ROB BONTA
Attorney General of California
MATTHEW M. DAVIS
Supervising Deputy Attorney General
JASON J. AHN
Deputy Attorney General
State Bar No. 253172
600 West Broadway, Suite 1800
San Diego, CA 92101
P.O. Box 85266
San Diego, CA 92186-5266
Telephone: (619) 738-9433
Facsimile: (619) 645-2061

Attorneys for Complainant

BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Automatic Revocation of License Against: **DAVID DUNCAN HOUSE, M.D.** **801 11th Street** **Lakeport, CA 95453-4100** **Physician's and Surgeon's Certificate No. G 58877,** Respondent.	Case No. 800-2016-026220 **NOTICE OF AUTOMATIC REVOCATION OF LICENSE** [Bus. & Prof. Code, § 2232]

TO: RESPONDENT DAVID DUNCAN HOUSE, M.D.:

YOU ARE HEREBY NOTIFIED THAT the Medical Board of California, Department of Consumer Affairs ("Board") has automatically revoked Physician's and Surgeon's Certificate No. G 58877, issued to you, by operation of law, after having received and reviewed a certified copy of the following record of conviction:

1. On or about November 4, 2021, in the matter of the *People of the State of California vs. David Duncan House*, Case No. 18HF1044FA, Superior Court of California, County of Orange, you were convicted upon your *guilty* plea to Count One, Sexual Battery, a violation of Penal Code section 243.4, subsection (c), as a felony, and Count Two, Sexual Exploitation of a Patient, a

violation of Business and Professions Code section 729, subdivision (a), a misdemeanor.

2. The record establishes that you were placed on one year probation and, further, that you are required to register as a sex offender pursuant to Penal Code § 290.

3. Attached hereto and incorporated by reference are certified documents from *The People of the State of California v. David Duncan House*, Case No. 18HF1044FA, Superior Court of California, County of Orange, which support the Board's findings:

Attachment A: Certified Minute Order

SEX OFFENDER REGISTRATION: AUTOMATIC REVOCATION

4. Section 2232 of the Code states in pertinent part:

"(a) Except as provided in subdivisions (c), (d), and (e), the board shall automatically revoke the license of any person who, at any time after January 1, 1947, has been required to register as a sex offender pursuant to the provisions of Section 290 of the Penal Code, regardless of whether the related conviction has been appealed. The board shall notify the licensee of the license revocation and of his or her right to elect to have a hearing as provided in subdivision (b).

"(b) Upon revocation of the physician's and surgeon's certificate, the holder of the certificate may request a hearing within 30 days of the revocation. The proceeding shall be conducted in accordance with the Administrative Procedure Act (Chapter 5 (commencing with Section 11500) of Part I of Division 3 of Title 2 of the Government Code)."

WHEREFORE, THE MEDICAL BOARD OF CALIFORNIA, DEPARTMENT OF CONSUMER AFFAIRS, HEREBY NOTIFIES YOU THAT, by virtue of said conviction and requirement to register as a sex offender, Physician's and Surgeon's Certificate No. G 58877, issued to David Duncan House, M.D. is automatically revoked by operation law, effective December 31, 2021, pursuant to Business and Professions Code section 2232. You shall cause to be delivered to the Board both your wall and pocket license certificate within 15 days from the date of the service of this Order.

YOU ARE FURTHER NOTIFIED THAT you have a right to a hearing as provided by Business and Professions Code section 2232, subdivision (b), as set forth above. A request for a hearing may be made by delivering or mailing such a request to: Jason Ahn, Deputy Attorney

General, Department of Justice, Office of the Attorney General, 600 W. Broadway, Suite 1800, San Diego, CA 92101; P.O. Box 85266, San Diego, CA 92186-5266. Notice is being served by a designee of the Board upon David Duncan House, M.D. at his designated address of record with the Medical Board.

Dated: December 31, 2021

KRISTINA D. LAWSON, J.D., President
Medical Board of California
Department of Consumer Affairs
State of California

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF ORANGE

MINUTE ORDER

Case Number 18HF1044 F A

People Vs House, David Duncan

Report Request Criteria
1. Docket Date Range : >= 11/04/2021 00:00:00 and <= 12/08/2021
2. Sequnce Number Range : No sequence number range specified.
3. Docket Category : Minute Order

Docket Dt	Seq	Text
11/4/2021	1	**Hearing held on 11/04/2021 at 09:00:00 AM in Department C5 for Jury Trial .**
	2	Judicial Officer: Cheri T Pham, Judge
	3	Clerk: E. Flores
	4	Bailiff: A. Matemate
	5	Court Reporter: Jennifer Scott
	6	People represented by Avery Harrison, Deputy District Attorney, present.
	7	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	8	This is a negotiated disposition.
	9	Defendant states true name and date of birth are correct as charged.
	10	Court Finds Marsy's Law Compliance per District Attorney Statement.
	11	Defendant advised of and waives the following:
	12	- The right to a trial by Jury.
	13	- The right to confront and cross-examine witnesses.
	14	- The right against self-incrimination.
	15	Defendant waives the right to subpoena and present evidence.
	16	Defendant may have the right to a jury or court trial as to certain factors that can be used to increase the sentence on any count, sentencing enhancement, or allegation, to the upper or maximum term provided by law. Defendant waives and gives up the right to a jury or court trial on all of these factors. Defendant agrees the judge will determine the existence of any of these factors, within the judge's discretion, as allowed by law. Defendant agrees this waiver shall apply to any future sentence imposed following a probation revocation.
	17	Defendant understands that if, pending sentencing, is arrested for or commits another crime, violates any condition of release, or willfully fails to appear for probation interview or sentencing hearing, the sentence portion of this agreement will be cancelled. Defendant will be sentenced unconditionally and will not be allowed to withdraw guilty plea.

MINUTE ORDER

Case Number 18HF1044 F A

People Vs House, David Duncan

Report Request Criteria
1. Docket Date Range : >= 11/04/2021 00:00:00 and <= 12/08/2021
2. Sequnce Number Range : No sequence number range specified.
3. Docket Category : Minute Order

Docket Dt	Seq	Text
11/4/2021	18	Defendant advised of the right to a hearing before a judicial officer to determine whether a violation of the conditions of court-ordered supervision are present, and for the court to determine the appropriate sanction for the violations. Defendant waives and gives up this right for all violations for which the county probation department orders a "flash incarceration" served, which can be a period of one to ten consecutive days in the county jail. If defendant does not agree with the imposition of flash incarceration, the right to demand a hearing is preserved.
	19	Under the Fourth and Fourteenth Amendments to the United States Constitution, the defendant understands they have the right to be free from unreasonable searches and seizures. The defendant waives and gives up this right, and further agrees for the period during which they are on probation or mandatory supervision they will submit their person and property, including any residence, premises, container, or vehicle under their control which may include electronic devices, to search and seizure at any time of the day or night by any law enforcement or probation officer, post-release community supervision officer, or parole officer with or without a warrant, probable cause or reasonable suspicion.
	20	The Court finds that the defendant understands rights as explained.
	21	**Defendant's motion to WITHDRAW NOT GUILTY PLEA to count(s) 1, 2 granted.**
	22	Court finds defendant intelligently and voluntarily waives legal and constitutional rights to jury trial, confront and examine witnesses, and to remain silent.
	23	**To the Original Information defendant pleads GUILTY as to count(s) 1, 2.**
	24	Counsel joins in waivers and plea.
	25	Defendant's written waiver of legal and constitutional rights for guilty plea received and ordered filed.
	26	The defendant has been advised of constitutional rights, waivers and consequences in writing pursuant to the guilty plea form. The defendant makes the plea with a full understanding of all the matters set forth in the charging document and in the guilty plea form, that defendant has read, understood and personally initialed each item herein. Defendant understands that the signing and filing of the guilty plea form is conclusive evidence that defendant has pleaded GUILTY to the charges set forth.

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF ORANGE

MINUTE ORDER

Case Number 18HF1044 F A

People Vs House, David Duncan

Report Request Criteria
1. Docket Date Range : >= 11/04/2021 00:00:00 and <= 12/08/2021
2. Sequnce Number Range : No sequence number range specified.
3. Docket Category : Minute Order

Docket Dt	Seq	Text
11/4/2021	27	Court finds factual basis and accepts plea.
	28	Defendant advised of the possible consequences of plea affecting deportation and citizenship.
	29	Defendant advised of maximum possible sentence.
	30	Defendant advised of consequences of violating probation and parole.
	31	This constitutes a prior conviction.
	32	Counsel joins in waivers, pleas, and admissions.
	33	Defendant waives arraignment for sentencing.
	34	Defendant requests immediate sentencing.
	35	Probation report waived.
	36	Court stays sentence pursuant to Penal Code 654 on count(s) 2.
	37	No legal cause why judgment should not be pronounced and defendant having Pled Guilty to count(s) 1, 2, Imposition of sentence is suspended and defendant is placed on 1 Year(s) FORMAL PROBATION on the following terms and conditions:
	38	Count(s) 2 deleted from existing probation sentence - entered in error.
	41	**Serve 90 Day(s) Orange County Jail as to count(s) 1.**
	42	Credit for time served: 0 actual, 0 conduct, totaling 0 days pursuant to Day-for-day.
	43	**90 days Jail as to count(s) 1, imposed on 11/04/2021 stayed until 04/15/2022 at 07:00 PM Theo Lacy Jail. Defendant to report as ordered.**
	47	**90 days Jail imposed on 11/04/2021 stayed pending completion of 45 days home confinement through Diversified Monitoring & Scram.**
	48	Pay mandatory state restitution fine of $300.00 pursuant to Penal Code 1202.4 or Penal Code 1202.4(b).
	49	Pay $300.00 Probation Revocation Restitution Fine pursuant to Penal Code 1202.44. Restitution fine stayed, to become effective only upon revocation of probation.
	50	Pay $40.00 Court Operations Fee per convicted count pursuant to Penal Code 1465.8.

