

SUPERIOR COURT OF CALIFORNIA,  
COUNTY OF ORANGE  
CENTRAL JUSTICE CENTER

MINUTE ORDER

DATE: 05/15/2026

TIME: 09:00:00 AM

DEPT: C01

JUDICIAL OFFICER PRESIDING: Appellate Panel

CLERK: A. Salazar

REPORTER/ERM:

BAILIFF/COURT ATTENDANT:

CASE NO: **30-2026-01564039-CL-MC-CJC** CASE INIT.DATE: 04/22/2026

CASE TITLE: **People of the State of California vs. Hagopian**

CASE CATEGORY: Civil - Limited

CASE TYPE: Misc Complaints - Other

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EVENT ID/DOCUMENT ID: 74853600

EVENT TYPE: Motion/Request - Other (Appeals)

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**APPEARANCES**

No Appearance by all parties

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Appellate Panel Judge(s):

Honorable Kimberly A. Knill, Presiding Judge

Honorable Megan L. Wagner, Judge

Honorable Vibhav Mittal, Judge

Trial Court Case Number: 24WM07369

On April 24, 2026, this court ordered appellant to show cause why this appeal should not be dismissed for lack of appellate jurisdiction. (Pen. Code, § 1466, subd. (b).)

"The right to appeal is statutory only, and a party may not appeal a trial court's judgment, order or ruling unless such is expressly made appealable by statute." (*People v. Loper* (2015) 60 Cal.4th 1155, 1159.)

Appellant is appealing from a non-appealable order. (Pen. Code, § 1466, subd. (b).)

Accordingly, the appeal is dismissed.

---

DATE: 05/15/2026

DEPT: C01

MINUTE ORDER

Page 1

Calendar No.

**SUPERIOR COURT OF CALIFORNIA,  
COUNTY OF ORANGE  
CENTRAL JUSTICE CENTER**

**MINUTE ORDER**

DATE: 05/15/2026

TIME: 09:00:00 AM

DEPT: C01

JUDICIAL OFFICER PRESIDING: Appellate Panel

CLERK: A. Salazar

REPORTER/ERM:

BAILIFF/COURT ATTENDANT:

CASE NO: **30-2026-01563959-CL-MC-CJC** CASE INIT.DATE: 04/22/2026

CASE TITLE: **People of the State of California vs. Hagopian**

CASE CATEGORY: Civil - Limited CASE TYPE: Misc Complaints - Other

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EVENT ID/DOCUMENT ID: 74853560

**EVENT TYPE:** Motion/Request - Other (Appeals)

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**APPEARANCES**

No Appearance by all parties

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Appellate Panel Judge(s):

Honorable Kimberly A. Knill, Presiding Judge

Honorable Megan L. Wagner, Judge

Honorable Vibhav Mittal, Judge

Trial Court Case Number: 23WM09207

On April 24, 2026, this court ordered appellant to show cause why this appeal should not be dismissed for lack of appellate jurisdiction. (Pen. Code, § 1466, subd. (b).)

"The right to appeal is statutory only, and a party may not appeal a trial court's judgment, order or ruling unless such is expressly made appealable by statute." (*People v. Loper* (2015) 60 Cal.4th 1155, 1159.)

Appellant is appealing from a non-appealable order. (Pen. Code, § 1466, subd. (b).)

Accordingly, the appeal is dismissed.

---

DATE: 05/15/2026

DEPT: C01

MINUTE ORDER

Page 1  
Calendar No.

**SUPERIOR COURT OF CALIFORNIA,  
COUNTY OF ORANGE  
CENTRAL JUSTICE CENTER**

**MINUTE ORDER**

DATE: 05/29/2026

TIME: 09:00:00 AM

DEPT: C01

JUDICIAL OFFICER PRESIDING: Appellate Panel

CLERK: Y. Mendoza

REPORTER/ERM:

BAILIFF/COURT ATTENDANT:

CASE NO: **30-2026-01564039-CL-MC-CJC** CASE INIT.DATE: 04/22/2026

CASE TITLE: **People of the State of California vs. Hagopian**

CASE CATEGORY: Civil - Limited CASE TYPE: Misc Complaints - Other

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EVENT ID/DOCUMENT ID: 74864680

EVENT TYPE: Motion/Request - Other (Appeals)

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**APPEARANCES**

No Appearance by all parties

Appellate Panel Judge(s):

Honorable Kimberly A. Knill, Presiding Judge

Honorable Megan L. Wagner, Judge

Honorable Vibhav Mittal, Judge

Trial Court Case Number: 24WM07369

The petition for rehearing is denied.

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DATE: 05/29/2026

DEPT: C01

MINUTE ORDER

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Calendar No.

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**SUPERIOR COURT OF CALIFORNIA,  
COUNTY OF ORANGE  
CENTRAL JUSTICE CENTER**

**MINUTE ORDER**

DATE: 05/29/2026

TIME: 09:00:00 AM

DEPT: C01

JUDICIAL OFFICER PRESIDING: Appellate Panel

CLERK: Y. Mendoza

REPORTER/ERM:

BAILIFF/COURT ATTENDANT:

CASE NO: **30-2026-01563959-CL-MC-CJC** CASE INIT.DATE: 04/22/2026

CASE TITLE: **People of the State of California vs. Hagopian**

CASE CATEGORY: Civil - Limited CASE TYPE: Misc Complaints - Other

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EVENT ID/DOCUMENT ID: 74864796

**EVENT TYPE:** Motion/Request - Other (Appeals)

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**APPEARANCES**

No Appearance by all parties

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Appellate Panel Judge(s):

Honorable Kimberly A. Knill, Presiding Judge

Honorable Megan L. Wagner, Judge

Honorable Vibhav Mittal, Judge

Trial Court Case Number: 23WM09207

The petition for rehearing is denied.

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DATE: 05/29/2026

DEPT: C01

MINUTE ORDER

Page 1

Calendar No.

Electronic page 80 of 196

**SUPERIOR COURT OF CALIFORNIA,  
COUNTY OF ORANGE  
CENTRAL JUSTICE CENTER**

**MINUTE ORDER**

DATE: 06/04/2026

TIME: 09:00:00 AM

DEPT: C01

JUDICIAL OFFICER PRESIDING: Appellate Panel

CLERK: A. Salazar

REPORTER/ERM:

BAILIFF/COURT ATTENDANT:

CASE NO: **30-2026-01564039-CL-MC-CJC** CASE INIT.DATE: 04/22/2026

CASE TITLE: **People of the State of California vs. Hagopian**

CASE CATEGORY: Civil - Limited CASE TYPE: Misc Complaints - Other

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EVENT ID/DOCUMENT ID: 74870039

**EVENT TYPE:** Motion/Request - Other (Appeals)

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**APPEARANCES**

No Appearance by all parties

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Appellate Panel Judge(s):

Honorable Megan L. Wagner, Acting Presiding Judge

Honorable Thomas S. McConville, Judge

Honorable Vibhav Mittal, Judge

Trial Court Case Number: 24WM07369

The application for certification for transfer to the Court of Appeal is denied.

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DATE: 06/04/2026

MINUTE ORDER

Page 1

DEPT: C01

Calendar No.

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**SUPERIOR COURT OF CALIFORNIA,  
COUNTY OF ORANGE  
CENTRAL JUSTICE CENTER**

**MINUTE ORDER**

DATE: 06/04/2026                      TIME: 09:00:00 AM                      DEPT: C01

JUDICIAL OFFICER PRESIDING: Appellate Panel

CLERK: A. Salazar

REPORTER/ERM:

BAILIFF/COURT ATTENDANT:

CASE NO: **30-2026-01563959-CL-MC-CJC**    CASE INIT.DATE: 04/22/2026

CASE TITLE: **People of the State of California vs. Hagopian**

CASE CATEGORY: Civil - Limited                      CASE TYPE: Misc Complaints - Other

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EVENT ID/DOCUMENT ID: 74870078

**EVENT TYPE:** Motion/Request - Other (Appeals)

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**APPEARANCES**

No Appearance by all parties

Appellate Panel Judge(s):

Honorable Megan L. Wagner, Acting Presiding Judge

Honorable Thomas S. McConville, Judge

Honorable Vibhav Mittal, Judge

Trial Court Case Number: 23WM09207

The application for certification for transfer to the Court of Appeal is denied.

---

DATE: 06/04/2026

DEPT: C01

MINUTE ORDER

Page 1

Calendar No.

Electronic page 83 of 196

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION THREE

THE PEOPLE,

Plaintiff and Respondent,

v.

SARKIS SOOREN HAGOPIAN,

Defendant and Appellant.

G067101

(Super. Ct. Nos. 23WM09207  
30-2026-01563959)

O R D E R

THE COURT:\*

The petition for transfer from the Orange County Superior Court,  
Appellate Division is DENIED. (Cal. Rules of Court, rule 8.1006.)

MOTOIKE, P. J.

\* Before Motoike, P. J., Sanchez, J., and Servino, J.

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION THREE

THE PEOPLE,

Plaintiff and Respondent,

v.

SARKIS SOOREN HAGOPIAN,

Defendant and Appellant.

G067102

(Super. Ct. Nos. 24WM07369,  
30-2026-01564039)

O R D E R

THE COURT:\*

The petition for transfer from the Orange County Superior Court,  
Appellate Division is DENIED. (Cal. Rules of Court, rule 8.1006.)

MOTOIKE, P. J.

\* Before Motoike, P. J., Sanchez, J., and Servino, J.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
COUNTY OF ORANGE

**MINUTES**

Case : 24WM07369 I A

Name : Hagopian, Sarkis Sooren

| Date of Action | Seq Nbr | Code | Text |
|----------------|---------|------|------|
|----------------|---------|------|------|

03/09/26 1 HHELD Hearing held on 03/09/2026 at 08:30:00 AM in Department W18 for Jury Trial

|           |                                                                                                                                                                                                                                                                                       |
|-----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2 OFJUD   | Judicial Officer: Katherine Lewis, Judge                                                                                                                                                                                                                                              |
| 3 OFJA    | Clerk: L. Sanchez                                                                                                                                                                                                                                                                     |
| 4 OFBAL   | Balliff: R. Zamora                                                                                                                                                                                                                                                                    |
| 5 OFREP   | Court Reporter: None                                                                                                                                                                                                                                                                  |
| 6 TRPRT   | Proceedings recorded electronically. The recording equipment is functioning normally, and all of the proceedings in open court between designated times of day will be recorded, except for such matters as were expressly directed to be "off the record" or as otherwise specified. |
| 7 APDDA   | People represented by David Michael Goodman, Deputy District Attorney, present.                                                                                                                                                                                                       |
| 8 APDWRA  | Defendant present in Court with counsel Eric D Davis, Retained Attorney.                                                                                                                                                                                                              |
| 9 TRPDR   | Case called. People answer not ready. Defense answers ready.                                                                                                                                                                                                                          |
| 10 MOTBY  | Oral motion by People dismiss the case                                                                                                                                                                                                                                                |
| 11 CLTXT  | District Attorney unable to proceed.                                                                                                                                                                                                                                                  |
| 12 MOTION | Motion granted.                                                                                                                                                                                                                                                                       |
| 13 CDCDM  | Count(s) 1, 2, 3, 4 DISMISSED - Motion of People.                                                                                                                                                                                                                                     |
| 14 DSTUP  | Defendant's release status updated to reflect: Released.                                                                                                                                                                                                                              |

I hereby certify the foregoing instrument consisting of 1 page(s)  
is a true and correct copy of the original on file in this court.



**MAY 19 2026**

ATTEST: (DATE)  
DAVID H. YAMASAKI, EXECUTIVE OFFICER AND CLERK OF THE  
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE

BY R. RAZO DEPUTY

Name: Hagopian, Sarkis Sooren

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MINUTES / ALL CATEGORIES

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Case: 24WM07369 I /

5/19/26 3:25 pm

**SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
COUNTY OF ORANGE  
MINUTES**

**Case :** 23WM09207 M A  
**Name :** Hagopian, Sarkis Sooren

| Date of<br>Action | Seq<br>Nbr | Code | Text |
|-------------------|------------|------|------|
|-------------------|------------|------|------|

|          |        |       |                                                                                                                                                                                                                                                                                       |
|----------|--------|-------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/09/26 | 1      | HHELD | Hearing held on 03/09/2026 at 08:30:00 AM in Department W18 for Jury Trial.                                                                                                                                                                                                           |
| 2        | OFJUD  |       | Judicial Officer: Katherine Lewis, Judge                                                                                                                                                                                                                                              |
| 3        | OFJA   |       | Clerk: L. Sanchez                                                                                                                                                                                                                                                                     |
| 4        | OFBAL  |       | Bailiff: R. Zamora                                                                                                                                                                                                                                                                    |
| 5        | OFREP  |       | Court Reporter: None                                                                                                                                                                                                                                                                  |
| 6        | TRPRT  |       | Proceedings recorded electronically. The recording equipment is functioning normally, and all of the proceedings in open court between designated times of day will be recorded, except for such matters as were expressly directed to be "off the record" or as otherwise specified. |
| 7        | APDDA  |       | People represented by David Michael Goodman, Deputy District Attorney, present.                                                                                                                                                                                                       |
| 8        | APDWRA |       | Defendant present in Court with counsel Eric D Davis, Retained Attorney.                                                                                                                                                                                                              |
| 9        | TRPDR  |       | Case called. People answer not ready. Defense answers ready.                                                                                                                                                                                                                          |
| 10       | MOTBY  |       | Oral motion by People dismiss the case                                                                                                                                                                                                                                                |
| 11       | CLTXT  |       | <b>District Attorney unable to proceed.</b>                                                                                                                                                                                                                                           |
| 12       | MOTION |       | Motion granted.                                                                                                                                                                                                                                                                       |
| 13       | CDCDM  |       | Count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13<br><b>DISMISSED - Motion of People.</b>                                                                                                                                                                                            |
| 14       | FIDOC  |       | Notice of Termination of Protective Order in Criminal Proceeding filed.                                                                                                                                                                                                               |
| 15       | DOLPO  |       | Protective/Restraining Order dated 12/18/2023 is ordered terminated.                                                                                                                                                                                                                  |
| 16       | DOPOF  |       | Terminated Protective Order faxed/mailed to Protective Order Registry.                                                                                                                                                                                                                |
| 17       | CPGTO  |       | Copy of termination of protective order given to defendant.                                                                                                                                                                                                                           |
| 18       | CPGTO  |       | Copy of termination of protective order forwarded to Domestic Violence Registry via email.                                                                                                                                                                                            |
| 19       | DSTUP  |       | Defendant's release status updated to reflect: Released.                                                                                                                                                                                                                              |

I hereby certify the foregoing instrument consisting of 1 page(s) is a true and correct copy of the original on file in this court.

