO. 08-0612
FELONY
COMPLAINT

18 The People of the State of California upon oath of LT. RICK BERWICK upon
19 information and belief complain against the defendant above named for committing the
20 following crimes at and in the County of Siskiyou:

21
22 **COUNT 1**

23 **FILE FALSE OR FORGED INSTRUMENT:** The said TIMOTHY ANDREW
24 COCHRAN, on or about between October 29, 2007, and December 13, 2007, did willfully,
25 unlawfully and knowingly procure and offer a false and forged instrument, to wit, a Proof of
26 Service of Summons upon defendant Angelina Costanzo in *Atlantic Credit & Finance, Inc. v.*
27 *Angelina Costanzo*, Siskiyou Superior Court Case No. YK-CV-G-07-1162, upon which
28 TIMOTHY ANDREW COCHRAN forged the signature of Brett Duncan on October 29,

1 2007, under penalty of perjury, and filed. caused to be filed, and allowed to be filed, said
2 forged document with the Siskiyou Superior Court on December 13, 2007, a public office
3 within this state, which instrument, if genuine, might be filed, registered and recorded under a
4 law of this state, violating **Section 115(a)** of the California Penal Code, a felony. [16, 2, 3]

5
6 **COUNT 2**

7 **PREPARING FALSE DOCUMENTARY EVIDENCE:** The said TIMOTHY
8 ANDREW COCHRAN, on or about between October 29, 2007, and December 13, 2007, did
9 unlawfully prepare a false paper, record, instrument in writing, and other matter and thing, to
10 wit, a Proof of Service of Summons upon defendant Angelina Costanzo in *Atlantic Credit &*
11 *Finance, Inc. v. Angelina Costanzo*, Siskiyou Superior Court Case No. YK-CV-G-07-1162,
12 upon which TIMOTHY ANDREW COCHRAN forged the signature of Brett Duncan on
13 October 29, 2007, under penalty of perjury, with intent to produce it, and to allow it to be
14 produced for a fraudulent and deceitful purpose, as genuine and true, upon a trial, proceeding,
15 and inquiry whatever, to wit, by filing, causing to be filed, and allowing to be filed, said
16 forged document with the Siskiyou Superior Court on December 13, 2007, violating
17 **Section 134** of the California Penal Code, a felony. [16, 2, 3]

18
19 **COUNT 3**

20 **IDENTITY THEFT:** The said TIMOTHY ANDREW COCHRAN, on or about
21 between October 29, 2007, and December 13, 2007, did willfully and unlawfully obtain
22 personal identifying information of Brett Duncan and used that information for an unlawful
23 purpose without the consent of Brett Duncan, by using and signing Brett Duncan's name upon
24 a Proof of Service of Summons upon defendant Angelina Costanzo in *Atlantic Credit &*
25 *Finance, Inc. v. Angelina Costanzo*, Siskiyou Superior Court Case No. YK-CV-G-07-1162,
26 under penalty of perjury, on October 29, 2007, by filing, causing to be filed, and allowing to
27 be filed, said forged document with the Siskiyou Superior Court on December 13, 2007,
28 violating **Section 530.5(a)** of the California Penal Code, a felony. [16, 2, 3]

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DATED: May 1, 2008

J. KIRK ANDRUS, District Attorney



By JOHN H. QUINN
Deputy District Attorney

JHQ:bsb
YPD: 08-3424/SUTER

DISCOVERY NOTICE TO DEFENDANT

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Pursuant to Penal Code Section 1054.3 and 1054.5, the People request counsel for defendant to provide the following information within 15 days:

1. Names and addresses of persons defense intends to call as witnesses at trial, other than the defendant;
2. A description of an "real evidence" which the defendant intends to offer in evidence at trial;
3. Any relevant written or recorded statements of witnesses the defendant intends to call at trial, other than the defendant, or reports of statements of those persons;
4. Reports or statements of experts made in connection with this case, including the results of examinations, test, experiments, and comparisons which the defendant intends to offer at trial.

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I declare upon information and belief and under penalty of perjury that the foregoing is true and correct.

EXECUTED at Yreka, California, on MAY - 1 2008

LT. Rick Bennett
Declarant