MINUTE ORDER

Case Number 18HF1044 F A

People Vs House, David Duncan

Report Request Criteria
1. Docket Date Range : >= 11/04/2021 00:00:00 and <= 12/08/2021
2. Sequnce Number Range : No sequence number range specified.
3. Docket Category : Minute Order

Docket Dt	Seq	Text
11/4/2021	51	Pay Criminal Conviction Assessment Fee per convicted count of $30.00 per misdemeanor/felony and $35.00 per infraction pursuant to Government Code 70373(a)(1).
	52	Pay $10.00 plus penalty assessment Local Crime Prevention Fund pursuant to Penal Code 1202.5.
	53	Pay $300.00 Sex Offense Additional Fine for 1st Offense pursuant to Penal Code 290.3.
	54	All fees payable through the Probation Department.
	56	Pay restitution in the amount as determined by Probation Department as to count(s) 1 plus 10% interest from date of sentence per year and administrative fees.
	57	Defendant to provide a state DNA sample and prints for the State DNA Database pursuant to PC 296 and PC 296.1 unless collection agency verifies in any available databases that the DNA sample has been previously collected.
	58	Use no unauthorized drugs, narcotics, or controlled substances and submit to drug or narcotic testing as directed by your probation or mandatory supervision officer, or any peace officer.
	59	Court orders defendant to register as a sex offender pursuant to Penal Code 290 as to count(s) 1.
	60	Submit your person and property including any residence, premises, container, or vehicle under your control, not including electronic devices, to search and seizure at any time of the day or night by any law enforcement officer, probation officer, or mandatory supervision officer with or without a warrant, probable cause or reasonable suspicion.
	61	Cooperate with your probation or mandatory supervision officer in any plan for psychological, psychiatric, alcohol and/or drug treatment.
	62	Seek training, schooling, or employment and maintain residence as approved by your probation officer.
	63	Do not associate with persons known to you to be parolees, on post-release community supervision, convicted felons, users or sellers of illegal drugs, or otherwise disapproved of by probation or mandatory supervision.

MINUTE ORDER

Case Number 18HF1044 F A

People Vs House, David Duncan

Report Request Criteria
1. Docket Date Range : >= 11/04/2021 00:00:00 and <= 12/08/2021
2. Sequnce Number Range : No sequence number range specified.
3. Docket Category : Minute Order

Docket Dt	Seq	Text
11/4/2021	64	Do not own, purchase, receive, possess, or have under your custody or control any type of dangerous or deadly weapon, firearm, ammunition, and ammunition feeding devices, including but not limited to magazines .
	65	Violate no law.
	66	Obey all orders, rules, and regulations, and directives of the Court, Jail, and Probation.
	67	Defendant advised that defendant is prohibited from owning, purchasing, receiving, possessing, or having under their custody or control, any firearms, ammunition, and ammunition feeding devices, including but not limited to magazines. Any firearms currently in possession are ordered to be relinquished pursuant to Penal Code 29810. The "Prohibited Persons Relinquishment Form" and supplemental documents provided to defendant.
	68	Case assigned to Probation Department for preparation of Firearms Relinquishment Probation Report. Defendant ordered to comply with Firearms Relinquishment pursuant to Penal Code 29810, by submitting a completed Prohibited Persons Relinquishment Form to the Probation Department.
	69	**Hearing re: Firearms Relinquishment set on 11/18/2021 at 08:30 AM in Department C5.**
	71	Disclose terms and conditions of probation when asked by any law enforcement or probation officer.
	72	The Court ultimately determines the conditions of probation and mandatory supervision. The defendant has the right to request the Court modify or eliminate any condition imposed by the Probation Department that the defendant believes is unreasonable.
	73	Attend and complete Sex Offender Program as to count(s) 1 12 week sexual Boundaries Counseling..
	74	Do not, in any manner, directly or indirectly, initiate contact with, nor have any communication with Debbie Delabest.
	75	Defendant agrees to surrender his medical license and not seek reinstatement or practice medicine for the remainder of his life. If successful completion of probation and no new law violations, Defendant may withdraw his plea as to count 1, have count 1 dismissed /vacate pursuant to PC 1385 and no longer be required to register as a sex offender under PC 290

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF ORANGE

MINUTE ORDER

Case Number **18HF1044 F A**

People Vs House, David Duncan

Report Request Criteria
1. Docket Date Range : >= 11/04/2021 00:00:00 and <= 12/08/2021
2. Sequnce Number Range : No sequence number range specified.
3. Docket Category : Minute Order

Docket Dt	Seq	Text
11/4/2021	76	DMS Diversified Monintoring filed.
	77	**Hearing re: Progress Review set on 11/04/2022 at 08:30 AM in Department C5.**
	78	**Progress Review and Plea withdraw**
	79	Defendant accepts terms and conditions of probation.
	80	All terms and conditions to be directed and monitored through the Probation Department.
	82	Defendant ordered to report to Probatin Department via telephone 714 834-4733 forthwith.
	83	Minutes entered by J. Morales on 11/04/2021.
	84	Subpoenaed documents received from AT&T Wireless Supboena Compliance Center have been returned to 06-16-21.
	86	**Notice to Sheriff issued.**
11/10/2021	1	Prohibited Persons Relinquishment Form Probation Officers Compliance Report, received and filed.
	2	Prohibited Persons Relinquishment Form, received and filed.
	3	Prohibited Persons Relinquishment Form Probation Officers Report - Supporting Documents, received and filed.
11/16/2021	1	**Hearing held on 11/16/2021 at 09:00 AM in Department C5 for Chambers Work .**
	2	Judicial Officer: Cheri T Pham, Judge
	3	Clerk: T. Willoughby
	4	No Court Reporter present at proceedings.
	5	No appearance by parties.
	6	The court has reviewed the Prohibited Persons Relinquishment Form Probation Officers Report and rules as follows:
	7	Defendant has completed a Prohibited Persons Relinquishment Form and Defendant has no reportable firearms.
	8	Prohibited Persons Relinquishment Form Findings, signed and filed.
	9	**Hearing re: Firearms Relinquishment vacated for 11/18/2021 at 08:30 AM in C5.**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE

ADVISEMENT AND WAIVER OF RIGHTS FOR A FELONY GUILTY PLEA

For Court use only

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

NOV 04 2021

DAVID H. YAMASAKI, Clerk of the Court

BY: E. FLORES, DEPUTY

CASE NO. 18HF1044 PEOPLE vs. House

1. DH My true full name is David Duncan House (4/20/59)

I am represented by Ronald Ziff + Leonard Levine

2. DH I understand that I am pleading guilty, and admitting the following offenses, special punishment allegations, and prior convictions, carrying the possible penalties as follows:

Ct	Charge	Sentencing Range	Enhancements	Yrs.	Term for Priors	Yrs.	Total Penalty Years
1	PC 243.4(c)	2-3-4					4 yrs
2	BP 729(a)	6 mo					C 654 ?
							4 yrs

Maximum Total Punishment

☐ Additional pleading page(s) attached

3. DH On People's motion, remaining count(s), enhancement(s) and/or prior(s) are dismissed.

4. DH In addition to time in custody, I understand the court may also order me to pay a fine as follows: up to $10,000 for most felonies (Penal Code 672); up to $20,000 for selected drug offenses (Health and Safety Code 11372); up to $50,000 for selected drug offenses (Health and Safety Code 11352.5); or other:

5. DH I understand it is absolutely necessary that all plea agreements, promises of a particular sentence, and sentence recommendations be completely disclosed to the court on this form.

6. DH **Right to an Attorney:** I understand I have the right to be represented by an attorney at all stages of the proceedings until my case is completed. If I cannot afford an attorney, one will be appointed for me free of charge. However, I understand that at the conclusion of my case, the court may order me to reimburse the County of Orange for the cost of my attorney, according to my ability to pay.

7. DH **Right to a Preliminary Hearing:** I understand I have the right to a preliminary hearing at which a judicial officer will determine if there is sufficient evidence to justify setting my case for trial. At this hearing, I have the right to be represented by an attorney as described in paragraph 6 above, the right to confront and cross-examine witnesses against me, the right to present evidence on my behalf, and the right to remain silent and not testify; but I may testify if I want to. I waive and give up my right to a preliminary hearing.

8. DH **Jury Trial Rights:** I understand I have the right to a speedy and public trial by a jury. I waive and give up these rights.

9. DH **Right to Confront and Cross-Examine Witnesses:** I understand I have the right to confront the witnesses against me and to cross-examine them myself or have my attorney cross-examine them. I waive and give up these rights.

10. DH **Right to Testify or Remain Silent:** I understand I have the right to testify on my behalf. I also understand I have the right to remain silent, and I cannot be compelled to testify against my will. I waive and give up these rights.

11. DH **Right to Present Evidence:** I understand I have the right to present evidence and to call witnesses to testify on my behalf. I further understand I have the right to invoke the compulsory process of the court to subpoena evidence and witnesses at no cost to me. I waive and give up these rights.

12. OH **Immigration Consequences:** I understand if I am not a citizen of the United States, the plea or my conviction for the offense(s) charged will have the consequence of deportation, exclusion from admission to the United States, and denial of naturalization pursuant to the laws of the United States.

13. OH **Fourth Amendment Waiver**: I understand under the Fourth and Fourteenth Amendments to the United States Constitution, I have a right to be free from unreasonable searches and seizures. I waive and give up this right, and further agree that for the period during which I am on probation or mandatory supervision I will submit my person and property, including any residence, premises, container or vehicle under my control which may include electronic devices, to search and seizure at any time of the day or night by any law enforcement officer, probation officer, post-release community supervision officer, or parole officer with or without a warrant, probable cause or reasonable suspicion.

14. OH **Blakely/Cunningham Waiver**: I understand I may have the right to a jury or court trial as to certain factors that can be used to increase my sentence on any count, sentencing enhancement, or allegation, to the upper or maximum term provided by law. I waive and give up the right to a jury or court trial on all of these factors. I agree the judge will determine the existence of any of these factors, within the judge's discretion, as allowed by law. I agree this waiver shall apply to any future sentence imposed following a probation revocation.