**MAY 20 2026**

ATTEST (DATE):  
DAVID H. YAMASAKI, EXECUTIVE OFFICER AND CLERK OF THE  
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE



BY [Signature] DEPUTY

**AMY BUI**

**CR-134****Notice Regarding Record on Appeal  
(Misdemeanor)****Instructions**

- This form is only for giving the court notice about the record on appeal in a misdemeanor case.
- Before you fill out this form, read *Information on Appeal Procedures for Misdemeanors* (form CR-131-INFO) to know your rights and responsibilities. You can get form CR-131-INFO at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms).
- This form can be filed with your notice of appeal. If it is not filed with your notice of appeal, this form must be filed within either:
  - (1) 20 days after you file your notice of appeal, or, if it is later
  - (2) 10 days after the court appoints a lawyer to represent you on appeal (if you file a request for a court-appointed lawyer within 20 days after you file your notice of appeal).
- Fill out this form and make a copy of the completed form for your records.
- Take or mail the completed form to the clerk's office for the same trial court where you filed your notice of appeal. It is a good idea to take or mail an extra copy to the clerk and ask the clerk to stamp it to show that the original has been filed.

**1 Your Information**

- a. Name of appellant (the party who is filing this appeal):

Name: Sarkis Hagopian

- b. Appellant's contact information (required):

Street address: 16797 Woodridge Circle Fountain Valley CA 929708  
Street City State ZipMailing address (if different): \_\_\_\_\_  
Street City State ZipPhone: (714) 580-5483 E-mail: sarkhago@gmail.com

- c. Appellant's lawyer in the trial court proceedings:

The lawyer filling out this form ☐ is ☒ is not representing the appellant in this appeal.

Name: \_\_\_\_\_ State Bar number: \_\_\_\_\_

Street address: \_\_\_\_\_  
Street City State ZipMailing address (if different): \_\_\_\_\_  
Street City State Zip

Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

Fax: \_\_\_\_\_

Clerk stamps date here when form is filed.

**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF ORANGE

APR 13 2026

DAVID H. YAMASAKI, Clerk of the Court

BY: B. GLORIA, DEPUTY

You fill in the name and street address of the court that issued the judgment or order you are appealing:

Superior Court of California, County of  
Orange  
West Justice Center  
8141 13th Street  
Westminster, CA 92683

You fill in the number and name of the trial court case in which you are appealing the judgment or order:

Trial Court Case Number:

24WM07369

Trial Court Case Name:

PEOPLE OF THE STATE OF CALIFORNIA  
VS. SARKIS SOOREN HAGOPIAN

You fill in the appellate division case number (if you know it):

Appellate Division Case Number:

APR 13 2026

Judicial Council of California, [www.courts.ca.gov](http://www.courts.ca.gov)  
Revised January 1, 2020, Optional Form  
Cal. Rules of Court, rules 8.631, 8.650**Notice Regarding Record on Appeal  
(Misdemeanor)**CR-134, Page 1 of 4  
➔

**Information About Your Appeal**

- ② On (fill in the date): 04/02/2026 I/my client filed a notice of appeal in the trial court case identified in the box on page 1 of this form.

**Your Choices About the Record on Appeal**

**Stipulation for Limited Record**

- ③ ☐ The respondent and I/my client have agreed ("stipulated") under rule 8.860 that parts of the normal record on appeal are not required for proper determination of this appeal. A copy of our stipulation identifying those parts of the record that are not required is attached.

**Record of Oral Proceedings**

*You do not have to provide the appellate division with a record of what was said in the trial court (this is called a record of the "oral proceedings"). But, if you do not, the appellate division will not be able to consider what was said during the trial court proceedings in deciding whether a legal error was made in those proceedings.*

- ④ I elect (choose)/My client elects to proceed (check a or b):
- a. ☐ WITHOUT a record of the oral proceedings in the trial court (skip item ⑤; sign and date this form). I understand that if I proceed without a record of the oral proceedings, the appellate division will not be able to consider what was said in the trial court during those proceedings in deciding whether a legal error was made.
- (Write initials here): \_\_\_\_\_
- b. ☒ WITH a record of the oral proceedings in the trial court (complete item ⑤ below). I understand that if I elect (choose) to proceed WITH a record of the oral proceeding in the trial court, I have to choose the record I want to use and take the actions described below to make sure this record is provided to the appellate division. I understand that if I do not take the actions described below and the appellate division does not receive this record, I am not likely to succeed in my appeal.

(Write initials here): \_\_\_\_\_



5 I want to use the following record of what was said in the trial court proceedings in my case (check and complete only one— a, b, c, or d):

- a. ☐ **Reporter's Transcript.** *This option is available only if there was a court reporter in the trial court who made a record of what was said in court. Check with the trial court to see if there was a court reporter in your case before choosing this option. Some courts also have local rules that establish procedures for determining whether only a portion of a reporter's transcript or a different form of the record will be sufficient for an effective appeal. Check with the trial court to see if it has such a local rule. (Check and complete (1), (2) or (3).)*
- (1) ☐ Within 10 days of when I receive the court reporter's estimate of the cost of this transcript, I will file a certified transcript of all the proceedings required by rule 8.865 that complies with rule 8.144.
- (2) ☒ I will pay the trial court clerk's office for the reporter's transcript myself within 10 days of when I receive the court reporter's estimate of the costs of this transcript. Alternatively, I will pay the reporter directly and file with the trial court a written waiver of deposit signed by the reporter. I understand that if I do not pay for this transcript, it will not be prepared and provided to the appellate division.
- (3) ☐ I am asking that the reporter's transcript be prepared at no cost to me because I cannot afford to pay this cost.
- (a) ☐ I was represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case.
- (b) ☐ I was not represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case, but I have completed and attached *Defendant's Financial Statement on Eligibility for Appointment of Counsel and Reimbursement and Record on Appeal at Public Expense* (form CR-105). (You can get form CR-105 at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms). The court will review this form to decide if you are eligible for a reporter's transcript at no cost to you.)

OR

- b. ☒ **Transcript From Official Electronic Recording.** *This option is available only if an official electronic recording was made of what was said in the trial court. Check with the trial court to see if an official electronic recording was made in your case before choosing this option. Some courts also have local rules that establish procedures for determining whether only a portion of a transcript or a different form of the record will be sufficient for an effective appeal. Check with the trial court to see if it has such a local rule. (Check and complete (1) or (2).)*
- (1) ☒ I will pay the trial court clerk's office for this transcript myself. I understand that if I do not pay for this transcript, it will not be prepared and provided to the appellate division.
- (2) ☐ I am asking that this transcript be provided at no cost to me because I cannot afford to pay this cost.
- (a) ☐ I was represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case.
- (b) ☐ I was not represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case, but I have completed and attached *Defendant's Financial Statement on Eligibility for Appointment of Counsel and Reimbursement and Record on Appeal at Public Expense* (form CR-105). (You can get form CR-105 at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms). The court will review this form to decide if you are eligible for a transcript at no cost to you.)



5 (continued)

OR

c. ☐ **Copy of Official Electronic Recording.** *This option is available only if an official electronic recording was made of what was said in the trial court, the court has a local rule for the appellate division permitting the use of the official electronic recording itself as the record of the court proceedings, and you and the respondent (the prosecuting agency) have agreed (stipulated) that you want to use the recording itself as the record of what was said in your case. Check with the trial court to see if an official electronic recording was made in your case before choosing this option. You must attach a copy of your agreement (stipulation) with the respondent to this notice. (Check and complete (1) or (2).)*

- (1) ☐ I will pay the trial court clerk's office for this official electronic recording myself. I understand that if I do not pay for this recording, it will not be prepared and provided to the appellate division.
- (2) ☐ I am asking that this official electronic recording be provided at no cost to me because I cannot afford to pay this cost.
- (a) ☐ I was represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case.
- (b) ☐ I was not represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case, but I have completed and attached *Defendant's Financial Statement on Eligibility for Appointment of Counsel and Reimbursement and Record on Appeal at Public Expense* (form CR-105). (You can get form CR-105 at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms). The court will review this form to decide if you are eligible for a copy of the official electronic recording at no cost to you.)

OR

d. ☐ **Statement on Appeal.** A statement on appeal is a summary of the trial court proceedings approved by the trial court. See form CR-131-INFO for information about preparing a proposed statement. (Check and complete (1) or (2).)

- (1) ☐ I have attached my proposed statement on appeal to this notice. (If you are not represented by a lawyer in this appeal, you must use Proposed Statement on Appeal (Misdemeanor) (form CR-135) to prepare and file this proposed statement. You can get form CR-135 at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms).)
- (2) ☐ I have NOT attached my proposed statement on appeal to this notice. I understand that I must serve and file this proposed statement in the trial court within 20 days of the date I file this notice. I understand that if I do not serve and file the proposed statement on time, and if I am represented by a court-appointed lawyer, the court may appoint a new lawyer. If I represent myself or hire a lawyer to represent me, and I do not serve and file the proposed statement on time, the court may dismiss my appeal.

Date: 04/12/2026

Sarkis Hagopian

Type or print your name



Signature of appellant or attorney

**SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
COUNTY OF ORANGE**

**MINUTES**

**Case :** 24WM07369 I A

**Name :** Hagopian, Sarkis Sooren

| Date of<br>Action | Seq<br>Nbr | Code   | Text                                                                                         |
|-------------------|------------|--------|----------------------------------------------------------------------------------------------|
| 04/13/26          | 1          | FIAPLD | Notice Regarding Record of Oral Proceedings filed.                                           |
| 04/14/26          | 1          | FITXT  | Request for Estimated Cost of ERM Transcripts<br>forwarded to Court Reporter Services filed. |

**Name:** Hagopian, Sarkis Sooren

**Page 1 of 1**

**MINUTES / ALL CATEGORIES**

Electronic page 92 of 196

**Case:** 24WM07369 I /

**4/17/26 2:56 pm**

**CR-134****Notice Regarding Record on Appeal  
(Misdemeanor)**

Clerk stamps date here when form is filed.

**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF ORANGE**APR 13 2026**

DAVID H. YAMASAKI, Clerk of the Court

BY: J. BRAVO MONTES, DEPUTY**Instructions**

- This form is only for giving the court notice about the record on appeal in a misdemeanor case.
- Before you fill out this form, read *Information on Appeal Procedures for Misdemeanors* (form CR-131-INFO) to know your rights and responsibilities. You can get form CR-131-INFO at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms).
- This form can be filed with your notice of appeal. If it is not filed with your notice of appeal, this form must be filed within either:
  - (1) 20 days after you file your notice of appeal, or, if it is later
  - (2) 10 days after the court appoints a lawyer to represent you on appeal (if you file a request for a court-appointed lawyer within 20 days after you file your notice of appeal).
- Fill out this form and make a copy of the completed form for your records.
- Take or mail the completed form to the clerk's office for the same trial court where you filed your notice of appeal. It is a good idea to take or mail an extra copy to the clerk and ask the clerk to stamp it to show that the original has been filed.

You fill in the name and street address of the court that issued the judgment or order you are appealing:

Superior Court of California, County of  
Orange  
West Justice Center  
8141 13th Street  
Westminster, CA 92683

You fill in the number and name of the trial court case in which you are appealing the judgment or order:

Trial Court Case Number:  
23WM09207Trial Court Case Name:  
PEOPLE OF THE STATE OF CALIFORNIA  
VS. SARKIS SOOREN HAGOPIAN

You fill in the appellate division case number (if you know it):

Appellate Division Case Number:

**1 Your Information**

- a. Name of appellant (the party who is filing this appeal):

Name: Sarkis Hagopian

- b. Appellant's contact information (required):

Street address: 16797 Woodridge Circle Fountain Valley CA 929708  
Street City State Zip

Mailing address (if different): \_\_\_\_\_  
Street City State Zip

Phone: (714) 580-5483 E-mail: sarkhago@gmail.com

- c. Appellant's lawyer in the trial court proceedings:

The lawyer filling out this form ☐ is ☒ is not representing the appellant in this appeal.

Name: \_\_\_\_\_ State Bar number: \_\_\_\_\_

Street address: \_\_\_\_\_  
Street City State Zip

Mailing address (if different): \_\_\_\_\_  
Street City State Zip

Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

Fax: \_\_\_\_\_

Judicial Council of California, [www.courts.ca.gov](http://www.courts.ca.gov)  
Revised January 1, 2020, Optional Form  
Cal. Rules of Court, rules 8.631, 8.660**Notice Regarding Record on Appeal  
(Misdemeanor)**

CR-134, Page 1 of 4



|                                                                         |                                              |
|-------------------------------------------------------------------------|----------------------------------------------|
| <b>PEOPLE OF THE STATE OF CALIFORNIA<br/>VS. SARKIS SOOREN HAGOPIAN</b> | <b>Trial Court Case Number:</b><br>23WM09207 |
| <b>Trial Court Case Name:</b>                                           |                                              |

### Information About Your Appeal

- ② On (fill in the date): 04/02/2026 I/my client filed a notice of appeal in the trial court case identified in the box on page 1 of this form.

### Your Choices About the Record on Appeal

#### Stipulation for Limited Record

- ③ ☐ The respondent and I/my client have agreed ("stipulated") under rule 8.860 that parts of the normal record on appeal are not required for proper determination of this appeal. A copy of our stipulation identifying those parts of the record that are not required is attached.

#### Record of Oral Proceedings

*You do not have to provide the appellate division with a record of what was said in the trial court (this is called a record of the "oral proceedings"). But, if you do not, the appellate division will not be able to consider what was said during the trial court proceedings in deciding whether a legal error was made in those proceedings.*

- ④ I elect (choose)/My client elects to proceed (check a or b):
- a. ☐ WITHOUT a record of the oral proceedings in the trial court (skip item ⑤; sign and date this form). I understand that if I proceed without a record of the oral proceedings, the appellate division will not be able to consider what was said in the trial court during those proceedings in deciding whether a legal error was made.
- (Write initials here): \_\_\_\_\_
- b. ☒ WITH a record of the oral proceedings in the trial court (complete item ⑤ below). I understand that if I elect (choose) to proceed WITH a record of the oral proceeding in the trial court, I have to choose the record I want to use and take the actions described below to make sure this record is provided to the appellate division. I understand that if I do not take the actions described below and the appellate division does not receive this record, I am not likely to succeed in my appeal.

(Write initials here): \_\_\_\_\_



5 I want to use the following record of what was said in the trial court proceedings in my case (check and complete only one— a, b, c, or d):

- a. ☐ **Reporter's Transcript.** *This option is available only if there was a court reporter in the trial court who made a record of what was said in court. Check with the trial court to see if there was a court reporter in your case before choosing this option. Some courts also have local rules that establish procedures for determining whether only a portion of a reporter's transcript or a different form of the record will be sufficient for an effective appeal. Check with the trial court to see if it has such a local rule. (Check and complete (1), (2) or (3).)*
- (1) ☐ Within 10 days of when I receive the court reporter's estimate of the cost of this transcript, I will file a certified transcript of all the proceedings required by rule 8.865 that complies with rule 8.144.
- (2) ☒ I will pay the trial court clerk's office for the reporter's transcript myself within 10 days of when I receive the court reporter's estimate of the costs of this transcript. Alternatively, I will pay the reporter directly and file with the trial court a written waiver of deposit signed by the reporter. I understand that if I do not pay for this transcript, it will not be prepared and provided to the appellate division.
- (3) ☐ I am asking that the reporter's transcript be prepared at no cost to me because I cannot afford to pay this cost.
- (a) ☐ I was represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case.
- (b) ☐ I was not represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case, but I have completed and attached *Defendant's Financial Statement on Eligibility for Appointment of Counsel and Reimbursement and Record on Appeal at Public Expense* (form CR-105). (You can get form CR-105 at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms). The court will review this form to decide if you are eligible for a reporter's transcript at no cost to you.)