15. OH **Appeal Waiver**: I understand I have the right to appeal from decisions and orders of the Superior Court. I waive and give up my right to appeal from any and all decisions and orders made in my case, including motions to suppress evidence brought pursuant to Penal Code 1538.5. I waive and give up my right to appeal from my guilty plea. I waive and give up my right to appeal from any legally authorized sentence the court imposes which is within the terms and limits of this plea agreement.

16. OH **Cruz Waiver**: 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 canceled. I will be sentenced unconditionally, and I will not be allowed to withdraw my guilty plea(s).

17. X **Arbuckle Waiver**: I understand I have the right to be sentenced by the judge who accepts this plea. I waive and give up that right.

18. OH **Harvey Waiver**: I understand I will pay restitution on count(s) ALL and dismissed count(s) _____ pursuant to Harvey waiver as part of the plea agreement.

19. X **Watson Advisement**: I understand that if I am charged with violating Vehicle Code section 23103, as specified in Vehicle Code section 23103.5 or Vehicle Code sections 23152 or 23153, the following warning applies:

> I am hereby advised that being under the influence of alcohol or drugs, or both, impairs my ability to safely operate a motor vehicle. Therefore, it is extremely dangerous to human life to drive while under the influence of alcohol or drugs, or both. If I continue to drive while under the influence of alcohol or drugs, or both, and, as a result of that driving someone is killed, I can be charged with murder.

20. OH **Probation Report Waiver**: I understand I have the right to a full probation report before sentencing. I waive and give up that right.

21. OH **Mandatory Supervision Waiver**: I understand that I will be on mandatory supervision (Penal Code 1170(h)(5)) for the period of time and subject to the terms and conditions specified in this plea agreement I understand if I violate any term or condition of mandatory supervision I could be sent to county jail for the remainder of my sentence as set forth on page 1 of the Terms and Conditions of Felony and Mandatory Supervision form, less any credit for time served.

22. **Post-Release Community Supervision:** I understand that upon release from state prison I may be placed on post-release community supervision for a period of time not to exceed three years, supervised by county officers. I further understand I could be sent to the county jail for up to ten days on the order of the post-release community supervision authority without a court hearing.

23. **Post-Release Community Supervision Revocation:** I understand that, following a court hearing, if I am found in violation of any of the terms or conditions of post-release community supervision; I could be sent to the county jail for up to 180 days each time I am found in violation.

24. **Parole Waiver:** I understand that upon release from state prison I may be placed on parole for a period of time ranging from three years to life, supervised by the California Department of Corrections and Rehabilitation. I further understand that if I am found in violation of any of the terms or conditions of parole, I could be sent to the county jail for up to 180 days, except if my sentence was life, I could be sent back to state prison for up to a year.

25. **Flash Incarceration Waiver:** I understand that I have the right to a hearing before a judicial officer to determine whether I violated the conditions of my court-ordered probation or mandatory supervision and to determine the appropriate sanction for the violations. I hereby waive and give up this right for all violations for which the county probation department orders me to serve a "flash incarceration", which can be a period of one to ten consecutive days in the county jail. However, if I do not agree with the imposition of flash incarceration, I am preserving my right to demand a hearing. I understand the court may not deny me probation if I elect not to sign this waiver.

26. X **Mandatory Execution of Sentence:** I understand I am not eligible for probation and I will be sentenced to state prison or county jail pursuant to Penal Code 1170(h).

27. **Firearms Advisement:** I am now prohibited from owning, purchasing, receiving, possessing, or having under my custody or control any firearms, ammunition, and ammunition feeding devices, including but not limited to magazines. I am ordered to relinquish all firearms and complete a relinquishment form pursuant to Penal Code 29810.

28. X **Serious or Violent Felony:**

☐ I understand that by pleading guilty to a serious or violent felony ("strike"), the penalty for any future felony conviction will be increased as a result of my conviction in this case, depending on the number of strikes I have, up to a mandatory prison sentence of double the term otherwise provided or a term of at least 25 years to life.

☐ I understand that if I am convicted of a violent felony, prison conduct/work-time credit I may accrue will not exceed 15%.

☐ I understand that if I am admitting a prior strike conviction, prison work-time credit that I may accrue will not exceed 20% of the total term of imprisonment.

29. **Proposed Disposition:** I voluntarily agree and understand the court will: (Initial all that apply)

X (a) **State Prison:** Sentence me to state prison for a period of _____ year(s) and _____ months, credit for time served of _____ days actual custody and _____ days of good time/work time for a total credit of _____ days. I waive and give up my right to make an application for probation and request an immediate sentence.

X (b) **State Prison/County Jail Execution of Sentence Suspended:** Sentence me to State Prison / County Jail (Penal Code 1170(h)) for _____ year(s) and _____ months. Execution of this sentence is suspended. Placed on probation for _____ years. I understand that if I am found to have violated any of the terms and conditions of probation, I may be remanded into custody to serve the entire suspended sentence.

CASE NO. 18HF1044 PEOPLE vs. HOUSE

X (c) **County Jail:** Sentence me to county jail, for a period of _____ year(s) and _____ months pursuant to Penal Code 1170(h), credit for time served of _____ days actual custody and _____ days of good time/work time for a total credit of _____ days. I waive and give up my right to make an application for probation and request an immediate sentence.

X (d) **County Jail with Mandatory Supervision:** Pronounce a divided sentence as follows: _____ year(s) and _____ months in the county jail and _____ year(s) and _____ months on mandatory supervision under conditions set forth on pages 1 and 2 of the Terms and Conditions of Felony and Mandatory Supervision form. I understand that if I violate any of the terms or conditions of mandatory supervision, I may be remanded into custody for the entire unserved portion of the sentence.

(e) **Probation:** Probation: Grant me probation under the terms and conditions set forth on pages 1 and 2 of the Terms and Conditions of Felony and Mandatory Supervision form that I have initialed and signed. I understand I have the right to reject probation and have the court impose a final sentence. However, I agree to accept probation on the terms and conditions set forth on pages 1 and 2 of the Terms and Conditions of Felony and Mandatory Supervision form. I further understand that if I am found in violation of any of the terms or conditions of probation, the court may resentence me to (check one)
☐ state prison ☑ county jail in this case for a maximum period of 4 years and 0 months.

(f) **Restitution:** Order me to pay restitution on count(s) ALL and dismissed count(s) _____ pursuant to Harvey Waiver, as part of the plea agreement, in the amount of $ _____, or in an amount to be determined by the Probation Department. If I disagree with the amount of restitution determined by the Probation Department, I may request a court hearing to determine the amount of restitution.
☐ Defendant waives appearance for restitution hearing (if box checked).
☑ The sentencing court retains jurisdiction over this case for restitution purposes (if box checked).

(g) Order me to pay the mandatory state restitution fine between $300 and $10,000 (Penal Code 1202.4). A second restitution fine in the same amount will also be ordered if I receive a sentence that includes probation, a conditional sentence, mandatory supervision, post-release community supervision, or parole. This second fine will be suspended, and I will only have to pay it if the court later finds that I have violated the terms of my probation, conditional sentence, mandatory supervision, post-release community supervision, or parole (Penal Code 1202.44 & 1202.45).

(h) Order me to pay the following fees (check all that apply):

- ☑ $30 Criminal Conviction Assessment Fee (per convicted count) (Government Code 70373)
- ☑ $40 Court Operations Fee (per convicted count) (Penal Code 1465.8)
- ☐ $50 Alcohol Abuse Education Fee (Vehicle Code 23645)
- ☐ $50 Alcohol Testing Penalty (Penal Code 1463.14)
- ☐ $100 Alcohol Assessment Fee (Vehicle Code 23649)
- ☐ $_____ Domestic Violence Discretionary Fee for all Orange County Domestic Violence Shelters (Penal Code 1203.097)
- ☐ $_____ Domestic Violence Prevention Fund (Penal Code 1203.097(a)(5))
- ☑ $10 Local Crime Prevention Fund Fee, plus penalty assessment (Penal Code 1202.5(a))
- ☑ $300 Sex Offense Fee (Penal Code 290.3)
- ☐ $500 Sex Offense Fee (2nd and subsequent) (Penal Code 290.3)

X (i) Order me to pay a mandatory Laboratory Analysis Fee of $50.00 for each specified drug offense, ☐ plus penalty assessment (Health and Safety Code 11372.5 & Penal Code 1464).

CASE NO. 18HF1044 PEOPLE vs. HOUSE

X (j) Order me to pay a mandatory Drug Program Fee of $150.00 for each specified drug offense ☐ plus penalty assessment (Health and Safety Code 11372.7).

SH (k) Order me to provide a state DNA sample and prints for the State DNA Database pursuant to Penal Code 296 and 296.1.

X (l) Order me to attend and complete an AIDS education program and submit to AIDS blood testing (Penal Code 1202.1).

SH (m) Order me to register pursuant to the following: (Check all that apply)

- ☐ Health and Safety Code 11590 (narcotics offense)
- ☐ Penal Code 186.30 (gang-related offense)
- ☐ Penal Code 457.1 (arson-related offense): I understand I will have to register for the rest of my life.
- ☑ Penal Code 290 (sex offense): I understand if I work, attend school, or reside in California, I will have to register for ☐ the term of probation ☑ the rest of my life. * see below Probation Conditions, #31, for conditions for removal of PC 290 registration
- ☐ Penal Code 290.024 (sex offense): I understand I will have to register internet identifiers.

I understand that I will be required to register with the local police agency or sheriff's department in the city or county in which I reside and that if I willfully fail to register or to keep my registration current, new felony criminal charges may be filed against me.

X (n) Order that my driver's license or driving privilege be suspended or revoked for a period of

_____

X (o) The court will order that monies paid will first be applied to restitution; and that the following restitution terms are also part of this plea:

_____

SH (p) Other: Defendant agrees to voluntarily surrender his medical license & agrees not to seek reinstatement of his medical license nor practice medicine for the remainder of his life.

30. X I acknowledge all other cases pending against me in Orange County and the proposed disposition:

_____

_____

_____

31. SH I understand a plea of guilty in this case may constitute an admission that I violated a previous grant of probation, mandatory supervision, post-release community supervision, or parole in other cases and may result in additional penalties imposed in these cases.

32. SH I offer my plea of guilty freely and voluntarily, and with a full understanding of all matters set forth in the accusatory pleading and this advisement and waiver of rights form. No one has made any threats or used any force against me, my family, or anyone else I know, in order to convince me to plead guilty in this case. Further, all promises that have been made to me to convince me to plead guilty are on this advisement and waiver of rights form.

CASE NO. 18HF1044 PEOPLE vs. HOUSE

33. I offer the following facts as the basis for my guilty plea:

In Orange County, California, on August 23, 2016, I did unlawfully, for the purpose of sexual arousal, sexual gratification, & sexual abuse, touch an intimate part of Jane Doe, who was at the time unconscious of the nature of the act because I fraudulently represented that the touching served a professional purpose. Further, on the same date, I did unlawfully, being a physician & holding myself out to be a physician, engage in sexual contact with Jane Doe who was my patient.

34. I understand each and every one of the rights set forth above in this advisement and waiver of rights form. I waive and give up each of those rights in order to enter my guilty plea. I am entering a guilty plea because I am in fact guilty and for no other reason. I declare under penalty of perjury I have read, understood, and personally initialed each numbered item above, and I have discussed them with my attorney. I understand the signing and filing of this form is conclusive evidence I have pled guilty to the charges listed on this advisement and waiver of rights form.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATED: 11/4/2021 SIGNED: _____
(Defendant)

35. DEFENSE ATTORNEY'S STATEMENT: I am the attorney of record for the defendant. I have explained to defendant each of the rights set forth on this form. I have discussed the charges and the facts with the defendant. I have studied the possible defenses to the charges and discussed those possible defenses with the defendant. I have discussed the possible sentence ranges with the defendant. I have advised the defendant of immigration consequences and have complied with the requirements of California Penal Code 1016.3(a). I also have discussed the contents of this form with the defendant. I concur with the defendant's decision to waive the rights set forth on this form and to plead guilty. No promises of a particular sentence or sentence recommendation have been made to the defendant by me, or to my knowledge by the prosecuting attorney or the court, which have not been fully disclosed on this form. I agree that this form may be received by the court as evidence of defendant's advisement and voluntary, intelligent, knowing, and express waiver of the rights set forth on this form.

DATED: 11/4/21 SIGNED: _____
(Attorney)

36. ____ INTERPRETER'S STATEMENT: I, _____, having been duly sworn as a court certified/registered/provisionally qualified interpreter, state that I am fluent in the language. I translated the contents of this form to defendant in that language.

DATED: _____ SIGNED: _____
(Interpreter)

37. ____ FOR THE PEOPLE: I am the prosecuting attorney in this case. I certify that I have complied with the requirements of California Penal Code 1016.3(b).

DATED: 11/4/2021 SIGNED: _____
(Deputy District Attorney)
Avery Harrison

Plea to the Court _____

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
TERMS AND CONDITIONS OF FELONY PROBATION AND MANDATORY SUPERVISION

CASE NO. 18HF1044 PEOPLE vs. HOUSE

For Court Use Only

(optional)

1. X Sentenced to ☐ State Prison ☐ County Jail (1170(h)) for _____ years and _____ months. Execution of sentence suspended. Placed on ☐ probation ☐ mandatory supervision for _____ years and _____ months.
2. Imposition of sentence suspended. Placed on probation for 1 years. Check one: ☑ Supervised probation or ☐ Unsupervised probation
3. **Probationers:** Serve 90 ☑ days ☐ ~~months~~ in County Jail. Credit for _____ days actual time served and _____ days good time/work time for a total credit of _____ days. Stay granted until 4/15/22 at 7:00 P.M. Report to: ☐ Theo Lacy ☐ Orange County Jail Intake Release Center.
4. X Sentenced to county jail for a period of _____ years and _____ months pursuant to Penal Code 1170(h). Credit for _____ days actual time served and _____ days good time/work time for a total credit of _____ days.
5. Jail stayed pending completion of 45 days, home confinement through Diversified Monitoring Systems to begin 1/20/22 (actual)
6. X **Divided Sentence.** Sentenced to the county jail for a period of _____ years and _____ months (Total term under Penal Code 1170(h)(5)). The sentence is divided as follows: _____ years and _____ months incarceration in county jail, followed by _____ years and _____ months of mandatory supervision under the terms and conditions set forth on this page and the attached page 8. Credit for _____ days actual time served and _____ days good time/work time for a total credit of _____ days.
7. X Jail to be ☐ concurrent ☐ consecutive to ☐ any other case ☐ case number _____.
8. X Pay fine of $_____ plus penalty assessment to be paid: ☐ through Probation ☐ as _____ days in jail.
9. Pay the following fees (check all that apply):
   - ☑ $30 Criminal Conviction Assessment Fee (per convicted count) (Government Code 70373)
   - ☑ $40 Court Operations Fee (per convicted count) (Penal Code 1465.8)
   - ☐ $50 Alcohol Abuse Education Fee (Vehicle Code 23645)
   - ☐ $50 Alcohol Testing Penalty (Penal Code 1463.14)
   - ☐ $100 Alcohol Assessment Fee (Vehicle Code 23649)
   - ☐ $ _____ Domestic Violence Discretionary Fee for all Orange County Domestic Violence Shelters (Penal Code 1203.097)
   - ☐ $ _____ Domestic Violence Prevention Fund (Penal Code 1203.097(a)(5))
   - ☑ $10 Local Crime Prevention Fund Fee, plus penalty assessment (Penal Code 1202.5(a))
   - ☑ $300 Sex Offense Fee (Penal Code 290.3)
   - ☐ $500 Sex Offense Fee (2nd and subsequent) (Penal Code 290.3)
   - ☐ mandatory Laboratory Analysis Fee of $50.00 for each specified drug offense ☐ plus penalty assessment (Health and Safety Code 11372.5 & Penal Code 1464).
   - ☐ mandatory Drug Program Fee of $150.00 for each specified drug offense ☐ plus penalty assessment (Health and Safety Code 11372.7)

   All fees to be paid through Probation.
10. Pay mandatory state restitution fine of $300 [Min: $300; Max $10,000 - Penal Code 1202.4]. If your sentence includes probation, a conditional sentence, mandatory supervision, post-release community supervision, or parole, the court will order you to pay a second restitution fine in the same amount, but it will be suspended and you will only have to pay the second fine if you are later found in violation of your probation, conditional sentence, mandatory supervision, post-release community supervision, or parole [Penal Code 12022.44 & 45]. All monies paid by the defendant for any purpose will first be applied to restitution until it is paid in full [Cal. Constitution].
11. Pay restitution on count(s) ALL, and dismissed count(s) _____ pursuant to Harvey Waiver as part of a plea agreement, in the amount of $ _____, or in an amount to be determined by the Court and as directed by the Probation Department or Mandatory Supervision. You are also ordered to make all financial disclosures required by law in order to fulfill your responsibility to pay full restitution [Penal Code 1202.4]. You are also ordered to pay interest on restitution at the rate of 10% (check one) ☑ from the date of sentencing OR ☐ from the date of loss.
    - ☐ Defendant waives appearance for restitution hearing (if box checked).
    - ☑ The Court retains jurisdiction over this case for restitution purposes (if box checked).
12. Register pursuant to (Check all that apply):
    - ☐ Health and Safety Code 11590 [narcotics offense]
    - ☐ Penal Code 186.30 [gang-related offense]
    - ☐ Penal Code 457.1 [arson offense - lifetime registration]
    - ☐ Penal Code 290.024 [sex offense - internet identifiers]
    - ☑ Penal Code 290 [sexual offense - ☐ term of probation ☑ lifetime registration] * refer to item #31 for conditions of PC 290 removal
13. Do not associate with any person you know or should reasonably know to be under the age of 18 years, unless accompanied by such person's parent, guardian or other adult unrelated to you who is responsible for such person and approved in advance by your probation or mandatory supervision officer.
14. X Use no unauthorized drugs, narcotics, or controlled substances, and submit to drug or narcotic testing as directed by your probation or mandatory supervision officer, or any peace officer.
15. Submit your person and property, any residence, premises, container or vehicle under your control ☐ including electronic devices ☑ not including electronic devices, to search and seizure at any time of the day or night by any law enforcement officer, probation officer, or mandatory supervision officer, with or without a warrant, probable cause, or reasonable suspicion.

16. Cooperate with your probation or mandatory supervision officer in any plan for psychological, psychiatric, alcohol, and/or drug treatment. Seek training, schooling, or employment, and maintain residence as approved by your probation or mandatory supervision officer. Do not associate with persons known to you to be parolees, on post-release community supervision, convicted felons, users or sellers of illegal drugs, or otherwise disapproved of by probation or mandatory supervision.

17. X Do not possess any blank checks, write any portion of any checks, have any checking account, nor use or possess any credit cards or open credit accounts, unless approved in advance by your probation or mandatory supervision officer. Use only your true name. Do not possess any other person's personal identifying information or personal financial information unless approved in advance by your probation or mandatory supervision officer.

18. Do not own, purchase, receive, possess or have under your custody or control any type of dangerous or deadly weapon, firearm, ammunition, and ammunition feeding devices, including but not limited to magazines ☐ for 10 years. Relinquishment hearing set on _____.

19. Obey all orders, rules, regulations, and directives of the Court, Probation Department, Mandatory Supervision and jail.

20. Violate no law.

21. X Driver's license or driving privilege is ☐ suspended ☐ revoked for a period of _____.

22. X Check all that apply:
- ☐ Do not drive a motor vehicle with a measurable amount of alcohol in your blood.
- ☐ Submit to a chemical test of your blood on demand of any peace officer, probation officer, or mandatory supervision officer.
- ☐ Do not be present in any establishment where the primary items for sale are alcoholic beverages.
- ☐ Do not consume any alcoholic beverages.
- ☐ Do not drive a motor vehicle without a valid California Driver's License on your person.
- ☐ Do not drive a motor vehicle without proof of valid auto liability insurance.