OR

- b. ☒ **Transcript From Official Electronic Recording.** *This option is available only if an official electronic recording was made of what was said in the trial court. Check with the trial court to see if an official electronic recording was made in your case before choosing this option. Some courts also have local rules that establish procedures for determining whether only a portion of a transcript or a different form of the record will be sufficient for an effective appeal. Check with the trial court to see if it has such a local rule. (Check and complete (1) or (2).)*
- (1) ☒ I will pay the trial court clerk's office for this transcript myself. I understand that if I do not pay for this transcript, it will not be prepared and provided to the appellate division.
- (2) ☐ I am asking that this transcript be provided at no cost to me because I cannot afford to pay this cost.
- (a) ☐ I was represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case.
- (b) ☐ I was not represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case, but I have completed and attached *Defendant's Financial Statement on Eligibility for Appointment of Counsel and Reimbursement and Record on Appeal at Public Expense* (form CR-105). (You can get form CR-105 at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms). The court will review this form to decide if you are eligible for a transcript at no cost to you.)



5 (continued)

OR

c. ☐ **Copy of Official Electronic Recording.** *This option is available only if an official electronic recording was made of what was said in the trial court, the court has a local rule for the appellate division permitting the use of the official electronic recording itself as the record of the court proceedings, and you and the respondent (the prosecuting agency) have agreed (stipulated) that you want to use the recording itself as the record of what was said in your case. Check with the trial court to see if an official electronic recording was made in your case before choosing this option. You must attach a copy of your agreement (stipulation) with the respondent to this notice. (Check and complete (1) or (2).)*

- (1) ☐ I will pay the trial court clerk's office for this official electronic recording myself. I understand that if I do not pay for this recording, it will not be prepared and provided to the appellate division.
- (2) ☐ I am asking that this official electronic recording be provided at no cost to me because I cannot afford to pay this cost.
- (a) ☐ I was represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case.
- (b) ☐ I was not represented by the public defender or another court-appointed lawyer in the trial court proceedings in this case, but I have completed and attached *Defendant's Financial Statement on Eligibility for Appointment of Counsel and Reimbursement and Record on Appeal at Public Expense* (form CR-105). (You can get form CR-105 at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms). The court will review this form to decide if you are eligible for a copy of the official electronic recording at no cost to you.)

OR

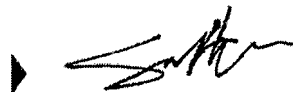
d. ☐ **Statement on Appeal.** A statement on appeal is a summary of the trial court proceedings approved by the trial court. See form CR-131-INFO for information about preparing a proposed statement. (Check and complete (1) or (2).)

- (1) ☐ I have attached my proposed statement on appeal to this notice. (If you are not represented by a lawyer in this appeal, you must use *Proposed Statement on Appeal (Misdemeanor)* (form CR-135) to prepare and file this proposed statement. You can get form CR-135 at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms).)
- (2) ☐ I have NOT attached my proposed statement on appeal to this notice. I understand that I must serve and file this proposed statement in the trial court within 20 days of the date I file this notice. I understand that if I do not serve and file the proposed statement on time, and if I am represented by a court-appointed lawyer, the court may appoint a new lawyer. If I represent myself or hire a lawyer to represent me, and I do not serve and file the proposed statement on time, the court may dismiss my appeal.

Date: 04/12/2026

Sarkis Hagopian

Type or print your name



Signature of appellant or attorney

04/22/2026

|                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                                                            |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|------------------------------------------------------------|
| <b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE</b>                                                                                                                                                                                                                                                                                                                                                                   |  | Clerk of the Superior Court<br>By A. SALAZAR, Deputy Clerk |
| JUSTICE CENTER:<br><input checked="" type="checkbox"/> Central - 700 Civic Center Dr. West, Santa Ana, CA 92701-4045<br><input type="checkbox"/> Harbor-Newport Beach - 4601 Jamboree Rd., Newport Beach, CA 92660-2595<br><input type="checkbox"/> North - 1275 N. Berkeley Ave., P. O. Box 5000, Fullerton, CA 92838-0500<br><input type="checkbox"/> West - 8141 13 <sup>th</sup> Street, Westminster, CA 92683-4593 |  |                                                            |
| RESPONDENT: People of the State of California<br>vs.                                                                                                                                                                                                                                                                                                                                                                    |  |                                                            |
| APPELLANT: Hagopian, Sarkis Sooren                                                                                                                                                                                                                                                                                                                                                                                      |  | <b>30-2026-01564039</b>                                    |
| <b>RECEIPT FOR RECORDS AND PAPERS</b>                                                                                                                                                                                                                                                                                                                                                                                   |  | CASE NUMBER: 24WM07369<br>APPEAL NUMBER: 30-2026-          |

I hereby certify that the following listed records and papers, are the originals, or if marked "copy" are true copies of the original on file in the above entitled case:

Notification of Filing Notice of Appeal  
Notice of Appeal  
Request for Court-Appointed Lawyer in Misdemeanor Appeal

Date: 4/2/2026

By David H. Yamasaki Clerk of the Court  
J. Bravo M., Deputy Clerk

**RECEIPT OF RECORD**

I received the above documents, constituting the record on appeal in the above entitled case.

Date: 04/22/2026

David H. Yamasaki, Clerk of the Court  
By A. Salazar  
A. Salazar, Deputy Clerk

**CR-132****Notice of Appeal  
(Misdemeanor)****Instructions**

- This form is only for appealing in a misdemeanor case. You can get other forms for appealing in a civil or infraction case at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms).
- Before you fill out this form, read *Information on Appeal Procedures for Misdemeanors* (form CR-131-INFO) to know your rights and responsibilities. You can get form CR-131-INFO at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms).
- You must file this form no later than 30 days after the trial court issued the judgment or order you are appealing (see rule 8.853(b) of the California Rules of Court for very limited exceptions). If your notice of appeal is late, the court will not take your appeal.
- Fill out this form and make a copy of the completed form for your records.
- Take or mail the completed form to the clerk's office for the same trial court that issued the judgment or order you are appealing. It is a good idea to take or mail an extra copy to the clerk and ask the clerk to stamp it to show that the original has been filed.

**1 Your Information**

- a. Name of appellant (the party who is filing this appeal):

Name: Sarkis Hagopian

- b. Appellant's contact information (required):

Street address: 16797 Woodridge Circle Fountain Valley CA 92708  
Street City State Zip

Mailing address (if different): \_\_\_\_\_  
Street City State Zip

Phone: (714) 580-5483 E-mail: sarkhago@gmail.com

Appellant's lawyer in the trial court proceedings:

The lawyer filling out this form ☐ is ☒ is not representing the appellant in this appeal.

If a court-appointed lawyer on appeal is being requested, see item **4**.

Name: Eric D. Davis, Attorney at Law, APC State Bar number: 204435

Street address: 20955 Pathfinder Road, Suite 100 Diamond Bar CA 91765  
Street City State Zip

Mailing address (if different): \_\_\_\_\_  
Street City State Zip

Phone: (909) 861-8075 E-mail: eric@ericdaviscriminallaw.com

Fax: \_\_\_\_\_

Clerk stamps date here when form is filed.

**FILED**  
 SUPERIOR COURT OF CALIFORNIA  
 COUNTY OF ORANGE

**APR 02 2026**

DAVID H. YAMASAKI, Clerk of the Court

BY: J. BRAVO MONTES, DEPUTY

You fill in the name and street address of the court that issued the judgment or order you are appealing:

Superior Court of California, County of  
 Orange  
 West Justice Center  
 8141 13th Street  
 Westminster, CA 92683

You fill in the number and name of the trial court case in which you are appealing the judgment or order:

Trial Court Case Number:  
24WM07369

Trial Court Case Name:  
People of The State of California  
vs. Sarkis Sooren Hagopian

You fill in the appellate division case number (if you know it):

Appellate Division Case Number:

APR 02 2026

RECEIVED  
 CLERK OF SUPERIOR COURT OF CALIFORNIA

PEOPLE OF THE STATE OF CALIFORNIA  
VS. SARKIS SOOREN HAGOPIAN

Trial Court Case Number:  
24WM07369

Trial Court Case Name:

**2 Judgment or Order You Are Appealing**

I am/My client is appealing (check one):

- a. ☐ The final judgment of conviction in this case (Pen. Code, § 1466(b)(1)).  
☐ I am/My client is contesting only the conditions of the probation.
- b. ☐ The following order made after the judgment in this case that affects an important right of mine/my client (for example, an order after a probation violation) (Pen. Code, § 1466(b)(1)).  
☐ An order modifying the conditions of probation.  
☐ Other (describe the action you are appealing and give the date the trial court took the action):
- c. ☐ The trial court has not yet issued a final judgment in this case. I am appealing before final judgment an order that denied a motion to suppress evidence in this case (Pen. Code, § 1538.5(j)).
- d. ☒ Other action (describe the action you are appealing and give the date the trial court took the action):

See Attachment A, attached hereto and incorporated by reference.

**3 Record on Appeal**

(See form CR-131-INFO for information about the record on appeal.)

- a. ☐ I have attached a completed *Notice Regarding Record on Appeal (Misdemeanor)* (form CR-134).
- b. ☒ I have not attached a *Notice Regarding Record on Appeal (Misdemeanor)* (form CR-134). I understand that I must file this notice in the trial court within either (1) 20 days after I file this notice of appeal or, if it is later, (2) 10 days after the court appoints a lawyer for me (if I file a request for a court-appointed lawyer within 20 days after I file my notice of appeal). I also understand that if I do not file the notice on time, the court will not be able to consider what was said in the trial court in deciding whether an error was made in the trial court proceedings. In addition, I understand that if I am represented by a court-appointed lawyer and I do not file the notice regarding the record on time, the court may appoint a new lawyer. If I represent myself or hire a lawyer to represent me, and I do not file the notice regarding the record on time, the court may dismiss my appeal.

**4 Court-Appointed Lawyer**

- a. Do you/Does your client want to be represented by a court-appointed lawyer in this appeal? (Answer yes or no.)  
☒ Yes. Complete and attach *Request for Court-Appointed Lawyer in Misdemeanor Appeal* (form CR-133).  
☐ No.
- b. Were you/Was your client represented by the public defender or other court-appointed lawyer in the trial court? (Answer yes or no.)  
☒ Yes.  
☐ No. If you answered yes to 4a, complete and attach *Defendant's Financial Statement on Eligibility for Appointment of Counsel and Reimbursement and Record on Appeal at Public Expense* (form CR-105).

**REMINDER—Except in the very limited circumstances listed in rule 8.853, you must file this form no later than 30 days after the trial court issued the judgment or order you are appealing in your case. If your notice of appeal is late, the court will not take your appeal.**

Date: 03/21/2026

Sarkis Hagopian

Type or print your name

  
Signature of appellant or attorney

Revised January 1, 2020

**Notice of Appeal**  
(Misdemeanor)

CR-132, Page 2 of 2

**CR-132****Notice of Appeal  
(Misdemeanor)****Instructions**

- This form is only for appealing in a misdemeanor case. You can get other forms for appealing in a civil or infraction case at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms).
- Before you fill out this form, read *Information on Appeal Procedures for Misdemeanors* (form CR-131-INFO) to know your rights and responsibilities. You can get form CR-131-INFO at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms).
- You must file this form no later than 30 days after the trial court issued the judgment or order you are appealing (see rule 8.853(b) of the California Rules of Court for very limited exceptions). If your notice of appeal is late, the court will not take your appeal.
- Fill out this form and make a copy of the completed form for your records.
- Take or mail the completed form to the clerk's office for the same trial court that issued the judgment or order you are appealing. It is a good idea to take or mail an extra copy to the clerk and ask the clerk to stamp it to show that the original has been filed.

**1 Your Information**

- a. Name of appellant (the party who is filing this appeal):

Name: Sarkis Hagopian

- b. Appellant's contact information (required):

Street address: 16797 Woodridge Circle Fountain Valley CA 92708  
Street City State ZipMailing address (if different): \_\_\_\_\_  
Street City State ZipPhone: (714) 580-5483 E-mail: sarkhago@gmail.com

- c. Appellant's lawyer in the trial court proceedings:

The lawyer filling out this form ☐ is ☒ is not representing the appellant in this appeal.

If a court-appointed lawyer on appeal is being requested, see item (4).

Name: Eric D. Davis, Attorney at Law, APC State Bar number: 204435Street address: 20955 Pathfinder Road, Suite 100 Diamond Bar CA 91765  
Street City State ZipMailing address (if different): \_\_\_\_\_  
Street City State ZipPhone: (909) 861-8075 E-mail: eric@ericdaviscriminallaw.com

Fax: \_\_\_\_\_

Clerk stamps date here when form is filed.

**FILED**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF ORANGE**APR 02 2026**

DAVID H. YAMASAKI, Clerk of the Court

BY: J. BRAVO MONTES, DEPUTY

You fill in the name and street address of the court that issued the judgment or order you are appealing:

Superior Court of California, County of  
Orange  
West Justice Center  
8141 13th Street  
Westminster, CA 92683

You fill in the number and name of the trial court case in which you are appealing the judgment or order:

Trial Court Case Number:  
23WM09207Trial Court Case Name:  
People of The State of California  
vs. Sarkis Sooren Hagopian

You fill in the appellate division case number (if you know it):

Appellate Division Case Number:

APR 02 2026

RECEIVED  
CLERK OF SUPERIOR COURT  
COUNTY OF ORANGE

PEOPLE OF THE STATE OF CALIFORNIA  
VS. SARKIS SOOREN HAGOPIAN  
Trial Court Case Name:

Trial Court Case Number:  
23WM09207

**2 Judgment or Order You Are Appealing**

I am/My client is appealing (check one):

- a. ☐ The final judgment of conviction in this case (Pen. Code, § 1466(b)(1)).  
☐ I am/My client is contesting only the conditions of the probation.
- b. ☐ The following order made after the judgment in this case that affects an important right of mine/my client (for example, an order after a probation violation) (Pen. Code, § 1466(b)(1)).  
☐ An order modifying the conditions of probation.  
☐ Other (describe the action you are appealing and give the date the trial court took the action):
- c. ☐ The trial court has not yet issued a final judgment in this case. I am appealing before final judgment an order that denied a motion to suppress evidence in this case (Pen. Code, § 1538.5(j)).
- d. ☒ Other action (describe the action you are appealing and give the date the trial court took the action):

See Attachment A, attached hereto and incorporated by reference.

**3 Record on Appeal**

(See form CR-131-INFO for information about the record on appeal.)

- a. ☐ I have attached a completed *Notice Regarding Record on Appeal (Misdemeanor)* (form CR-134).
- b. ☒ I have not attached a *Notice Regarding Record on Appeal (Misdemeanor)* (form CR-134). I understand that I must file this notice in the trial court within either (1) 20 days after I file this notice of appeal or, if it is later, (2) 10 days after the court appoints a lawyer for me (if I file a request for a court-appointed lawyer within 20 days after I file my notice of appeal). I also understand that if I do not file the notice on time, the court will not be able to consider what was said in the trial court in deciding whether an error was made in the trial court proceedings. In addition, I understand that if I am represented by a court-appointed lawyer and I do not file the notice regarding the record on time, the court may appoint a new lawyer. If I represent myself or hire a lawyer to represent me, and I do not file the notice regarding the record on time, the court may dismiss my appeal.