23. Attend and complete the following (check all that apply):
☐ 52-week Batterer's Treatment Program ☐ Alcohol/Drug Component ☐ Parenting Component
☐ 1-year Child Abuser Program ☐ Victim Impact Counseling ☑ 12-week Sexual Boundaries Counseling
☐ Alcohol Offender Program: ☐ 3 months ☐ 6 months ☐ 9 months ☐ 18 months

24. X Attend and complete a _____ day/month probation approved:
☐ residential ☐ outpatient drug/alcohol treatment program ☐ with a _____ day/month aftercare program.
☐ No day for day credit will be given if the defendant fails to complete the program. Full jail sentence to be imposed.

25. X Attend and complete an AIDS education program and submit to AIDS blood testing (Penal Code 1202.1).

26. X Comply with the terms and conditions of the Protective Order.

27. Do not, in any manner, directly or indirectly, initiate contact with, nor have any communication with: Debbie Delabest.

28. X Stay _____ yards away from _____.

29. Disclose your probation or mandatory supervision status and terms upon the request of any peace officer.

30. Provide a state DNA sample and prints for the State DNA Database pursuant to Penal Code 296 and 296.1, if not already provided.

31. Other conditions:
☑ Plea withdrawn as to count 1: 11/4/22
☑ Defendant agrees to surrender his medical license + not seek reinstatement or practice medicine for the remainder of his life.
☑ If successful completion of probation + no new law violations, Defendant may withdraw his plea as to Count 1, have Count 1 dismissed/vacated pursuant to PC 1385 + no longer be required to register as a sex offender under PC 290.

32. Pay the cost of probation or mandatory supervision, according to the ability to pay, as directed by your probation or mandatory supervision officer.

33. I understand that the Court ultimately determines the conditions of probation and mandatory supervision, and I have the right to request the Court modify or eliminate any condition imposed by the Probation Department that I believe is unreasonable.

34. I have read, I understand, and I accept these terms and conditions of probation or mandatory supervision.

Date: 11/4/2021 Defendant's Signature:

Defense Counsel's Signature: Deputy District Attorney's Signature: Avery Harrison

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
07/25/18	1	FLDOC	**Original Complaint filed on 07/25/2018 by Orange County District Attorney.**
	2	FLNAM	Name filed: House, David Duncan
	3	FLCNT	FELONY charge of 243.4(c) PC filed as count 1. Date of violation: 08/23/2016.
	4	FLCNT	MISDEMEANOR charge of 729(a) BP filed as count 2. Date of violation: 08/23/2016.
	5	CLADD	**At the request of People, case calendared on 07/25/18 at 08:30 AM in H7 for ARGN .**
	6	FIFCI2	Declaration/Affidavit in Support of Arrest filed.
	7	FIFCI2	Police/Arrest Report filed.
	8	TXREF	Re-filing of case # 18HM02543 as a felony.
	9	CLCAN	ARGN set on 07/25/18 at 08:30 AM in H7 has been cancelled.
	10	CLADD	**At the request of People, case calendared on 07/25/18 at 08:30 AM in H7 for ARGN .**
	11	HHELD	**Hearing held on 07/25/2018 at 08:30:00 AM in Department H7 for Arraignment .**
	12	OFJUD	Judicial Officer: Gregory W. Jones, Judge
	13	OFJA	Clerk: T. Hauck
	14	OFBAL	Bailiff: R. Monroe
	15	OFREP	Court Reporter: Nina Scott
	16	APDDA	People represented by Devin Campbell, Deputy District Attorney, present.
	17	APNDC	Defendant not present in Court represented by Ronald Ziff, Retained Attorney.
	18	TEXT	Court notes defendant is not present due to case being upgraded to a Felony on today's date.
	19	CLCON	**Arraignment continued to 08/08/2018 at 08:30 AM in Department H7 at request of Defense.**
	20	WVRAT	Defendant waives the right to be arraigned today.
	21	DFOTR	Defendant ordered to appear.
	22	TEXT	Bail to be addressed on 08/08/18.
08/06/18	1	FIRMC	Media Request to Photograph, Record, or Broadcast from KTLA - News Channel 5 filed.
	2	FIDOC	Order on Media Request to Permit Coverage filed.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
08/06/18	3	COOMR	The request(s) to photograph, record, or broadcast from KTLA - News Channel 5 is/are denied.
08/08/18	1	HHELD	**Hearing held on 08/08/2018 at 08:30:00 AM in Department H7 for Arraignment.**
	2	OFJUD	Judicial Officer: Gregory W. Jones, Judge
	3	OFJA	Clerk: T. Hauck
	4	OFBAL	Bailiff: R. Monroe
	5	OFREP	Court Reporter: Karen Puckett
	6	APDDA	People represented by Devin Campbell, Deputy District Attorney, present.
	7	APDWRA	Defendant present in Court with counsel Zixuan Zhou, Retained Attorney.
	8	FXATTY	Zixuan Zhou Retained Attorney entered in error as Attorney of Record. (Entered NUNC_PRO_TUNC on 10/31/18)
	9	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney. (Entered NUNC_PRO_TUNC on 10/31/18)
	10	FIFPC	Fingerprint card is received and filed.
	11	FIRMC	Media Request to Photograph, Record, or Broadcast from KTTV - Fox 11 News filed.
	12	FIDOC	Order on Media Request to Permit Coverage filed.
	13	COOMR	The request(s) to photograph, record, or broadcast from KTTV - Fox 11 News is/are denied.
	14	DFTNC	Defendant states true name and date of birth are correct as charged.
	15	ADLCR	Defendant advised of legal and constitutional rights.
	16	ADVET	Defendant advised pursuant to Penal Code 858(a).
	17	ADSCP	Defendant advised that pursuant to Penal Code 993, if defendant is a sole custodial parent of one or more minor children defendant is entitled to information relating to 1.) Guardianship for a Minor, 2.) Power of Attorney for a Minor, and 3.) the Trustline child care provider background examination service.
	18	CPACK	Counsel acknowledges receipt of the charging document.
	19	WVRAA	Defendant waives reading and advisement of the Original Complaint.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
08/08/18	20	PLNGA	**To the Original Complaint defendant pleads NOT GUILTY to all counts.**
	21	MORES	Defense reserves all motions.
	22	DFDAG	Defendant denies allegations.
	23	CLSET	**Pre Trial set on 10/31/2018 at 08:30 AM in Department H7.**
	24	WVTPH	Court finds the defendant understandingly, knowingly, and voluntarily waives the right to a Preliminary Hearing within 10 court days/60 calendar days of arraignment.
	25	PLCJN	Counsel joins in waivers.
	26	DFOTR	Defendant ordered to appear.
	27	TEXT	Court intends to release defendant on his own recognizance.
	28	TRPRS	People submit(s) .
	29	DSROR	Court orders defendant released on own recognizance.
	30	FISOR	Agreement for Release on Own Recognizance signed and filed.
10/31/18	1	NUNCPT	Nunc Pro Tunc entry(s) made on this date for 08/08/2018.
	2	HHELD	**Hearing held on 10/31/2018 at 08:30:00 AM in Department H7 for Pre Trial .**
	3	OFJUD	Judicial Officer: Karen L. Robinson, Judge
	4	OFJA	Clerk: T. Lewis
	5	OFBAL	Bailiff: D. M. Lopez
	6	OFREP	Court Reporter: Lisa De Los Reyes
	7	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.
	8	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	9	CLCON	**Pre Trial continued to 01/18/2019 at 08:30 AM in Department H7 at request of Defense.**
	10	WVTIM	Defendant waives statutory time for Preliminary Hearing.
	11	DFOTR	Defendant ordered to appear.
	12	DSOCN	Defendant's release on own recognizance continued.
	13	OFMCD	Minutes entered by D. Valle on 10/31/2018.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
01/02/19	1	CLTRAN	**Calendar Line for PT transferred from H7 on 01/18/2019 at 08:30 AM to H13 on 01/18/2019 at 08:30 AM.**
	2	CLTRAN	**Calendar Line for PT transferred from H13 on 01/18/2019 at 08:30 AM to H1 on 01/18/2019 at 08:30 AM.**
01/18/19	1	HHELD	**Hearing held on 01/18/2019 at 08:30:00 AM in Department H1 for Pre Trial .**
	2	OFJUD	Judicial Officer: Karen L. Robinson, Judge
	3	OFJA	Clerk: T. Lewis
	4	OFBAL	Bailiff: R. Monroe
	5	OFREP	Court Reporter: Nina Scott
	6	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.
	7	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	8	CLCON	**Pre Trial continued to 03/08/2019 at 08:30 AM in Department H1 at request of Defense.**
	9	WVTIM	Defendant waives statutory time for Preliminary Hearing.
	10	PLCJN	Counsel joins in waivers.
	11	DFOTR	Defendant ordered to appear.
	12	DSOCN	Defendant's release on own recognizance continued.
	13	OFMCD	Minutes entered by J. Rosas on 01/18/2019.
03/08/19	1	HHELD	**Hearing held on 03/08/2019 at 08:30:00 AM in Department H1 for Pre Trial .**
	2	OFJUD	Judicial Officer: Karen L. Robinson, Judge
	3	OFJA	Clerk: T. Lewis
	4	OFBAL	Bailiff: R. Monroe
	5	OFREP	Court Reporter: Nina Scott
	6	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.
	7	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	8	CLSET	**Preliminary Hearing set on 05/31/2019 at 08:30 AM in Department H1.**