**4 Court-Appointed Lawyer**

- a. Do you/Does your client want to be represented by a court-appointed lawyer in this appeal? (Answer yes or no.)  
☒ Yes. Complete and attach *Request for Court-Appointed Lawyer in Misdemeanor Appeal* (form CR-133).  
☐ No.
- b. Were you/Was your client represented by the public defender or other court-appointed lawyer in the trial court? (Answer yes or no.)  
☒ Yes.  
☐ No. If you answered yes to 4a, complete and attach *Defendant's Financial Statement on Eligibility for Appointment of Counsel and Reimbursement and Record on Appeal at Public Expense* (form CR-105).

**REMINDER—**Except in the very limited circumstances listed in rule 8.853, you must file this form no later than 30 days after the trial court issued the judgment or order you are appealing in your case. If your notice of appeal is late, the court will not take your appeal.

Date: 03/21/2026

Sarkis Hagopian

Type or print your name



Signature of appellant or attorney

Revised January 1, 2020

**Notice of Appeal**  
(Misdemeanor)

CR-132, Page 2 of 2

fax number, and email address (if available) on the cover of every document you file with the court and let the court know if this contact information changes so that the court can contact you if needed.

If the appellate division does not permit you to represent yourself, you must hire a lawyer at your own expense or ask the court to appoint a lawyer to represent you.

### **5 How do I get a lawyer to represent me?**

The court is required to appoint a lawyer to represent you if you are indigent (you cannot afford to pay for a lawyer) and:

- You were convicted and your punishment includes going to jail or paying a fine of more than \$500 (including penalty and other assessments); or
- You are likely to suffer other negative consequences from the conviction (for example, immigration problems or inability to get or keep a license or permit); or
- You have not been convicted but you are likely to suffer significant harm if you lose the appeal.

See rule 8.851 of the California Rules of Court for more information about when the court is required to appoint a lawyer to represent you.

The court may, but is not required to, appoint a lawyer to represent you on appeal in other circumstances if you are indigent. You are automatically considered indigent if you were represented by the public defender or other court-appointed lawyer in the trial court. You will also be considered indigent if you can show that your income and assets are too low to pay for a lawyer.

If you think you are indigent, you can ask the court to appoint a lawyer to represent you for your appeal. You may use *Request for Court-Appointed Lawyer in Misdemeanor Appeal* (form CR-133) to ask the court to appoint a lawyer to represent you on appeal in a misdemeanor case. You can get form CR-133 at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms).

If you want a lawyer and you are not indigent or if the court turns down your request to appoint a lawyer, you

must hire a lawyer at your own expense. You can get information about finding a lawyer on the California Courts Online Self-Help Center at [www.courts.ca.gov/selfhelp.htm](http://www.courts.ca.gov/selfhelp.htm) at the "Getting Started" tab.

### **6 Who can appeal?**

Only a party in the trial court case can appeal a decision in that case. You may not appeal on behalf of a friend, a spouse, a child, or another relative.

The party that is appealing is called the APPELLANT; in a misdemeanor case, this is usually the party convicted of committing the misdemeanor. The other party is called the RESPONDENT; in a misdemeanor case, this is usually the government agency that filed the criminal charges (on court papers, this party is called the People of the State of California). In some cases, the government agency is the appellant and the party against whom the charges were filed is the respondent.

### **7 Can I appeal any decision that the trial court made?**

No. Generally, you may appeal only the final judgment—the decision at the end that decides the whole case. The final judgment includes the punishment that the court imposed. With the exception listed below, rulings made by the trial court before final judgment generally cannot be separately appealed, but can be reviewed only later as part of an appeal of the final judgment. In a misdemeanor case, the party convicted of committing a misdemeanor usually appeals that conviction or the sentence (punishment) ordered by the trial court. In a misdemeanor case, a party can also appeal:

- Before the trial court issues a final judgment in the case, from an order granting or denying a motion to suppress evidence (Penal Code section 1538.5(j))
- From an order made by the trial court after judgment that affects a substantial right of the appellant (Penal Code section 1466(2)(B))

You can get a copy of these laws at <http://leginfo.legislature.ca.gov/faces/codes.xhtml>.

### **8 How do I start my appeal?**



**MAY 11 2026**

Sarkis Sooren Hagopian  
16797 Woodridge Circle  
Fountain Valley, CA 92708  
Telephone: (714) 580-5483

DAVID H. YAMASAKI, Clerk of the Court

BY: Y. MENDOZA, DEPUTY

*In Propria Persona*

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE  
APPELLATE DIVISION — CENTRAL JUSTICE CENTER**

PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff and Respondent,

vs.

SARKIS SOOREN HAGOPIAN,

Defendant and Appellant.

**Appellate Case No.:**

30-2026-01564039-CL-MC-CJC

**Trial Court Case No.:** 24WM07369

**APPELLANT'S SUPPLEMENTAL  
BRIEF IN RESPONSE TO ORDER  
TO SHOW CAUSE**

**RE: APPELLATE JURISDICTION  
(Pen. Code § 1466, subd. (b))**

Appellant Sarkis Sooren Hagopian respectfully submits this supplemental brief in response to the Court's April 24, 2026 Order to Show Cause (OSC). This Court has jurisdiction. Trial court proceedings concluded with a judgment of dismissal on March 9, 2026, which is a final, appealable order. A section 1385 dismissal that fails to state reasons in the minutes "may not be considered a dismissal under section 1385" and is subject to timely challenge. (*People v. Orin*, supra, 13 Cal.3d at pp. 944, 949.) The March 9, 2026 Minute Order cites no section 1385 grounds and carries no prejudice designation — the trial court never properly exercised its section 1385 discretion. Where the record fails to provide an identifiable basis for a § 1385 dismissal, appellate review of whether the dismissal served the interests of justice is impaired. (*People v. Angeles* (1985) 172 Cal.App.3d 1203, 1211; *People v. Municipal Court* (Gelardi) (1978) 84 Cal.App.3d 692, 698.) A dismissal without prejudice where the misdemeanor SOL has run is functionally indistinguishable from a dismissal with prejudice for misdemeanor purposes; the prosecution cannot refile regardless of the designation. (Pen. Code, §§ 802, 804.) A section 1385 dismissal typically operates as a with-prejudice termination; here, where the dismissal

1 followed the prosecution's acknowledged inability to proceed — illegitimized by deliberate  
2 material fabrications and discovery deficiencies implicating *Brady v. Maryland* (1963) 373 U.S.  
3 83, 87, and constituting prosecutorial misconduct under *People v. Morales* (2001) 25 Cal.4th  
4 34, 44 — the trial court should have designated the dismissal with prejudice, as the prosecution  
5 moved on grounds of its own inability to proceed, not on any legitimate basis for preserving  
6 refiling rights. This Court has authority to correct the record under Penal Code section 1260.  
7

8       **Respondent's reading omits section 1466's operative opening clause:** “An appeal  
9 may be taken from a judgment or order, in an infraction or misdemeanor case, to the appellate  
10 division of the superior court.” (Pen. Code, § 1466.) The elaborating clauses of subdivision  
11 (b)(1) expand appealable events; they do not restrict “judgment” in the operative grant. The  
12 Judicial Council's own CR-132 form provides an “other action” election — which Appellant  
13 elected — confirming the Judicial Council does not treat misdemeanor appeals as conviction-  
14 only. CR-131-INFO Section 5 recognizes appeals by one who “has not been convicted but is  
15 likely to suffer significant harm.” (Evid. Code, § 452, subd. (c); Cal. Rules of Court, rule 8.851;  
16 see Request for Judicial Notice, Exh. B.) The Judicial Council's deliberate use of “other action”  
17 and “has not been convicted” as independent categories reflects an intentional policy judgment  
18 that Respondent's reading would silently nullify. Appellant won dismissal but lost on the  
19 demurrer and on the with-prejudice designation — the precise “some issues” the Courts' own  
20 Appeals FAQ recognizes as independently appealable, explicitly confirming: “You can appeal  
21 cases that were dismissed without a trial. Demurrer: You can appeal a demurrer dismissal.” The  
22 loss of a with-prejudice designation is the denial of the only relief that would eliminate the  
23 ongoing felony refiling exposure Appellant faces, extraordinary relief obtainable only by appeal.  
24 (Cal. Code Civ. Proc., § 902; Cal. Courts Appeals FAQ, [selfhelp.courts.ca.gov](http://selfhelp.courts.ca.gov).) A judgment of  
25  
26  
27  
28

1 dismissal terminates the case and is a judgment within the meaning of section 1466. (People v.  
2 Hampton (2019) 41 Cal.App.5th 840; Vallejo v. Superior Court (2021) 73 Cal.App.5th 132;  
3 People v. Laiwa (1983) 34 Cal.3d 711, 724; People v. Orin (1975) 13 Cal.3d 937, 940.) Where  
4 the 1-year misdemeanor SOL (Pen. Code, § 802) has already expired, an unprejudiced dismissal  
5 permanently terminates the prosecution as a matter of law, satisfying any definition of finality.  
6

7       **Appellant faces three concrete harms:** (1) felony refiling exposure — the misdemeanor  
8 SOL (Pen. Code, § 802) expired December 2024, but the absence of a prejudice designation  
9 leaves felony refiling available under the 3-year felony limitations period of Penal Code section  
10 801 — applicable to assault with a deadly weapon (Pen. Code, § 245(a)(1)) and felony child  
11 endangerment (Pen. Code, § 273a(a)), allegation supported charges that have never been filed or  
12 adversarially tested; (2) strategic dismissal — the People acknowledged discovery deficiencies  
13 on March 3, 2026 in an admission captured on the electronic audio record but absent from the  
14 Minute Order, raising the concern that the prosecution preserved refiling rights while evading  
15 adjudication of the charging document's defects; and (3) caregiver jeopardy — Appellant is the  
16 sole caregiver for a highly dependent elderly mother; a serious physical injury to her occurred  
17 during the chaos of the seven-month Officer-caused delay in case filing, as Appellant scrambled  
18 desperately to preserve evidence before it was lost — harm that has already materialized, not  
19 merely threatened. To preserve the right to a definitive adjudication, Appellant declined the  
20 People's Vandalism plea offer in exchange for dismissal of this matter — one which would have  
21 buried the charging defects without resolution. A successful appeal producing a final judgment  
22 would trigger double jeopardy protection under *Burks v. United States* (1978) 437 U.S. 1 and the  
23 *Kellett v. Superior Court* (1966) 63 Cal.2d 822 mandatory joinder bar for related uncharged  
24 offenses, leaving those matters otherwise unresolved and subject to future prosecution.  
25  
26  
27  
28

1           **The demurrer overruling is an “order” that presents a non-waivable facial defect**  
2 **and due process violation.** Entered summarily on March 2, 2026 without oral argument, it was  
3 a loss on an “issue” — foreclosing further development. Penal Code sections 1004, subdivision  
4 (4), 1012, and 1185, authorize objection on the ground that “the facts stated do not constitute a  
5 public offense.” A fundamental defect cannot be cured by forfeiture and is independently  
6 reviewable de novo on appeal (Pen. Code, § 1259). The specific grounds — including deliberate  
7 material fabrications in the complaint and newly realized statutory alterations raised for the first  
8 time on appeal — are set forth in CR-132 Attachment A. Critically, these statutory alterations  
9 constitute a deliberate linguistic fraud that artificially inflates the statutory severity of the charge  
10 to align with the overstated facts of the underlying police report, creating a legally incoherent,  
11 factually distorted impossibility disguised as a mere typographical error. It is precisely this kind  
12 of subtle, structural defect — emerging only after the trial calendar commenced and preserved  
13 as non-waivable under Penal Code sections 1012 and 1185 — that the appellate process exists to  
14 correct. This is the Courts' own institutional answer to the OSC's jurisdictional question, stated  
15 in plain language: “The Court of Appeal will check the complaint [...] to decide if the complaint  
16 states a legal claim,” and “De novo standard: The Court of Appeal does not rely on the trial  
17 court's decision.” (Pen. Code, § 1259; Cal. Courts Appeals FAQ, [selfhelp.courts.ca.gov.](https://selfhelp.courts.ca.gov/))

18           **Independent clerical grounds support appellate jurisdiction.** The April 2–3, 2026  
19 minuted filing sequence establishes that on April 3, the clerk declined to file-stamp appeal  
20 documents, offering the verbal explanation that “the case was dismissed; the case was closed.”  
21 A dismissal is the predicate for an appeal — not a bar to one. Appellant responded that a signed,  
22 filed dismissal is appealable per the Courts' own Self-Help guidance; that file-stamping is a  
23 ministerial act whose judicial approval determination belongs exclusively to the judiciary; and  
24

1 that Appellant demanded a formal Notice of Rejection, thereby exposing that rule 8.852(a)  
2 provides no mechanism to refuse a notice of appeal — the clerk's only authorized action was to  
3 file it. The clerks offered no legal counter. The April Minute Orders initially reflected the filings  
4 as 'Substitution of Counsel received, not filed' — 12:06 p.m. in Case No. 24WM07369 and  
5 12:05 p.m. in Case No. 23WM09207 — then reversed course within the same hour to  
6 'Substitution of Counsel filed' — 12:24 p.m. and 12:23 p.m. respectively, after Appellant's legal  
7 arguments were presented. (See Exh. A.) That filing progression is consistent with the clerk's  
8 implicit and verifiable recognition that the refusal was indefensible. Under the constructive filing  
9 doctrine, timely tender is legally deemed "filed" — even if wrongfully refused. No rule, no form,  
10 and no checkbox provides any mechanism by which a clerk — or any authority — may  
11 determine non-appealability in this scenario. Neither the clerk nor Respondent has legally  
12 justified case non-appealability. The reasoning they never supplied is reasoning that never  
13 existed. The OSC presents this Court with the opportunity to confirm appellate jurisdiction on the  
14 strength of the trial court's own minuted record itself — without reaching any contested question.

18 In the absence of any cognizable legal basis for dismissal of the appeal, a successful  
19 appeal could result in a remand directing proceedings on the merits (Pen. Code, § 1260) —  
20 providing the definitive adjudication that eliminates felony refiling uncertainty, resolves the  
21 charging document's defects, and affords Appellant his right to confront the allegations of the  
22 underlying police report at a proper felony trial. Appellant respectfully requests that this Court  
23 discharge the Order to Show Cause and permit this appeal to proceed on the merits.

25 Respectfully submitted,  
26 Dated: May 11, 2026

  
SARKIS SOOREN HAGOPIAN  
Defendant and Appellant, In Propria Persona

28 **Exhibit A** — April 2–3, 2026 Minute Orders reflecting "not filed" to same-day "filed" status  
**Exhibit B** — CR-131-INFO, Section 5 — see concurrently filed Request for Judicial Notice

1 SARKIS SOOREN HAGOPIAN  
2 16797 Woodridge Circle  
3 Fountain Valley, CA 92708  
4 Telephone: (714) 580-5483

5 IN PROPRIA PERSONA

6 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE**  
7 **APPELLATE DIVISION — CENTRAL JUSTICE CENTER**

8  
9 PEOPLE OF THE STATE OF CALIFORNIA,

10 Plaintiff and Respondent,

11 vs.