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
03/08/19	9	WVRTW	Defendant agrees to continue the preliminary hearing and have a preliminary hearing on that date or within a reasonable period of time from that date.
	10	PLCJN	Counsel joins in waivers.
	11	DFOTR	Defendant ordered to appear.
	12	DSOCN	Defendant's release on own recognizance continued.
	13	OFMCD	Minutes entered by J. Rosas on 03/08/2019.
05/31/19	1	HHELD	**Hearing held on 05/31/2019 at 08:30:00 AM in Department H1 for Preliminary Hearing .**
	2	OFJUD	Judicial Officer: Karen L. Robinson, Judge
	3	OFJA	Clerk: T. Lewis
	4	OFBAL	Bailiff: R. Monroe
	5	OFREP	Court Reporter: Nina Scott
	6	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.
	7	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	8	CLCON	**Preliminary Hearing continued to 07/24/2019 at 08:30 AM in Department H1 at request of Defense.**
	9	WVRTW	Defendant agrees to continue the preliminary hearing and have a preliminary hearing on that date or within a reasonable period of time from that date.
	10	PLCJN	Counsel joins in waivers.
	11	DFOTR	Defendant ordered to appear.
	12	DSOCN	Defendant's release on own recognizance continued.
	13	OFMCD	Minutes entered by E. Burch on 05/31/2019.
07/24/19	1	HHELD	**Hearing held on 07/24/2019 at 08:30:00 AM in Department H1 for Preliminary Hearing .**
	2	OFJUD	Judicial Officer: Karen L. Robinson, Judge
	3	OFJA	Clerk: T. Lewis
	4	OFBAL	Bailiff: R. Monroe
	5	OFREP	Court Reporter: Shelley Hill
	6	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
07/24/19	7	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	8	ADAWV	Defendant advised of and waives the following:
	9	ADCXW	- The right to confront and cross-examine witnesses.
	10	WVRSI	- The right against self-incrimination.
	11	WVRSP	Defendant waives the right to subpoena and present evidence.
	12	WVHTA	The Defendant and the People having WAIVED PRELIMINARY EXAMINATION on the offense charged in the complaint, the Court orders that the defendant be HELD TO ANSWER on 08/05/2019 at 08:30 AM in Department C5. Defendant ordered to appear.
	13	PLCJN	Counsel joins in waivers.
	14	DFOTR	Defendant ordered to appear.
	15	DSOCN	Defendant's release on own recognizance continued.
	16	FIDOC	Defendant's waiver of preliminary examination filed.
	17	FLDOC	**Original Information filed on 07/24/2019 by Orange County District Attorney.**
	18	FLNAM	Name filed: House, David Duncan
	19	FLCNT	FELONY charge of 243.4(c) PC filed as count 1. Date of violation: 08/23/2016.
	20	FLCNT	MISDEMEANOR charge of 729(a) BP filed as count 2. Date of violation: 08/23/2016.
	21	FI959	Accusatory pleading filed by the prosecutor pursuant to Penal Code section 959.1.
08/05/19	1	HHELD	**Hearing held on 08/05/2019 at 08:30:00 AM in Department C5 for Arraignment .**
	2	OFJUD	Judicial Officer: Kimberly Menninger, Judge
	4	OFJA	Clerk: E. Flores
	5	OFBAL	Bailiff: J. Smith
	6	OFREP	Court Reporter: Kristi Johnson
	7	APSDA	Dustin Chupurdy made a special appearance for District Attorney Laila Nikaien.
	8	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	9	CPCDD	Copy of Original Information given to defense counsel.

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
08/05/19	10	WVRAA	Defendant waives reading and advisement of the Original Information.
	11	PLNGA	**To the Original Information defendant pleads NOT GUILTY to all counts.**
	12	MORES	Defense reserves all motions.
	13	DFSFC	Defendant invokes state, federal and constitutional rights.
	14	DFIRD	Informal request for discovery made by Defense.
	15	CLSET	**Pre Trial set on 10/18/2019 at 08:30 AM in Department C5.**
	16	DFOTR	Defendant ordered to appear.
	17	WVTGN	Defendant enters general time waiver.
	18	PLCJN	Counsel joins in waivers.
	19	FDSCP	The court finds that, at this time the defendant is not the sole custodial parent of one or more minor children.
	20	TEXT	The defendant is not a veteran nor currently active in the United States Military.
	21	FISOR	Agreement for Release on Own Recognizance signed and filed.
	22	DSOCN	Defendant's release on own recognizance continued.
	23	OFMCD	Minutes entered by E. Flores on 08/05/2019.
10/18/19	1	HHELD	**Hearing held on 10/18/2019 at 08:30:00 AM in Department C5 for Pre Trial .**
	2	OFJUD	Judicial Officer: Kimberly Menninger, Judge
	3	OFJA	Clerk: M. Rahn
	4	OFBAL	Bailiff: J. Smith
	5	OFREP	Court Reporter: Maureen K Doty
	6	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.
	7	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	8	CLCON	**Pre Trial continued to 12/10/2019 at 09:00 AM in Department C5 at request of Defense.**
	9	CLSET	**Jury Trial set on 01/14/2020 at 09:00 AM in Department C5.**
	10	WVTIM	Defendant waives statutory time for Jury Trial.

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
10/18/19	11	PLCJN	Counsel joins in waivers.
	12	DFOTR	Defendant ordered to return.
	13	DSORC	Court orders defendant is to remain released on own recognizance on condition(s): Check in with Pre Trial Services on 11/26/19 and 12/02/19 at 657-622-7815 with Mr. De La Riva.
	14	FISOR	Agreement for Release on Own Recognizance signed and filed.
12/10/19	1	HHELD	**Hearing held on 12/10/2019 at 09:00:00 AM in Department C5 for Pre Trial .**
	2	OFJUD	Judicial Officer: Jonathan Fish, Judge
	3	OFJA	Clerk: D. Ibarra
	4	OFBAL	Bailiff: J. Smith
	5	OFREP	Court Reporter: Andrea M Chavez
	6	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.
	7	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	8	CLVAC	**Jury Trial vacated for 01/14/2020 at 09:00 AM in C5.**
	9	CLCON	**Pre Trial continued to 03/20/2020 at 09:00 AM in Department C5 at request of Defense.**
	10	CLSET	**Jury Trial set on 04/07/2020 at 09:00 AM in Department C5.**
	11	CLTXT	**Day 0 of 10**
	12	WVTIM	Defendant waives statutory time for Jury Trial.
	13	PLCJN	Counsel joins in waivers.
	14	DFOTR	Defendant ordered to return.
	15	DSROR	Court orders defendant released on own recognizance.
	16	OFMCD	Minutes entered by M. Rahn on 12/10/2019.
03/19/20	1	HHELD	**Hearing held on 03/19/2020 at 09:00 AM in Department C5 for Chambers Work .**
	2	OFJUD	Judicial Officer: Cheri T Pham, Judge
	3	OFJA	Clerk: T. Willoughby
	4	APNCR	No Court Reporter present at proceedings.
	5	APNAP	No appearance by parties.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
03/19/20	6	TEXT	Pursuant to the provisions of Section 68115 of the Government Code and due to building closure, the Court makes a finding of good cause and orders:
	7	CLVAC	**Pre Trial vacated for 03/20/2020 at 09:00 AM in C5.**
	8	CLTRM	**Jury Trial for 04/07/2020 09:00 AM in C5 to remain.**
	9	TEXT	Defendant was previously ordered to appear on 04/07/2020.
03/26/20	1	CLTRF	**Calendar Line for JT transferred from C5 on 04/07/2020 at 09:00 AM to C14 on 04/07/2020 at 09:00 AM.**
04/15/20	1	CLTRF	**Calendar Line for JT transferred from C14 on 04/07/2020 at 09:00 AM to VC5 on 04/07/2020 at 09:00 AM.**
05/20/20	1	CLADD2	**At the request of Court , case added to calendar for 05/21/2020 at 09:30 AM in Department C37 for Pre Trial .**
05/21/20	1	HHELD	**Hearing held on 05/21/2020 at 09:30:00 AM in Department C37 for Pre Trial .**
	2	OFJUD	Judicial Officer: Jonathan Fish, Judge
	3	OFJA	Clerk: D. Ibarra
	4	OFREP	Court Reporter: Lisa Peters
	5	COVIDEO	Matter heard by video.
	6	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.
	7	APNDC	Defendant not present in Court represented by Ronald Ziff, Retained Attorney.
	8	WV977	Defendant's appearance is waived pursuant to Penal Code 977(b).
	9	FITXT	Motion to Continue Felony Case and Waiver of Defendant's Personal Presence Penal Code 977(b) Representation filed.
	10	CLVAC	**Jury Trial vacated for 04/07/2020 at 09:00 AM in VC5.**
	11	CLSET	**Jury Trial set on 10/13/2020 at 08:30 AM in Department C5.**
	12	CLTXT	**Day 0 of 60.**
	13	DFOTR	Defendant ordered to appear.
	14	WVTGN	Defendant enters general time waiver.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
05/21/20	15	PLCJN	Counsel joins in waivers.
	16	DSOCN	Defendant's release on own recognizance continued.
08/07/20	3	FIMTN2	People Notice of Motion and Motion to Quash Pending Subpoena Duces Tecum filed.
08/12/20	1	COSDR	Subpoenaed documents received from Debbie de la Best on 08/12/2020 retained in Department C5.
08/25/20	2	HHELD	**Hearing held on 08/25/2020 at 04:00 PM in Department C5 for Chambers Work.**
	3	OFJUD	Judicial Officer: Cheri T Pham, Judge
	4	OFJA	Clerk: J. Morales
	5	APNCR	No Court Reporter present at proceedings.
	6	APNAP	No appearance by parties.
	8	TEXT	The Clerk has been directed to contact Counsel in this matter directing them to confer and agree upon a date for the motion on this matter. The Clerk having been in electronic communications with Counsel, the Court now orders as follows
	9	CLSET2	**Motion re: Quash Subpoena Duces Tecum set on 09/10/2020 at 08:30 AM in Department C5.**
	10	DFOTR	Defendant ordered to appear.
	11	DFOTN	Defense Counsel to notify defendant of scheduled hearing.
	12	DSOCN	Defendant's release on own recognizance continued.
	13	CLTRM	**Jury Trial for 10/13/2020 08:30 AM in C5 to remain.**
	14	CPGTO	Copy of Minute Order forwarded to Counsel via Email
08/27/20	1	FITXT	Memorandum of Points and Authorities in Opposition to Motion to Quash Subpoena Duces Tecum filed.
09/10/20	1	HHELD	**Hearing held on 09/10/2020 at 08:30:00 AM in Department C5 for Motion Quash Subpoena Duces Tecum.**
	2	OFJUD	Judicial Officer: Cheri T Pham, Judge
	3	OFJA	Clerk: T. Ebbert
	4	OFBAL	Bailiff: J. Tipton
	5	OFREP	Court Reporter: Jennifer Scott
	6	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
09/10/20	7	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	8	COVIDLVS	Per applicable law, including Code of Civil Procedure 124, this proceeding is being live streamed as described on the Orange County Court Website. The court notes that we are currently in the COVID-19 pandemic and previous judicial orders issued in that regard.
	9	CLSET2	**Motion re: Quash Subpoena Duces Tecum reassigned to 09/10/2020 at 10:00 AM in Department C37.**
	10	CLTXT	**All parties ordered to appear forthwith.**
	11	OFMCD	Minutes entered by E. Flores on 09/10/2020.
	12	HHELD	**Hearing held on 09/10/2020 at 10:00:00 AM in Department C37 for Motion Quash Subpoena Duces Tecum.**
	13	OFJUD	Judicial Officer: Jonathan Fish, Judge
	14	OFJA	Clerk: D. Ibarra
	15	OFBAL	Bailiff: E. B. Heflin
	16	OFREP	Court Reporter: Andrea M Chavez
	17	COVIDLVS	Per applicable law, including Code of Civil Procedure 124, this proceeding is being live streamed as described on the Orange County Court Website. The court notes that we are currently in the COVID-19 pandemic and previous judicial orders issued in that regard.
	18	COVIDEO	Matter heard by video.
	19	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.
	20	APW2C	Defendant present in Court with counsel Ronald Ziff and Leonard B. Levine, Retained Attorney (s).
	21	CORAC	Court read and considered Motion to Quash Subpoena Duces Tecum filed by the People and Opposition filed by the Defense.
	22	COVSD	Court viewed subpoenaed documents received from Debbie de la Best.
	23	CLSET2	**Motion re: Quash Subpoena Duces Tecum trailed to 10/08/2020 at 09:30 AM in Department C37.**
	24	CLVAC	**Jury Trial vacated for 10/13/2020 at 08:30 AM in C5.**
	25	CLSET	**Jury Trial set on 01/26/2021 at 09:00 AM in Department C5.**

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
09/10/20	26	DFOTR	Defendant ordered to appear.
	27	WVTGN	Defendant enters general time waiver.
	28	PLCJN	Counsel joins in waivers.
	29	DSOCN	Defendant's release on own recognizance continued.
10/08/20	1	HHELD	**Hearing held on 10/08/2020 at 09:30:00 AM in Department C37 for Motion Quash Subpoena Duces Tecum.**
	2	OFJUD	Judicial Officer: Jonathan Fish, Judge
	3	OFJA	Clerk: D. Ibarra
	4	OFBAL	Bailiff: E. B. Heflin
	5	OFREP	Court Reporter: Andrea M Chavez
	6	COVIDLVS	Per applicable law, including Code of Civil Procedure 124, this proceeding is being live streamed as described on the Orange County Court Website. The court notes that we are currently in the COVID-19 pandemic and previous judicial orders issued in that regard.
	7	COVIDEO	Matter heard by video.
	8	APDDA	People represented by Laila Nikaien, Deputy District Attorney, present.
	9	APW2C	Defendant present in Court with counsel Ronald Ziff and Leonard B. Levine, Retained Attorney (s).
	10	CORAC	Court read and considered Motion to Quash Subpoena Duces Tecum filed by the People and Opposition filed by the defense.
	11	MOTION	Motion argued.
	12	MOTION	Motion denied.
	13	COCRS	Subpoenaed documents received from Debbie de la Best on 08/12/2020 released to Laila Nikaien to give to defense counsel this date.
	14	TEXT	Documents are not to be disseminated to anyone outside of the defense team, published, or placed on the internet.
	15	FITXT	Subpoenaed documents received from Debbie de la Best filed.
	16	CLTRM	**Jury Trial for 01/26/2021 09:00 AM in C5 to remain.**
	17	DFOTR	Defendant ordered to appear.
	18	DSOCN	Defendant's release on own recognizance continued.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
01/26/21	1	HHELD	**Hearing held on 01/26/2021 at 09:00:00 AM in Department C5 for Jury Trial .**
	2	OFJUD	Judicial Officer: Cheri T Pham, Judge
	3	OFJA	Clerk: T. Ebbert
	4	OFBAL	Bailiff: J. Tipton
	5	OFREP	Court Reporter: Jennifer Scott
	6	APTEL2	Appearance made by Laila Nikaien, Deputy District Attorney, by video.
	7	APTXT	Martin Sith, Counsel appearing via Webex. Defendant not present
	8	COVIDLVS	Per applicable law, including Code of Civil Procedure 124, this proceeding is being live streamed as described on the Orange County Court Website. The court notes that we are currently in the COVID-19 pandemic and previous judicial orders issued in that regard.
	9	WV977	Defendant's appearance is waived pursuant to Penal Code 977(b).
	10	CLCON	**Jury Trial continued to 06/09/2021 at 09:00 AM in Department C5 at request of Defense.**
	11	WVTGN	Defendant enters general time waiver.
	12	CLTXT	**Jury trial date of 6-9-2021 is designated Day 0 of 60**
	13	TEXT	Counsel represents that the Defendant lives in Northern California. Counsel is directed to notify the court if the Defendant will be present on the trial date or if the trial date will remain
	14	DFOTR	Defendant ordered to appear.
	15	DSOCN	Defendant's release on own recognizance continued.
4/30/21	1	TXRNF	Notice to Consumer or Employee and Objection received.
	2	TXRFR	Case referred to Department C5 for review.
5/26/21	1	FIMTN	Defense Motion to Continue (PC 1050) filed.
6/09/21	1	HHELD	**Hearing held on 06/09/2021 at 09:00:00 AM in Department C5 for Jury Trial .**
	2	OFJUD	Judicial Officer: Cheri T Pham, Judge
	3	OFJA	Clerk: T. Ebbert
	4	OFBAL	Bailiff: D. Delgadillo
	5	OFREP	Court Reporter: Jennifer Scott

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
06/09/21	6	APDDA	People represented by Avery Harrison, Deputy District Attorney, present.
	7	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	8	COVIDLVS	Per applicable law, including Code of Civil Procedure 124, this proceeding is being live streamed as described on the Orange County Court Website. The court notes that we are currently in the COVID-19 pandemic and previous judicial orders issued in that regard.
	9	MOTBY	Motion by Defense to continue jury trial, pursuant to Penal Code Section 1050, was made
	10	MOTION	Motion argued.
	11	MOPEO	No objection by the People .
	12	MOTION	Motion granted.
	13	CLCON	**Jury Trial continued to 11/04/2021 at 09:00 AM in Department C5 at request of Defense.**
	14	WVTIM	Defendant waives statutory time for Jury Trial.
	15	PLCJN	Counsel joins in waivers.
	16	CLTXT	**Jury trial date of 11-4-2021 is designated Day 0 of 10**
	17	ADNFC	Defendant advised no further continuances will be granted.
	18	DFOTR	Defendant ordered to return.
	19	DSOCN	Defendant's release on own recognizance continued.
06/16/21	1	COSDR	Subpoenaed documents received from AT&T Wireless Subpoena Compliance Center on 06/16/2021 retained in Case Processing - Central.
08/31/21	1	FIMTN2	Defense Expedited Motion Requesting Permission to Travel to Hawaii for Vacation; filed.
	2	TEXT	Forward a Copy to Chambers for Review
09/01/21	1	FIORD	Order for Permission to Travel to Hawaii for Vacation signed and filed .
10/26/21	1	COSDR	Subpoenaed documents received from AT&T Wireless - Subpoena Compliance Center on 06/16/2021 forwarded to Department C5.
10/27/21	1	COSDR	Subpoenaed documents received from AT&T Wireless Supboena Compliance Center on 06/16/2021 retained in Department C5.

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
11/04/21	1	HHELD	**Hearing held on 11/04/2021 at 09:00:00 AM in Department C5 for Jury Trial .**
	2	OFJUD	Judicial Officer: Cheri T Pham, Judge
	3	OFJA	Clerk: E. Flores
	4	OFBAL	Bailiff: A. Matemate
	5	OFREP	Court Reporter: Jennifer Scott
	6	APDDA	People represented by Avery Harrison, Deputy District Attorney, present.
	7	APDWRA	Defendant present in Court with counsel Ronald Ziff, Retained Attorney.
	8	PLTXT	This is a negotiated disposition.
	9	DFTNC	Defendant states true name and date of birth are correct as charged.
	10	FDMLC	Court Finds Marsy's Law Compliance per District Attorney Statement.
	11	ADAWV	Defendant advised of and waives the following:
	12	ADJCT	- The right to a trial by Jury.
	13	ADCXW	- The right to confront and cross-examine witnesses.
	14	WVRSI	- The right against self-incrimination.
	15	WVRSP	Defendant waives the right to subpoena and present evidence.
	16	WVBLC	Defendant may have the right to a jury or court trial as to certain factors that can be used to increase the sentence on any count, sentencing enhancement, or allegation, to the upper or maximum term provided by law. Defendant waives and gives up the right to a jury or court trial on all of these factors. Defendant agrees the judge will determine the existence of any of these factors, within the judge's discretion, as allowed by law. Defendant agrees this waiver shall apply to any future sentence imposed following a probation revocation.
	17	WVCRZ	Defendant understands that if, pending sentencing, is arrested for or commits another crime, violates any condition of release, or willfully fails to appear for probation interview or sentencing hearing, the sentence portion of this agreement will be cancelled. Defendant will be sentenced unconditionally and will not be allowed to withdraw guilty plea.