12 SARKIS SOOREN HAGOPIAN,

13 Defendant and Appellant.  
14

**Appellate Case No.:**

30-2026-01564039-CL-MC-CJC

**Trial Court Case No.:** 24WM07369

**APPLICATION FOR CERTIFICATION  
FOR TRANSFER TO THE COURT OF  
APPEAL**

**(California Rules of Court, rule 8.1005)**

15  
16 **I. Introduction**

17  
18 Appellant respectfully applies under California Rules of Court, rule 8.1005, for  
19 certification of this case for transfer to the Court of Appeal.  
20

21 Certification is necessary to settle important questions of law and to secure uniformity of  
22 decision concerning misdemeanor appellate jurisdiction, reviewability of dismissal orders,  
23 preserved demurrer and pleading-sufficiency issues, and the procedural consequences of  
24 dismissing a statutory misdemeanor appeal without merits review while the designated record  
25 remains incomplete through no fault of appellant.  
26  
27  
28

1 The Appellate Division dismissed the appeal on May 15, 2026. Appellant filed a petition  
2 for rehearing. The rehearing petition was denied on May 29, 2026. This application is timely  
3 under rule 8.1005(b)(1), because the fifteenth day after the May 15 decision fell on Saturday,  
4 May 30, 2026, extending the filing deadline to the next court day. See Cal. Rules of Court, rule  
5 1.10.  
6

## 7 8 **II. Certification Is Warranted Because the Case Presents Important Questions of Law**

9

10 Rule 8.1005 authorizes certification where transfer is necessary “to secure uniformity of decision  
11 or to settle an important question of law.” Cal. Rules of Court, rule 8.1005(a)(1), (b)(3).  
12

13 This case satisfies that standard. The Appellate Division dismissed a misdemeanor appeal  
14 without deciding preserved statutory, jurisdictional, demurrer, and pleading-sufficiency issues.  
15 Those issues include whether Penal Code section 1466 authorizes appellate review from a final  
16 dismissal order in a misdemeanor case; whether a defendant remains aggrieved where dismissal  
17 without trial leaves unresolved felony-refiling exposure, stigma, and preserved defects in the  
18 accusatory pleading; and whether preserved legal defects in the charging document may be  
19 insulated from review by dismissal of the appeal rather than merits adjudication.  
20  
21

22 Those questions are important beyond this case. They affect the scope of misdemeanor  
23 appellate review, the operation of Penal Code sections 1004, 1009, 1012, 1185, 1259, and 1466,  
24 and the availability of meaningful appellate review where a defendant has preserved legal  
25 challenges to the accusatory pleading before dismissal without trial.  
26  
27  
28

1 **III. Certification Is Also Warranted Because the Appeal Was Dismissed While Material**  
2 **Designated Proceedings Remained Untranscribed**  
3

4  
5 The need for transfer is heightened by the condition of the appellate record. Appellant  
6 designated electronically recorded trial-court proceedings that were material to the issues raised  
7 on appeal, including proceedings on December 2, 2025, March 2, 2026, March 3, 2026, and  
8 March 9, 2026. Those recordings were significant because the written minutes did not fully  
9 capture the operative events relevant to appellant's preserved issues.  
10

11  
12 The December 2, 2025 proceeding was not adequately captured in the minutes, leaving  
13 the audio recording as the only available record of matters relevant to the appeal. The March 2,  
14 2026 proceeding concerned the motion hearing at which the demurrer was summarily overruled  
15 without oral argument from the defense. The March 3, 2026 proceeding included matters not  
16 reflected in the minute order, including the prosecution's acknowledgment concerning discovery  
17 deficiencies. The March 9, 2026 proceeding culminated in the prosecution's inability to proceed  
18 and the judgment of dismissal from which appellant sought review.  
19  
20

21 Appellant designated those electronic recordings as part of the record on appeal. But  
22 before the recordings were transcribed and incorporated into a complete appellate record, the  
23 Appellate Division dismissed the appeal without reaching the preserved statutory, demurrer,  
24 jurisdictional, and pleading-sufficiency issues.  
25  
26

27 Appellant does not contend that the incomplete transcript status prevents this Court from  
28 acting on certification. To the contrary, it underscores why certification is necessary. This appeal

1 presents an important question of law and appellate procedure: whether a statutory misdemeanor  
2 appeal may be dismissed without merits review where material designated proceedings remain  
3 untranscribed through no fault of appellant, and where those proceedings bear directly on the  
4 preserved issues the Appellate Division declined to decide.  
5

#### 6 7 **IV. The Questions Presented Warrant Court of Appeal Review** 8

9 The questions warranting certification include:  
10

11 Whether Penal Code section 1466 authorizes appellate review from a final dismissal  
12 order in a misdemeanor case where the defendant preserved demurrer, jurisdictional, and  
13 pleading-sufficiency issues before dismissal without trial.  
14

15 Whether a defendant remains sufficiently aggrieved for appellate review where dismissal  
16 without trial leaves unresolved felony-refiling exposure, stigma, and preserved legal defects in  
17 the accusatory pleading.  
18

19  
20 Whether Penal Code sections 1004, 1009, 1012, 1185, and 1259 require merits review of  
21 preserved defects in the accusatory pleading notwithstanding dismissal without trial.  
22

23 Whether an Appellate Division may dismiss a statutory misdemeanor appeal without  
24 merits review while a designated electronic recording of the operative trial-court proceeding  
25 remains untranscribed due to the court's own record-preparation process.  
26  
27  
28

1 Whether due process permits dismissal of a misdemeanor appeal without a meaningful  
2 opportunity to be heard on the record and authorities submitted in response to the Appellate  
3 Division's own order to show cause.  
4

5  
6 **V. Requested Relief**  
7

8 Appellant respectfully requests that the Appellate Division certify this case for transfer to  
9 the Court of Appeal under California Rules of Court, rule 8.1005.  
10

11 Transfer is necessary to settle important questions of law concerning misdemeanor  
12 appellate jurisdiction, the reviewability of dismissal orders, the preservation and review of  
13 demurrer and pleading-sufficiency issues, and the procedural consequences of dismissing an  
14 appeal while the designated record remains incomplete through no fault of appellant.  
15

16  
17 Respectfully submitted,  
18

19  
20 Dated: June 1, 2026



21 **SARKIS SOOREN HAGOPIAN**  
22 Defendant and Appellant, In Propria Persona  
23  
24  
25  
26  
27  
28

1 SARKIS SOOREN HAGOPIAN  
2 16797 Woodridge Circle  
3 Fountain Valley, CA 92708  
4 Telephone: (714) 580-5483

5 IN PROPRIA PERSONA

6 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE**  
7 **APPELLATE DIVISION — CENTRAL JUSTICE CENTER**

8  
9 PEOPLE OF THE STATE OF CALIFORNIA,

10 Plaintiff and Respondent,

11 vs.

12 SARKIS SOOREN HAGOPIAN,

13 Defendant and Appellant.  
14

**Appellate Case No.:**

30-2026-01563959-CL-MC-CJC

**Trial Court Case No.:** 23WM09207

**APPLICATION FOR CERTIFICATION  
FOR TRANSFER TO THE COURT OF  
APPEAL**

**(California Rules of Court, rule 8.1005)**

15  
16 **I. Introduction**

17  
18 Appellant respectfully applies under California Rules of Court, rule 8.1005, for  
19 certification of this case for transfer to the Court of Appeal.  
20

21 Certification is necessary to settle important questions of law and to secure uniformity of  
22 decision concerning misdemeanor appellate jurisdiction, reviewability of dismissal orders,  
23 preserved demurrer and pleading-sufficiency issues, and the procedural consequences of  
24 dismissing a statutory misdemeanor appeal without merits review while the designated record  
25 remains incomplete through no fault of appellant.  
26  
27  
28

1       The Appellate Division dismissed the appeal on May 15, 2026. Appellant filed a petition  
2 for rehearing. The rehearing petition was denied on May 29, 2026. This application is timely  
3 under rule 8.1005(b)(1), because the fifteenth day after the May 15 decision fell on Saturday,  
4 May 30, 2026, extending the filing deadline to the next court day. See Cal. Rules of Court, rule  
5 1.10.  
6

7  
8 **II. Certification Is Warranted Because the Case Presents Important Questions of Law**  
9

10 Rule 8.1005 authorizes certification where transfer is necessary “to secure uniformity of decision  
11 or to settle an important question of law.” Cal. Rules of Court, rule 8.1005(a)(1), (b)(3).  
12

13       This case satisfies that standard. The Appellate Division dismissed a misdemeanor appeal  
14 without deciding preserved statutory, jurisdictional, demurrer, and pleading-sufficiency issues.  
15 Those issues include whether Penal Code section 1466 authorizes appellate review from a final  
16 dismissal order in a misdemeanor case; whether a defendant remains aggrieved where dismissal  
17 without trial leaves unresolved felony-refiling exposure, stigma, and preserved defects in the  
18 accusatory pleading; and whether preserved legal defects in the charging document may be  
19 insulated from review by dismissal of the appeal rather than merits adjudication.  
20  
21

22  
23       Those questions are important beyond this case. They affect the scope of misdemeanor  
24 appellate review, the operation of Penal Code sections 1004, 1009, 1012, 1185, 1259, and 1466,  
25 and the availability of meaningful appellate review where a defendant has preserved legal  
26 challenges to the accusatory pleading before dismissal without trial.  
27  
28

1 **III. Certification Is Also Warranted Because the Appeal Was Dismissed Despite an**  
2 **Incomplete Designated Record Attributable to the Court's Own Record Process**  
3

4  
5 The need for transfer is heightened by the condition of the appellate record. Appellant  
6 designated the electronically recorded March 9, 2026 proceeding, which is material to the issues  
7 raised on appeal because that proceeding culminated in the prosecution's inability to proceed and  
8 the judgment of dismissal from which appellant sought review. No transcript of that designated  
9 proceeding was prepared before the Appellate Division dismissed the appeal.  
10

11  
12 Appellant does not raise the incomplete transcript issue as a barrier to this application.  
13 The appeal had proceeded in the Appellate Division, and the Appellate Division issued its May  
14 15 dismissal decision. Rather, the incomplete designated record is one of the reasons certification  
15 is necessary. A statutory misdemeanor appeal should not be dismissed without merits review  
16 while a designated proceeding remains untranscribed because the court's own record-preparation  
17 process did not produce the transcript.  
18

19  
20 That circumstance presents an important question of appellate procedure and due process:  
21 whether an Appellate Division may dismiss a misdemeanor appeal without reaching preserved  
22 statutory, demurrer, and pleading-sufficiency issues where the designated record remains  
23 incomplete through no fault of appellant and where the untranscribed proceeding bears on the  
24 issues appellant sought to preserve for review.  
25  
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27  
28

1 **IV. The Questions Presented Warrant Court of Appeal Review**

2  
3 The questions warranting certification include:

4  
5 Whether Penal Code section 1466 authorizes appellate review from a final dismissal  
6 order in a misdemeanor case where the defendant preserved demurrer, jurisdictional, and  
7 pleading-sufficiency issues before dismissal without trial.  
8

9  
10 Whether a defendant remains sufficiently aggrieved for appellate review where dismissal  
11 without trial leaves unresolved felony-refiling exposure, stigma, and preserved legal defects in  
12 the accusatory pleading.  
13

14 Whether Penal Code sections 1004, 1009, 1012, 1185, and 1259 require merits review of  
15 preserved defects in the accusatory pleading notwithstanding dismissal without trial.  
16

17  
18 Whether an Appellate Division may dismiss a statutory misdemeanor appeal without  
19 merits review while a designated electronic recording of the operative trial-court proceeding  
20 remains untranscribed due to the court's own record-preparation process.  
21

22 Whether due process permits dismissal of a misdemeanor appeal without a meaningful  
23 opportunity to be heard on the record and authorities submitted in response to the Appellate  
24 Division's own order to show cause.  
25  
26  
27  
28

1 **V. Requested Relief**

2  
3  
4 Appellant respectfully requests that the Appellate Division certify this case for transfer to  
5 the Court of Appeal under California Rules of Court, rule 8.1005.  
6

7 Transfer is necessary to settle important questions of law concerning misdemeanor  
8 appellate jurisdiction, the reviewability of dismissal orders, the preservation and review of  
9 demurrer and pleading-sufficiency issues, and the procedural consequences of dismissing an  
10 appeal while the designated record remains incomplete through no fault of appellant.  
11

12  
13 Respectfully submitted,  
14

15 Dated: June 1, 2026  
16

17   
18 SARKIS SOOREN HAGOPIAN  
19 Defendant and Appellant, In Propria Persona  
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COURT OF APPEAL - STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION THREE

July 1, 2026

THE PEOPLE,  
Plaintiff and Respondent,  
v.  
SARKIS SOOREN HAGOPIAN,  
Defendant and Appellant.

**G067102**  
**Orange County Super. Ct. No. 24WM07369**

---

Appellant has filed a petition for transfer of the appellate division case for transfer to this court. On July 1, 2026, the clerk of this court received and filed a copy of the superior court record. (Cal. Rules of Court, rule 8.1007(a)(2).) This court has 20 days from the date the record was filed with this court in which to order transfer. (Cal. Rules of Court, rule 8.1008(a)(1)(A).)

Brandon L. Henson  
Clerk/Executive Officer

By: Michelle Castaneda, Deputy Clerk

COURT OF APPEAL - STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION THREE

July 1, 2026

THE PEOPLE,  
Plaintiff and Respondent,  
v.  
SARKIS SOOREN HAGOPIAN,  
Defendant and Appellant.

**G067101**  
**Orange County Super. Ct. No. 30-2026-01563959**

---

Appellant has filed a petition for transfer of the appellate division case for transfer to this court. On July 1, 2026, the clerk of this court received and filed a copy of the superior court record. (Cal. Rules of Court, rule 8.1007(a)(2).) This court has 20 days from the date the record was filed with this court in which to order transfer. (Cal. Rules of Court, rule 8.1008(a)(1)(A).)

Brandon L. Henson  
Clerk/Executive Officer

By: Lori Pickrell, Deputy Clerk

1 SUPERIOR COURT OF CALIFORNIA  
2 COUNTY OF ORANGE, WEST JUSTICE CENTER

ELECTRONICALLY FILED  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF ORANGE

08/17/2024  
08:00 AM

DAVID H. YAMASAKI, Clerk of the Court  
24WM07389

6 THE PEOPLE OF THE STATE OF CALIFORNIA, ) COMPLAINT  
7 ) BWC AGENCY  
8 Plaintiff, )  
9 )  
10 vs. ) No.  
11 SARKIS SOOREN HAGOPIAN ) FVPD 23-42935  
12 ) FVPD FVE00065060  
13 AKA SARKIS SOOREN HAGOPHAN ) FOUNTAIN VALLEY  
14 )  
15 Defendant(s))

15 The Orange County District Attorney charges that in Orange  
16 County, California, the law was violated as follows:

17 COUNT 1: On or about December 18, 2023, in violation of Section  
18 23103(a) of the Vehicle Code (RECKLESS DRIVING), a MISDEMEANOR,  
19 SARKIS SOOREN HAGOPIAN did unlawfully drive a vehicle upon a  
20 highway in willful and wanton disregard for the safety of  
persons and property.