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
11/04/21	18	WVFLASH	Defendant advised of the right to a hearing before a judicial officer to determine whether a violation of the conditions of court-ordered supervision are present, and for the court to determine the appropriate sanction for the violations. Defendant waives and gives up this right for all violations for which the county probation department orders a "flash incarceration" served, which can be a period of one to ten consecutive days in the county jail. If defendant does not agree with the imposition of flash incarceration, the right to demand a hearing is preserved.
	19	ADAMD	Under the Fourth and Fourteenth Amendments to the United States Constitution, the defendant understands they have the right to be free from unreasonable searches and seizures. The defendant waives and gives up this right, and further agrees for the period during which they are on probation or mandatory supervision they will submit their person and property, including any residence, premises, container, or vehicle under their control which may include electronic devices, to search and seizure at any time of the day or night by any law enforcement or probation officer, post-release community supervision officer, or parole officer with or without a warrant, probable cause or reasonable suspicion.
	20	FDDUN	The Court finds that the defendant understands rights as explained.
	21	PLWTH	**Defendant's motion to WITHDRAW NOT GUILTY PLEA to count(s) 1, 2 granted.**
	22	PLFWR	Court finds defendant intelligently and voluntarily waives legal and constitutional rights to jury trial, confront and examine witnesses, and to remain silent.
	23	PLGCT	**To the Original Information defendant pleads GUILTY as to count(s) 1, 2.**
	24	PLCJN	Counsel joins in waivers and plea.
	25	FIWWR	Defendant's written waiver of legal and constitutional rights for guilty plea received and ordered filed.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A

Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
11/04/21	26	ADCRWG	The defendant has been advised of constitutional rights, waivers and consequences in writing pursuant to the guilty plea form. The defendant makes the plea with a full understanding of all the matters set forth in the charging document and in the guilty plea form, that defendant has read, understood and personally initialed each item herein. Defendant understands that the signing and filing of the guilty plea form is conclusive evidence that defendant has pleaded GUILTY to the charges set forth.
	27	PLFBA	Court finds factual basis and accepts plea.
	28	ADCZS	Defendant advised of the possible consequences of plea affecting deportation and citizenship.
	29	ADMAX	Defendant advised of maximum possible sentence.
	30	ADCSQ	Defendant advised of consequences of violating probation and parole.
	31	PLCPC	This constitutes a prior conviction.
	32	PLCJN	Counsel joins in waivers, pleas, and admissions.
	33	WVAFS	Defendant waives arraignment for sentencing.
	34	PLRIS	Defendant requests immediate sentencing.
	35	WVPBR	Probation report waived.
	36	SESTA	Court stays sentence pursuant to Penal Code 654 on count(s) 2.
	37	PRISS	No legal cause why judgment should not be pronounced and defendant having Pled Guilty to count(s) 1, 2, Imposition of sentence is suspended and defendant is placed on 1 Year(s) FORMAL PROBATION on the following terms and conditions:
	38	FXPRBD	Count(s) 2 deleted from existing probation sentence - entered in error.
	41	PRJAL	**Serve 90 Day(s) Orange County Jail as to count(s) 1.**
	42	JLCTS	Credit for time served: 0 actual, 0 conduct, totaling 0 days pursuant to Day-for-day.
	43	PRJLT	**90 days Jail as to count(s) 1, imposed on 11/04/2021 stayed until 04/15/2022 at 07:00 PM Theo Lacy Jail. Defendant to report as ordered.**

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
11/04/21	47	JLSTP	**90 days Jail imposed on 11/04/2021 stayed pending completion of 45 days home confinement through Diversified Monitoring & Scram.**
	48	PRSRF	Pay mandatory state restitution fine of $300.00 pursuant to Penal Code 1202.4 or Penal Code 1202.4(b).
	49	PRRFS	Pay $300.00 Probation Revocation Restitution Fine pursuant to Penal Code 1202.44. Restitution fine stayed, to become effective only upon revocation of probation.
	50	SESEC	Pay $40.00 Court Operations Fee per convicted count pursuant to Penal Code 1465.8.
	51	SECCA	Pay Criminal Conviction Assessment Fee per convicted count of $30.00 per misdemeanor/felony and $35.00 per infraction pursuant to Government Code 70373(a)(1).
	52	PRR10	Pay $10.00 plus penalty assessment Local Crime Prevention Fund pursuant to Penal Code 1202.5.
	53	PRFEE	Pay $300.00 Sex Offense Additional Fine for 1st Offense pursuant to Penal Code 290.3.
	54	PRFEP	All fees payable through the Probation Department.
	56	PRRES	Pay restitution in the amount as determined by Probation Department as to count(s) 1 plus 10% interest from date of sentence per year and administrative fees.
	57	PRDNA	Defendant to provide a state DNA sample and prints for the State DNA Database pursuant to PC 296 and PC 296.1 unless collection agency verifies in any available databases that the DNA sample has been previously collected.
	58	PRNUD	Use no unauthorized drugs, narcotics, or controlled substances and submit to drug or narcotic testing as directed by your probation or mandatory supervision officer, or any peace officer.
	59	PR290	Court orders defendant to register as a sex offender pursuant to Penal Code 290 as to count(s) 1.
	60	PRSAS	Submit your person and property including any residence, premises, container, or vehicle under your control, not including electronic devices, to search and seizure at any time of the day or night by any law enforcement officer, probation officer, or mandatory supervision officer with or without a warrant, probable cause or reasonable suspicion

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
11/04/21	61	PRPSY	Cooperate with your probation or mandatory supervision officer in any plan for psychological, psychiatric, alcohol and/or drug treatment.
	62	PRTSE	Seek training, schooling, or employment and maintain residence as approved by your probation officer.
	63	PRASA	Do not associate with persons known to you to be parolees, on post-release community supervision, convicted felons, users or sellers of illegal drugs, or otherwise disapproved of by probation or mandatory supervision.
	64	PRNWP	Do not own, purchase, receive, possess, or have under your custody or control any type of dangerous or deadly weapon, firearm, ammunition, and ammunition feeding devices, including but not limited to magazines .
	65	PRVNL	Violate no law.
	66	PROBY	Obey all orders, rules, and regulations, and directives of the Court, Jail, and Probation.
	67	ADFRP	Defendant advised that defendant is prohibited from owning, purchasing, receiving, possessing, or having under their custody or control, any firearms, ammunition, and ammunition feeding devices, including but not limited to magazines. Any firearms currently in possession are ordered to be relinquished pursuant to Penal Code 29810. The "Prohibited Persons Relinquishment Form" and supplemental documents provided to defendant.
	68	PBRPT3	Case assigned to Probation Department for preparation of Firearms Relinquishment Probation Report. Defendant ordered to comply with Firearms Relinquishment pursuant to Penal Code 29810, by submitting a completed Prohibited Persons Relinquishment Form to the Probation Department.
	69	CLSET2	**Hearing re: Firearms Relinquishment set on 11/18/2021 at 08:30 AM in Department C5.**
	71	PRDTC	Disclose terms and conditions of probation when asked by any law enforcement or probation officer.
	72	PRMOT	The Court ultimately determines the conditions of probation and mandatory supervision. The defendant has the right to request the Court modify or eliminate any condition imposed by the Probation Department that the defendant believes is unreasonable.

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
11/04/21	73	PRPRG	Attend and complete Sex Offender Program as to count(s) 1 12 week sexual Boundaries Counseling..
	74	PRNCT	Do not, in any manner, directly or indirectly, initiate contact with, nor have any communication with Debbie Delabest.
	75	PRTXT	Defendant agrees to surrender his medical license and not seek reinstatement or practice medicine for the remainder of his life. If successful completion of probation and no new law violations, Defendant may withdraw his plea as to count 1, have count 1 dismissed /vacate pursuant to PC 1385 and no longer be required to register as a sex offender under PC 290
	76	FITXT	DMS Diversified Monintoring filed.
	77	CLSET2	**Hearing re: Progress Review set on 11/04/2022 at 08:30 AM in Department C5.**
	78	CLTXT	**Progress Review and Plea withdraw**
	79	PRATC	Defendant accepts terms and conditions of probation.
	80	PRCTP	All terms and conditions to be directed and monitored through the Probation Department.
	82	DFRPT2	Defendant ordered to report to Probatin Department via telephone 714 834-4733 forthwith.
	83	OFMCD	Minutes entered by J. Morales on 11/04/2021.
	84	COSRR	Subpoenaed documents received from AT&T Wireless Supboena Compliance Center have been returned to 06-16-21.
	85	DOJABS	DOJ Initial Abstract sent.
	86	NTJAL	**Notice to Sheriff issued.**
11/10/21	1	FIFRPR	Prohibited Persons Relinquishment Form Probation Officers Compliance Report, received and filed.
	2	FIPPRF	Prohibited Persons Relinquishment Form, received and filed.
	3	FIFRPRS	Prohibited Persons Relinquishment Form Probation Officers Report - Supporting Documents, received and filed.
11/16/21	1	HHELD	**Hearing held on 11/16/2021 at 09:00 AM in Department C5 for Chambers Work .**
	2	OFJUD	Judicial Officer: Cheri T Pham, Judge

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 18HF1044 F A
Name : House, David Duncan

Date of Action	Seq Nbr	Code	Text
11/16/21	3	OFJA	Clerk: T. Willoughby
	4	APNCR	No Court Reporter present at proceedings.
	5	APNAP	No appearance by parties.
	6	CORPR	The court has reviewed the Prohibited Persons Relinquishment Form Probation Officers Report and rules as follows:
	7	COJFC	Defendant has completed a Prohibited Persons Relinquishment Form and Defendant has no reportable firearms.
	8	FICFF	Prohibited Persons Relinquishment Form Findings, signed and filed.
	9	CLVAC2	**Hearing re: Firearms Relinquishment vacated for 11/18/2021 at 08:30 AM in C5.**

I hereby certify the foregoing instrument consisting of 35 page(s) is a true and correct copy of the original on file in this court.

ATTEST: (DATE) DEC - 8 2021
DAVID H. YAMASAKI, EXECUTIVE OFFICER AND CLERK OF THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
BY A. Jenkins, DEPUTY