21 COUNT 2: On or about December 18, 2023, in violation of Section  
22 22352(b)(2) of the Vehicle Code (EXCEED PRIMA FACIE SPEED LIMIT  
23 BY SCHOOL GROUNDS), an INFRACTION, SARKIS SOOREN HAGOPIAN did  
24 unlawfully exceed the prima facie speed limit of twenty-five  
25 (25) miles per hour when approaching and passing a school  
26 building and the grounds thereof, contiguous to a highway and  
posted with a standard SCHOOL warning sign, while children are  
going to and leaving the school during school hours and during  
the noon recess period.

27 /  
28 /  
/  
/

MISDEMEANOR CITATION E-FILED (DA CASE# 24WD4788) 07-01-2024  
OC DNA NOT ON FILE: SARKIS HAGOPIAN

1 COUNT 3: On or about December 18, 2023, in violation of Section  
2 16028(a) of the Vehicle Code (FAIL TO MAINTAIN INSURANCE OR  
3 PROOF OF FINANCIAL RESPONSIBILITY), an INFRACTION, SARKIS SOOREN  
4 HAGOPIAN did unlawfully drive a motor vehicle upon a highway,  
5 which was required to be registered in this state and fail to  
6 provide evidence of financial responsibility for said vehicle  
7 when requested to do so by a peace officer or traffic collision  
8 investigator pursuant to subdivision (b) when a notice to appear  
9 is issued for an alleged violation of this code.

10 COUNT 4: On or about December 18, 2023, in violation of Section  
11 2815 of the Vehicle Code (DISOBEDIENCE TO SCHOOL CROSSING  
12 GUARD), an INFRACTION, SARKIS SOOREN HAGOPIAN did unlawfully  
13 disregard a traffic signal and direction given by a duly  
14 authorized non-student school crossing guard when said guard was  
15 wearing the official insignia of a school crossing guard, and  
16 when in the course of his duties he/she was protecting a person  
17 crossing a street and highway in the vicinity of a school, and  
18 while returning thereafter to a place of safety.

19 COMPLAINT SUPERSEDES CITATION NUMBER(s) FVE00065060.

20 I declare under penalty of perjury, on information and belief,  
21 that the foregoing is true and correct.

22 Dated 06-14-2024 at Orange County, California.  
23 NZ/AR 24W04788

24 TODD SPITZER, DISTRICT ATTORNEY

25 by: /s/ NORMAN ZELEDON  
26 NORMAN ZELEDON, Deputy District Attorney

27 RESTITUTION CLAIMED

28 [ X ] None  
[ ] \$ \_\_\_\_\_  
[ ] To be determined

/

NOTICES:

The People request that defendant and counsel disclose, within 15 days, all of the materials and information described in Penal Code section 1054.3, and continue to provide any later-acquired materials and information subject to disclosure, and without further request or order.

Pursuant to Welfare & Institutions Code §827 and California Rule of Court 5.552, notice is hereby given that the People will seek a court order to disseminate the juvenile case file of the defendant/minor, if any exists, to all parties in this action, through their respective attorneys of record, in the prosecution of this case.

**SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
COUNTY OF ORANGE**

**MINUTES**

**Case :** 24WM07369 I A

**Name :** Hagopian, Sarkis Sooren

| Date of Action | Seq Nbr | Code    | Text                                                                                                                                                                                                                                                                                  |
|----------------|---------|---------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/23/26       | 7       | ECOROUT | Defendant has requested to discontinue automated Email reminders through web services - My Court Portal.                                                                                                                                                                              |
|                | 8       | EOPIN2  | Defendant has authorized the court to send automated SMS/Text reminders, authorization submitted through web services - My Court Portal.                                                                                                                                              |
| 02/24/26       | 1       | FIDEM   | Demurrer to File Late Demurrer To Complaint And Motion To Dismiss filed.                                                                                                                                                                                                              |
|                | 2       | FIMTN2  | Defense Motion To Dismiss And Demurrer To Criminal Complaint Based On Failure To State A Public Offense Pursuant To Penal Code Sec. 1004; Declaration; And Attachments A & B filed.                                                                                                   |
|                | 3       | CLCST   | <b>Motion set on 03/02/2026 at 08:30 AM in Department W18.</b>                                                                                                                                                                                                                        |
| 02/26/26       | 1       | ECOROUT | Defendant has requested to discontinue automated SMS/Text reminders through web services - My Court Portal.                                                                                                                                                                           |
|                | 2       | EOPIN2  | Defendant has authorized the court to send automated Email reminders, authorization submitted through web services - My Court Portal.                                                                                                                                                 |
|                | 3       | FITXT   | The People's Opposition to Defendant's Motion to Dismiss Demurrer to Criminal Complaint filed.                                                                                                                                                                                        |
|                | 4       | FITXT   | People's Opposition to Defendant's Motion to Dismiss Demurrer to Criminal Complaint; Points and Authorities in Support of People's Opposition filed.                                                                                                                                  |
| 03/02/26       | 1       | HHELD   | <b>Hearing held on 03/02/2026 at 08:30:00 AM in Department W18 for Jury Trial .</b>                                                                                                                                                                                                   |
|                | 2       | HHELD   | <b>Hearing held on 03/02/2026 at 08:30:00 AM in Department W18 for Motion .</b>                                                                                                                                                                                                       |
|                | 3       | OFJUD   | Judicial Officer: Katherine Lewis, Judge                                                                                                                                                                                                                                              |
|                | 4       | OFJA    | Clerk: L. Sanchez                                                                                                                                                                                                                                                                     |
|                | 5       | OFBAL   | Bailiff: R. Zamora                                                                                                                                                                                                                                                                    |
|                | 6       | OFREP   | Court Reporter: None                                                                                                                                                                                                                                                                  |
|                | 7       | TRPRT   | Proceedings recorded electronically. The recording equipment is functioning normally, and all of the proceedings in open court between designated times of day will be recorded, except for such matters as were expressly directed to be "off the record" or as otherwise specified. |

SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
COUNTY OF ORANGE

**MINUTES**

Case : 24WM07369 I A

Name : Hagopian, Sarkis Sooren

| Date of Action | Seq Nbr | Code   | Text                                                                                                                                                                  |
|----------------|---------|--------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/02/26       | 8       | APDDA  | People represented by David Michael Goodman, Deputy District Attorney, present.                                                                                       |
|                | 9       | APDWRA | Defendant present in Court with counsel Eric D Davis, Retained Attorney.                                                                                              |
|                | 10      | TRTXT  | As to Demurrer Motion:                                                                                                                                                |
|                | 11      | CORAC  | Court read and considered submitted documents.                                                                                                                        |
|                | 12      | TRDRS  | Defense submits .                                                                                                                                                     |
|                | 13      | TRPRS  | People submit(s)                                                                                                                                                      |
|                | 14      | TRTXT  | Court overrules the Demurrer, as stated on the record.                                                                                                                |
|                | 15      | TRTXT  | As to Motion to Dismiss:                                                                                                                                              |
|                | 16      | CORAC  | Court read and considered submitted document.                                                                                                                         |
|                | 17      | TRDRS  | Defense submits .                                                                                                                                                     |
|                | 18      | TRPRS  | People submit(s)                                                                                                                                                      |
|                | 19      | MOTION | Motion denied.                                                                                                                                                        |
|                | 20      | TRTXT  | As to the Jury Trial:                                                                                                                                                 |
|                | 21      | TRPDR  | Case called. People answer not ready. Defense answers ready.                                                                                                          |
|                | 22      | DFSTC  | Defense being advised of their right to have this matter heard by a Commissioner of the court have not stipulated that the matter be heard by Commissioner Lydia Kim. |
|                | 23      | CLSET  | <b>Jury Trial trailed to 03/03/2026 at 08:30 AM in Department W18. Day 1 of 10. Day 10 = 03-12-26</b>                                                                 |
|                | 24      | DFOTR  | Defendant ordered to appear.                                                                                                                                          |
|                | 25      | TRTXT  | Fountain Police Officer, M. Spencer placed on 1 hour call                                                                                                             |
|                | 27      | DSORC  | Court orders defendant is to remain released on own recognizance on condition(s): Do not drive without a valid Driver's License.                                      |
| 03/03/26       | 1       | HHELD  | Hearing held on 03/03/2026 at 08:30:00 AM in Department W18 for Jury Trial.                                                                                           |
|                | 2       | OFJUD  | Judicial Officer: Katherine Lewis, Judge                                                                                                                              |
|                | 3       | OFJA   | Clerk: L. Sanchez                                                                                                                                                     |
|                | 4       | OFBAL  | Bailiff: R. Zamora                                                                                                                                                    |
|                | 5       | OFREP  | Court Reporter: None                                                                                                                                                  |

SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
COUNTY OF ORANGE

**MINUTES**

Case : 24WM07369 I A

Name : Hagopian, Sarkis Sooren

| Date of Action | Seq Nbr | Code   | Text                                                                                                                                                                                                                                                                                  |
|----------------|---------|--------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/03/26       | 6       | TRPRT  | Proceedings recorded electronically. The recording equipment is functioning normally, and all of the proceedings in open court between designated times of day will be recorded, except for such matters as were expressly directed to be "off the record" or as otherwise specified. |
|                | 7       | APDDA  | People represented by David Michael Goodman, Deputy District Attorney, present.                                                                                                                                                                                                       |
|                | 8       | APDWRA | Defendant present in Court with counsel Eric D Davis, Retained Attorney.                                                                                                                                                                                                              |
|                | 9       | TRPDR  | Case called. People answer not ready. Defense answers ready.                                                                                                                                                                                                                          |
|                | 10      | CLTME  | Time estimate: 4 days.                                                                                                                                                                                                                                                                |
|                | 11      | DFSTC  | Defense being advised of their right to have this matter heard by a Commissioner of the court have not stipulated that the matter be heard by Commissioner Lydia Kim.                                                                                                                 |
|                | 12      | CLSET  | <b>Jury Trial trailed to 03/09/2026 at 08:30 AM in Department W18. Day 7 of 10. Day 10 = 03-12-26</b>                                                                                                                                                                                 |
|                | 13      | CLTXT  | <b>This case will proceed first.</b>                                                                                                                                                                                                                                                  |
|                | 14      | DFOTR  | Defendant ordered to appear.                                                                                                                                                                                                                                                          |
|                | 15      | DSORC  | Court orders defendant is to remain released on own recognizance on condition(s): Do not drive without a valid Driver's License.                                                                                                                                                      |
| 03/09/26       | 1       | HHELD  | <b>Hearing held on 03/09/2026 at 08:30:00 AM in Department W18 for Jury Trial.</b>                                                                                                                                                                                                    |
|                | 2       | OFJUD  | Judicial Officer: Katherine Lewis, Judge                                                                                                                                                                                                                                              |
|                | 3       | OFJA   | Clerk: L. Sanchez                                                                                                                                                                                                                                                                     |
|                | 4       | OFBAL  | Bailiff: R. Zamora                                                                                                                                                                                                                                                                    |
|                | 5       | OFREP  | Court Reporter: None                                                                                                                                                                                                                                                                  |
|                | 6       | TRPRT  | Proceedings recorded electronically. The recording equipment is functioning normally, and all of the proceedings in open court between designated times of day will be recorded, except for such matters as were expressly directed to be "off the record" or as otherwise specified. |
|                | 7       | APDDA  | People represented by David Michael Goodman, Deputy District Attorney, present.                                                                                                                                                                                                       |
|                | 8       | APDWRA | Defendant present in Court with counsel Eric D Davis, Retained Attorney.                                                                                                                                                                                                              |

Name: Hagopian, Sarkis Sooren

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MINUTES / ALL CATEGORIES

Case: 24WM07369 I A

4/22/26 12:47 pm

## CONSTITUTIONAL AND JURISDICTIONAL TEXT

### **U.S. Constitution, Amendment XIV, § 1**

All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

### **28 U.S.C. § 1257(a)**

(a) Final judgments or decrees rendered by the highest court of a State in which a decision could be had, may be reviewed by the Supreme Court by writ of certiorari where the validity of a treaty or statute of the United States is drawn in question or where the validity of a statute of any State is drawn in question on the ground of its being repugnant to the Constitution, treaties, or laws of the United States, or where any title, right, privilege, or immunity is specially set up or claimed under the Constitution or the treaties or statutes of, or any commission held or authority exercised under, the United States.

### **28 U.S.C. § 1257(b)**

For the purposes of this section, the term "highest court of a State" includes the District of Columbia Court of Appeals.

## CALIFORNIA PENAL CODE § 1466

An appeal may be taken from a judgment or order, in an infraction or misdemeanor case, to the appellate division of the superior court of the county in which the court from which the appeal is taken is located, in the following cases:

(a) By the people:

- (1) From an order recusing the district attorney or city attorney pursuant to Section 1424.
- (2) From an order or judgment dismissing or otherwise terminating all or any portion of the action, including such an order or judgment, entered after a verdict or finding of guilty or a verdict or judgment entered before the defendant has been placed in jeopardy or where the defendant has waived jeopardy.
- (3) From sustaining a demurrer to any portion of the complaint or pleading.
- (4) From an order granting a new trial.
- (5) From an order arresting judgment.
- (6) From any order made after judgment affecting the substantial rights of the people.
- (7) From the imposition of an unlawful sentence, whether or not the court suspends the execution of sentence. As used in this paragraph, "unlawful sentence" means the imposition of a sentence not authorized by law or the imposition of a sentence based upon an unlawful order of the court that strikes or otherwise modifies the effect of an enhancement or prior conviction.

A defendant shall have the right to counsel in the people's appeal of an unlawful sentence under the same circumstances that he or she would have a right to counsel under subdivision (a) of Section 1238.

**CALIFORNIA PENAL CODE § 1466 (continued)**

(8) Nothing in this section shall be construed to authorize an appeal from an order granting probation. Instead, the people may seek appellate review of any grant of probation, whether or not the court imposes sentence, by means of a petition for a writ of mandate or prohibition that is filed within 60 days after probation is granted. The review of any grant of probation shall include review of any order underlying the grant of probation.

(b) By the defendant:

(1) From a final judgment of conviction. A sentence, an order granting probation, a conviction in a case in which before final judgment the defendant is committed for insanity or is given an indeterminate commitment as a mentally disordered sex offender, or the conviction of a defendant committed for controlled substance addiction shall be deemed to be a final judgment within the meaning of this section.

Upon appeal from a final judgment or an order granting probation the court may review any order denying a motion for a new trial.

(2) From any order made after judgment affecting his or her substantial rights.

## **CALIFORNIA PENAL CODE § 1385(a)**

(a) The judge or magistrate may, either on motion of the court or upon the application of the prosecuting attorney, and in furtherance of justice, order an action to be dismissed. The reasons for the dismissal shall be stated orally on the record. The court shall also set forth the reasons in an order entered upon the minutes if requested by either party or in any case in which the proceedings are not being recorded electronically or reported by a court reporter.

A dismissal shall not be made for any cause that would be ground of demurrer to the accusatory pleading.

### **Scope of extract**

Subsections (b)–(c), concerning enhancements, are not reproduced.

## CALIFORNIA PENAL CODE § 1387

(a) An order terminating an action pursuant to this chapter, or Section 859b, 861, 871, or 995, is a bar to any other prosecution for the same offense if it is a felony or if it is a misdemeanor charged together with a felony and the action has been previously terminated pursuant to this chapter, or Section 859b, 861, 871, or 995, or if it is a misdemeanor not charged together with a felony, except in those felony cases, or those cases where a misdemeanor is charged with a felony, where subsequent to the dismissal of the felony or misdemeanor the judge or magistrate finds any of the following:

(1) That substantial new evidence has been discovered by the prosecution that would not have been known through the exercise of due diligence at, or prior to, the time of termination of the action.

(2) That the termination of the action was the result of the direct intimidation of a material witness, as shown by a preponderance of the evidence.

(3) That the termination of the action was the result of the failure to appear by the complaining witness, who had been personally subpoenaed in a prosecution arising under subdivision (e) of Section 243, or Section 273.5, 273.6, or 261, where the complaining witness is the spouse of the defendant, or former Section 262. This paragraph shall apply only within six months of the original dismissal of the action, and may be invoked only once in each action.

This section does not preclude a defendant from being eligible for diversion.

(4) That the termination of the action was the result of the complaining witness being found in contempt of court as described in subdivision (b) of Section 1219 of the Code of Civil Procedure. This paragraph shall apply only within six months of the original dismissal of the action, and may be invoked only once in each action.

**CALIFORNIA PENAL CODE § 1387 (continued)**

(b) Notwithstanding subdivision (a), an order terminating an action pursuant to this chapter is not a bar to another prosecution for the same offense if it is a misdemeanor charging an offense based on an act of domestic violence, as defined in subdivisions (a) and (b) of Section 13700, and the termination of the action was the result of the failure to appear by the complaining witness, who had been personally subpoenaed.

This subdivision shall apply only within six months of the original dismissal of the action, and may be invoked only once in each action. This subdivision does not preclude a defendant from being eligible for diversion.

(c) An order terminating an action is not a bar to prosecution if a complaint is dismissed before the commencement of a preliminary hearing in favor of an indictment filed pursuant to Section 944 and the indictment is based upon the same subject matter as charged in the dismissed complaint, information, or indictment.

However, if the previous termination was pursuant to Section 859b, 861, 871, or 995, the subsequent order terminating an action is not a bar to prosecution if:

(1) Good cause is shown why the preliminary examination was not held within 60 days from the date of arraignment or plea.

(2) The motion pursuant to Section 995 was granted because of any of the following reasons:

(A) Present insanity of the defendant.

(B) A lack of counsel after the defendant elected to self-represent rather than being represented by appointed counsel.

(C) Ineffective assistance of counsel.

(D) Conflict of interest of defense counsel.

(E) Violation of time deadlines based upon unavailability of defense counsel.

(F) Defendant's motion to withdraw a waiver of the preliminary examination.

(3) The motion pursuant to Section 995 was granted after dismissal by the magistrate of the action pursuant to Section 871 and was recharged pursuant to Section 739.

## **OTHER RELEVANT PROVISIONS**

### **California Penal Code § 803(a)–(b)**

- (a) Except as provided in this section, a limitation of time prescribed in this chapter is not tolled or extended for any reason.
- (b) The time during which prosecution of the same person for the same conduct is pending in a court of this state is not a part of a limitation of time prescribed in this chapter.

### **Scope of extract**

The remaining subsections of § 803 are not reproduced.

### **California Rules of Court, rule 8.500(a)(1)**

A party may file a petition in the Supreme Court for review of any decision of the Court of Appeal, including any interlocutory order, except the denial of a transfer of a case within the appellate jurisdiction of the superior court.

### **Source identification**

The statutory and rule text is reproduced from the current official California sources and 28 U.S.C. § 1257; the constitutional text is Amendment XIV, § 1. These are legal provisions, not additional factual evidence or orders in petitioner's cases.

# EXHIBIT A

SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
COUNTY OF ORANGE

MINUTES

EXHIBIT A

Case : 24WM07369 I A

Name : Hagopian, Sarkis Sooren

| Date of<br>Action | Seq<br>Nbr | Code  | Text                                         |
|-------------------|------------|-------|----------------------------------------------|
| 04/03/26          | 1          | TXRNF | Substitution of Counsel received, not filed. |

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF ORANGE

MINUTE ORDER

Case Number 24WM07369 I A

People vs. Hagopian, Sarkis Sooren

Report Request Criteria

1. Docket Date Range : >= 04/01/2026 00:00:00 and <= 04/01/2026 23:59:59
2. Sequence Number Range : No sequence number range specified
3. Docket Category : Minute Order

| <u>Docket Dt</u> | <u>Seq</u> | <u>Text</u>                                                                                                                  |
|------------------|------------|------------------------------------------------------------------------------------------------------------------------------|
| 4/1/2026         | 2          | Substitution of Counsel forwarded to West Justice Center from Central Justice Center.                                        |
| 4/2/2026         | 2          | <b>NOTICE OF APPEAL RECEIVED AND FILED.</b>                                                                                  |
|                  | 3          | Request for Court Appointed Lawyer in Misdemeanor Appeal filed.                                                              |
|                  | 4          | Respondent, Appellant, Honorable Lewis, W18 and the appellate division clerk notified of the filing of the Notice of Appeal. |
|                  | 5          | Original Copy of Request for Court-Appointed Lawyer in Misdemeanor Appeal forwarded to Appellate Division.                   |
| 4/3/2026         | 2          | Substitution of Counsel filed.                                                                                               |

SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
COUNTY OF ORANGE

**MINUTES**

**Case :** 23WM09207 M A

**Name :** Hagopian, Sarkis Sooren

---

| Date of<br>Action | Seq<br>Nbr | Code  | Text                                         |
|-------------------|------------|-------|----------------------------------------------|
| 04/03/26          | 1          | TXRNF | Substitution of Counsel received, not filed. |

---

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF ORANGE

MINUTE ORDER

Case Number 23WM09207 M A

People vs. Hagopian, Sarkis Sooren

Report Request Criteria

1. Docket Date Range : >= 04/01/2026 00:00:00 and <= 04/01/2026 23:59:59
2. Sequence Number Range : No sequence number range specified
3. Docket Category : Minute Order

| <u>Docket Dt</u> | <u>Seq</u> | <u>Text</u>                                                                                                                  |
|------------------|------------|------------------------------------------------------------------------------------------------------------------------------|
| 4/1/2026         | 2          | Substitution of Counsel forwarded to West Justice Center from Central Justice Center.                                        |
| 4/2/2026         | 2          | <b>NOTICE OF APPEAL RECEIVED AND FILED.</b>                                                                                  |
|                  | 3          | Request for Court Appointed Lawyer in Misdemeanor Appeal filed.                                                              |
|                  | 4          | Respondent, Appellant, Honorable Lewis, W18 and the appellate division clerk notified of the filing of the Notice of Appeal. |
|                  | 5          | Original Copy of Request for Court-Appointed Lawyer in Misdemeanor Appeal forwarded to Appellate Division.                   |
| 4/3/2026         | 2          | Substitution of Counsel filed.                                                                                               |

**MAY 11 2026**

DAVID H. YAMASAKI, Clerk of the Court

BY: Y. MENDOZA DEPUTY

1 SARKIS SOOREN HAGOPIAN  
2 16797 Woodridge Circle  
3 Fountain Valley, CA 92708

4 Telephone: (714) 580-5483

5  
6 Defendant and Appellant, *In Propria Persona*  
7

8  
9  
10 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE**  
11 **APPELLATE DIVISION — CENTRAL JUSTICE CENTER**  
12

13 **PEOPLE OF THE STATE OF CALIFORNIA,**

14 Plaintiff and Respondent,  
15

16 vs.

17 **SARKIS SOOREN HAGOPIAN,**

18 Defendant and Appellant.  
19

**Appellate Case No.:**  
30-2026-01564039-CL-MC-CJC  
(Trial Court Case No.: 24WM07369)

**Appellate Case No.:**  
30-2026-01563959-CL-MC-CJC  
(Trial Court Case No.: 23WM09207)

**APPELLANT'S CONSOLIDATED  
REQUEST FOR JUDICIAL NOTICE**

(Evid. Code §§ 452, subd. (c), 459;  
Cal. Rules of Court, rules 8.252, 8.851)

Dept. C01  
Hon. Kimberly A. Knill, Presiding Judge

1 **TO THE HONORABLE COURT:**

2  
3 **MEMORANDUM OF POINTS AND AUTHORITIES**

4  
5 Appellant Sarkis Sooren Hagopian respectfully requests that this Court take judicial  
6 notice, pursuant to Evidence Code section 452, subdivision (c), and Evidence Code section 459,  
7 of the official publication identified below. Official acts of the judicial department of the State  
8 of California are subject to judicial notice as a matter of law, and the accuracy of the document  
9 is not subject to reasonable dispute.  
10

11  
12 **I. DOCUMENT SUBJECT TO JUDICIAL NOTICE**

13  
14  
15 Judicial Council of California, Information on Appeal Procedures for Misdemeanors  
16 (Form CR-131-INFO, rev. Sept. 1, 2020), available at courts.ca.gov. This is an official Judicial  
17 Council publication governing misdemeanor appeal procedures in California. It is published and  
18 maintained by the California Courts at courts.ca.gov and constitutes an official act of the  
19 judicial department of the State of California within the meaning of Evidence Code section 452,  
20 subdivision (c).  
21

22  
23 **II. RELEVANT PROVISION — EXHIBIT B**

24  
25 Section 5 of the CR-131-INFO, appearing at page 2 of 9, is titled "How do I get a  
26 lawyer to represent me on appeal?" and states in pertinent part: "The court is required to appoint  
27 a lawyer to represent you if you are indigent (you cannot afford to pay for a lawyer) and: ...  
28 You have not been convicted but you are likely to suffer significant harm if you lose the appeal."

1 A true and correct copy of page 2 of 9 of the CR-131-INFO, containing Section 5 in its entirety,  
2 is attached hereto as Exhibit B. The mandatory appointment obligation derives from California  
3 Rules of Court, rule 8.851, which governs appointment of counsel in misdemeanor appeals in the  
4 appellate division.  
5

### 6 7 **III. TRIAL COURT PROCEEDINGS**

8  
9  
10 Forn CR-131-INFO was not presented to the trial court, and judicial notice of it was  
11 not taken in the trial court proceedings below. The document's relevance arose at the appellate  
12 level upon the Court's April 24, 2026 Order to Show Cause regarding appellate jurisdiction —  
13 a question that did not exist during the trial court phase. Because CR-131-INFO speaks to  
14 misdemeanor appeal procedures and appellant standing, its relevance is specific to these  
15 appellate proceedings and could not have been anticipated or presented below.  
16

### 17 18 **IV. POST-JUDGMENT RELEVANCE**

19  
20  
21 The matter subject to judicial notice relates to proceedings occurring after the March 9,  
22 2026 judgment of dismissal that is the subject of this appeal. Specifically, CR-131-INFO is  
23 relevant to the jurisdictional and standing questions raised by the Court's April 24, 2026 Order  
24 to Show Cause — a post-judgment proceeding. It is offered not to supplement the trial court  
25 record but to inform this Court's resolution of the appellate jurisdictional question.  
26  
27  
28

1 **V. RELEVANCE**

2  
3  
4 **A. The Triangle of Authorities Supporting Appellant's Standing**

5  
6 CR-131-INFO Section 5 is the administrative expression of a jurisdictional right  
7 confirmed at three distinct levels — administrative, procedural, and judicial — that together  
8 form a coherent, self-reinforcing framework: Administratively, the Judicial Council's own CR-  
9 131-INFO and CR-133 procedures recognize Appellant's standing as a non-convicted appellant  
10 facing significant harm. CR-133 — already on the trial court record — is the procedural  
11 invocation of that standing. CR-131-INFO Section 5 is the official Judicial Council guidance that  
12 defines who qualifies. Procedurally, Penal Code section 1466's operative opening clause and  
13 California Rules of Court, rule 8.852 together provide the statutory authorization for this appeal.  
14 Respondent's reading — limiting appeals to final judgments of conviction — omits that operative  
15 clause and contradicts the Judicial Council's own implementing forms. Judicially, the California  
16 Supreme Court confirms that a dismissal is a final, appealable order (*People v. Laiwa* (1983) 34  
17 Cal.3d 711, 724; *People v. Orin* (1975) 13 Cal.3d 937, 940), and that an undesignated section  
18 1385 dismissal without stated reasons is subject to timely challenge. (*People v. Orin*, *supra*, 13  
19 Cal.3d at pp. 944, 949.) The Court of Appeal confirms that a dismissal of an entire criminal  
20 action is a final judgment divesting the trial court of jurisdiction. (*People v. Hampton* (2019) 41  
21 Cal. App.5th 840; *Vallejo v. Superior Court* (2021) 73 Cal. App.5th 132.) Respondent's  
22 jurisdictional challenge therefore runs against the Judicial Council's own procedures and multiple  
23 California Supreme Court and Court of Appeal authorities simultaneously.  
24  
25  
26  
27  
28

1 **B. The Judicial Council's Deliberate Drafting Choice**

2  
3 CR-131-INFO and CR-132's "other action" election and "has not been convicted"  
4 language are not accidents of drafting — they are intentionally broad categories designed to  
5 capture exactly the situation Appellant faces. "Other action" on CR-132 — by providing this  
6 election alongside "judgment of conviction," the Judicial Council explicitly acknowledged that  
7 misdemeanor appeals arise from outcomes other than convictions. A dismissal is precisely that  
8 "other action." If the Judicial Council intended to limit misdemeanor appeals to convictions only,  
9 the "other action" election would not exist. "Has not been convicted but is likely to suffer  
10 significant harm" on CR-131-INFO Section 5 — this language is written in the present tense and  
11 prospectively. It contemplates appellants who were never convicted — not acquitted defendants,  
12 but defendants whose cases ended without a merits determination. The "significant harm"  
13 standard is intentionally open-ended to capture ongoing legal jeopardy of exactly the kind  
14 Appellant faces. The deliberate breadth — these forms govern the entire statewide misdemeanor  
15 appellate practice. The Judicial Council could have restricted the language to convictions. It  
16 chose not to. That choice reflects a deliberate policy judgment that misdemeanor appellants  
17 should have access to the appellate system in a range of circumstances broader than conviction  
18 alone.  
19  
20  
21

22  
23 The mandatory appointment obligation under rule 8.851 reinforces this conclusion: a  
24 court cannot be required to appoint counsel for a proceeding that does not exist. By mandating  
25 counsel appointment for non-convicted appellants, the Judicial Council necessarily recognized  
26 that the right to appeal exists in that category. Respondent's position — that such an appeal is  
27 jurisdictionally barred — would eliminate the very proceeding rule 8.851 contemplates.  
28

1 The absence of any such exclusion from the Judicial Council's own forms is itself  
2 dispositive: no rule, no form, and no checkbox provides any mechanism by which a clerk — or  
3 any authority — may determine non-appealability in this scenario. The "other action" election  
4 on CR-132 and the "has not been convicted" category on CR-131-INFO Section 5 are the only  
5 relevant checkboxes — and both point toward appellate standing, not away from it. No appellate  
6 filing form provides for their exclusion. Neither the clerk nor Respondent has legally justified  
7 case non-appealability. The reasoning they never supplied is reasoning that never existed.  
8  
9

10 **C. Harm (1): Felony Refiling Exposure — Present, Ongoing, and Unresolved**  
11

12 The three-year felony limitations period under Penal Code section 801 for both Penal  
13 Code sections 245(a)(1) (assault with a deadly weapon) and 273a(a) (felony child endangerment)  
14 runs from December 18, 2023 — meaning felony prosecution on those charges remains legally  
15 available through approximately December 2026. This is not speculative future harm; it is  
16 present, ongoing exposure resting on egregious unproven allegations in a static, uncorrected  
17 police report that remains part of the public record. The absence of a prejudice designation leaves  
18 open not only the standard three-year window under section 801, but also the possibility that the  
19 prosecution could assert newly discovered evidence or tolling grounds under Penal Code section  
20 803 to extend that window — claims that an undesignated dismissal provides no mechanism to  
21 contest. A prejudice designation would foreclose those arguments entirely. The ongoing  
22 uncertainty is itself a concrete harm: it is the absence of finality that CR-131 recognizes a non-  
23 convicted appellant as facing, and that only a merits adjudication can resolve.  
24  
25  
26  
27  
28

1 In Case No. 23WM09207, the additional wobbler count (Count 13, Pen. Code, §  
2 594(b)(1)) presents an unresolved \$400 damage threshold that was never adversarially tested,  
3 leaving felony vandalism refiling exposure under section 801 independently available on that  
4 count as well.  
5

6  
7 **D. Harm (2): Strategic Dismissal — Prosecutorial Misconduct and the Preservation of**  
8 **Illegitimate Refiling Rights**  
9

10 The prosecution dismissed on March 9, 2026 after acknowledging, on March 3, 2026 —  
11 in an admission captured on the electronic audio record but absent from the Minute Order —  
12 discovery deficiencies in the related Reckless Driving matter (Case No. 24WM07369). Rather  
13 than accepting a with-prejudice designation that the SOL expiration and its own inability to  
14 proceed would have warranted, the prosecution took a dismissal without prejudice. A dismissal  
15 without prejudice is designed to preserve legitimate refiling rights. Here, however, the only  
16 refiling right preserved is felony prosecution on charges never previously filed and never  
17 adversarially tested — charges resting entirely on the egregious allegations of an uncorrected,  
18 static police report. The prosecution moved on grounds of its own inability to proceed, not on  
19 any legitimate basis for preserving refiling rights. A section 1385 dismissal typically operates as  
20 a with-prejudice termination. The trial court's failure to invoke section 1385, state reasons, or  
21 designate the dismissal with prejudice was rendered illegitimate by deliberate material  
22 fabrications in the charging document and discovery deficiencies implicating the prosecution's  
23 affirmative disclosure duty under *Brady v. Maryland* (1963) 373 U.S. 83, 87, and constituting the  
24 deceptive and reprehensible methods recognized as prosecutorial misconduct under *People v.*  
25 *Morales* (2001) 25 Cal.4th 34, 44. (See also *People v. Angeles* (1985) 172 Cal.App.3d 1203,  
26  
27  
28

1 1211 [record must provide identifiable basis for § 1385 dismissal to enable appellate review];  
2 People v. Municipal Court (Gelardi) (1978) 84 Cal.App.3d 692, 698 [dismissals predicated on  
3 improper grounds are not "in furtherance of justice"].) The BWC footage produced in discovery  
4 reflects only subtle concessions inconsistent with the charging document's allegations; the  
5 exculpatory admissions Appellant witnessed at the scene and at FVPD the following day are  
6 absent from the produced footage — a question of material suppression implicating Brady v.  
7 Maryland, supra, 373 U.S. at p. 87, resolvable only through a merits adjudication.  
8  
9

10 **E. Harm (3): Caregiver Jeopardy — Harm Already Materialized**  
11

12  
13 Appellant is the sole caregiver for a highly dependent elderly mother. At the time of the  
14 Vandalism arrest in 2023 — a matter arising from the same Officer-involved nexus — Appellant  
15 was suddenly separated from his elderly mother before a chaotic seven-month Officer-caused  
16 delay in case filing. The scramble to preserve evidence before it was lost, combined with the  
17 prior sudden arrest, caused Appellant's mother to suffer serious cardiovascular and blood sugar  
18 complications. That harm has already materialized — it is not merely threatened.  
19

20  
21 A surprise felony arrest — on charges never previously filed, resting on egregious  
22 unproven allegations in a publicly available, uncorrected police report — would recreate  
23 precisely that scenario, with the same devastating consequences for a vulnerable dependent  
24 who has no other caregiver. This is the harm CR-131 recognizes: ongoing jeopardy that a non-  
25 convicted appellant is likely to suffer if the appeal is denied.  
26  
27  
28

1 **F. The Kellett Cross-Matter Nexus**

2  
3 The citing officer in the related Reckless Driving matter (Case No. 24WM07369) was  
4 also involved in aspects of the Vandalism case (Case No. 23WM09207) — and cited Appellant  
5 for the traffic violation on the very morning Appellant was en route to arraignment in the  
6 Vandalism matter. That transactional nexus directly implicates the mandatory joinder bar of  
7 Kellett v. Superior Court (1966) 63 Cal.2d 822: a successful appeal producing a final judgment  
8 would trigger double jeopardy protection under Burks v. United States (1978) 437 U.S. 1 and  
9 bar prosecution of related uncharged offenses arising from the same transaction. Both dismissals  
10 therefore require prejudice designations to afford complete finality.  
11  
12  
13

14 **G. Appellant Fits the Description Precisely**

15  
16 Section 5 of C R-131-INFO recognizes as an appellant entitled to counsel — and by  
17 necessary implication, to appellate standing — one who "has not been convicted but is likely to  
18 suffer significant harm if you lose the appeal." Appellant has not been convicted. Appellant  
19 faces present, ongoing felony refiling exposure on charges that have never been filed or  
20 adversarially tested. Appellant has suffered caregiver jeopardy that has already materialized.  
21 Appellant faces the permanent unresolved consequences of an uncorrected, fabricated charging  
22 document. Appellant declined multiple plea offers to preserve the right to a merits adjudication.  
23  
24  
25

26 A successful appeal producing a final judgment would also trigger the Kellett v. Superior  
27 Court (1966) Cal.2d 822 mandatory joinder bar for related uncharged offenses, leaving those  
28 matters otherwise unresolved and subject to future prosecution — the definitive resolution C R-

1 131 recognizes a non-convicted appellant as having standing to seek. Appellant fits that  
2 description precisely. This Court's discharge of the OSC and permission for this appeal to  
3 proceed on the merits is the only path to that resolution.  
4

5  
6 **H. The California Courts' Own Appeals FAQ Confirms Demurrer Dismissals Are**  
7 **Appealable**  
8

9 The California Courts' own Appeals Frequently Asked Questions — an official  
10 publication of the California Courts at [selfhelp.courts.ca.gov](http://selfhelp.courts.ca.gov) — expressly confirms that demurrer  
11 dismissals are appealable: "You can appeal cases that were dismissed without a trial. Demurrer:  
12 You can appeal a demurrer dismissal. The Court of Appeal will check the complaint and assume  
13 the facts are true to decide if the complaint states a legal claim." This is the California Courts'  
14 own institutional answer to the OSC's jurisdictional question, stated in plain language for the  
15 very litigants who find themselves in Appellant's position.  
16  
17

18  
19 The FAQ further confirms the standard of review: "De novo standard: The Court of  
20 Appeal does not rely on the trial court's decision. Instead, it looks at the issue as if the trial court  
21 never ruled on it. This is usually used for legal questions and is the most favorable for the  
22 appellant." Whether the complaint states a public offense is precisely such a legal question,  
23 reviewed de novo under Penal Code section 1259 — the most favorable standard for Appellant,  
24 and one the California Courts' own guidance confirms applies here.  
25  
26

27 Finally, the FAQ confirms the appellate court's remedial authority: "If your appeal is  
28 successful, the Court of Appeal may: Change part or all of the trial court's decision, Enter a

1 judgment in your favor, or Send the case back to the trial court for further action." A remand  
2 directing proceedings on the merits — the relief Appellant seeks — falls squarely within this  
3 officially recognized authority. (Pen. Code, § 1260; California Courts Appeals FAQ,  
4 selfhelp.courts.ca.gov/appeals/faqs.)  
5

6  
7 Appellant respectfully requests that this Court take judicial notice of CR-131-INFO  
8 Section 5 for purposes of both pending Orders to Show Cause hearings.  
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**DECLARATION OF SARKIS SOOREN HAGOPIAN**

I, Sarkis Sooren Hagopian, declare as follows:

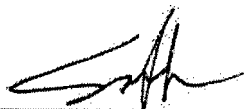
1. I am the Defendant and Appellant in the above-captioned matter. I have personal knowledge of the facts stated herein and, if called as a witness, could and would testify competently thereto.

2. Attached hereto as Exhibit B is a true and correct copy of Section 5 of Judicial Council of California Form CR-131-INFO (rev. Sept. 1, 2020), titled "Information on Appeal Procedures for Misdemeanors," which I downloaded from the official California Courts website at courts.ca.gov. Section 5 appears at page 2 of 9 of the form.

3. The attached exhibit is a true and correct reproduction of the official document as it appears on courts.ca.gov and has not been altered in any way.

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

Executed on May 11, 2026, at Fountain Valley, California.



**SARKIS SOOREN HAGOPIAN**  
Defendant and Appellant, In Propria Persona

# EXHIBIT B

PROPOSED ORDER

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE  
APPELLATE DIVISION — CENTRAL JUSTICE CENTER

PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff and Respondent,

vs.

SARKIS SOOREN HAGOPIAN,

Defendant and Appellant.

Appellate Case No.:

30-2026-01564039-CL-MC-CJC

(Trial Court Case No.: 24WM07369)

Appellate Case No.:

30-2026-01563959-CL-MC-CJC

(Trial Court Case No.: 23WM09207)

[PROPOSED] ORDER GRANTING  
APPELLANT'S CONSOLIDATED  
REQUEST FOR JUDICIAL NOTICE

Dept. C01

Hon. Kimberly A. Knill, Presiding Judge

The Court, having considered Appellant's Request for Judicial Notice and the attached declaration and exhibit, and good cause appearing:

IT IS HEREBY ORDERED that the Court takes judicial notice, pursuant to Evidence Code sections 452, subdivision (c), and 459, of the following document:

Judicial Council of California, Information on Appeal Procedures for Misdemeanors (Form CR-131-INFO, rev. Sept. 1, 2020), specifically Section 5 thereof, appearing at page 2 of 9, attached as Exhibit B.

IT IS SO ORDERED.

Dated: \_\_\_\_\_

Hon. Kimberly A. Knill  
Presiding Judge, Appellate Division

[PROPOSED] ORDER GRANTING APPELLANT'S REQUEST FOR JUDICIAL NOTICE

**CR-131-INFO****Information on Appeal Procedures for Misdemeanors**

fax number, and email address (if available) on the cover of every document you file with the court and let the court know if this contact information changes so that the court can contact you if needed.

If the appellate division does not permit you to represent yourself, you must hire a lawyer at your own expense or ask the court to appoint a lawyer to represent you.

**6 How do I get a lawyer to represent me?**

The court is required to appoint a lawyer to represent you if you are indigent (you cannot afford to pay for a lawyer) and:

- You were convicted and your punishment includes going to jail or paying a fine of more than \$500 (including penalty and other assessments); or
- You are likely to suffer other negative consequences from the conviction (for example, immigration problems or inability to get or keep a license or permit); or
- You have not been convicted but you are likely to suffer significant harm if you lose the appeal.

See rule 8.851 of the California Rules of Court for more information about when the court is required to appoint a lawyer to represent you.

The court may, but is not required to, appoint a lawyer to represent you on appeal in other circumstances if you are indigent. You are automatically considered indigent if you were represented by the public defender or other court-appointed lawyer in the trial court. You will also be considered indigent if you can show that your income and assets are too low to pay for a lawyer.

If you think you are indigent, you can ask the court to appoint a lawyer to represent you for your appeal. You may use *Request for Court-Appointed Lawyer in Misdemeanor Appeal* (form CR-133) to ask the court to appoint a lawyer to represent you on appeal in a misdemeanor case. You can get form CR-133 at any courthouse or county law library or online at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms).

If you want a lawyer and you are not indigent or if the court turns down your request to appoint a lawyer, you

must hire a lawyer at your own expense. You can get information about finding a lawyer on the California Courts Online Self-Help Center at [www.courts.ca.gov/selfhelp.htm](http://www.courts.ca.gov/selfhelp.htm) at the "Getting Started" tab.

**7 Who can appeal?**

Only a party in the trial court case can appeal a decision in that case. You may not appeal on behalf of a friend, a spouse, a child, or another relative.

The party that is appealing is called the APPELLANT; in a misdemeanor case, this is usually the party convicted of committing the misdemeanor. The other party is called the RESPONDENT; in a misdemeanor case, this is usually the government agency that filed the criminal charges (on court papers, this party is called the People of the State of California). In some cases, the government agency is the appellant and the party against whom the charges were filed is the respondent.

**7 Can I appeal any decision that the trial court made?**

No. Generally, you may appeal only the final judgment—the decision at the end that decides the whole case. The final judgment includes the punishment that the court imposed. With the exception listed below, rulings made by the trial court before final judgment generally cannot be separately appealed, but can be reviewed only later as part of an appeal of the final judgment. In a misdemeanor case, the party convicted of committing a misdemeanor usually appeals that conviction or the sentence (punishment) ordered by the trial court. In a misdemeanor case, a party can also appeal:

- Before the trial court issues a final judgment in the case, from an order granting or denying a motion to suppress evidence (Penal Code section 1538.5(j))
- From an order made by the trial court after judgment that affects a substantial right of the appellant (Penal Code section 1466(2)(B))

You can get a copy of these laws at <http://leginfo.legislature.ca.gov/faces/codes.xhtml>.

**8 How do I start my appeal?**

1 SARKIS SOOREN HAGOPIAN  
2 16797 Woodridge Circle  
3 Fountain Valley, CA 92708  
4 Telephone: (714) 580-5483

5 IN PROPRIA PERSONA

6 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE**  
7 **APPELLATE DIVISION — CENTRAL JUSTICE CENTER**

8 PEOPLE OF THE STATE OF CALIFORNIA,

9 Plaintiff and Respondent,

10 vs.

11 SARKIS SOOREN HAGOPIAN,

12 Defendant and Appellant.

**Appellate Case No.:**

30-2026-01564039-CL-MC-CJC

**Trial Court Case No.:** 24WM07369

**APPELLANT'S PETITION FOR  
REHEARING**

**(Cal. Rules of Court, rule 8.889)**

Dept. C01

Hon. Kimberly A. Knill, Presiding Judge

Hon. Megan L. Wagner, Judge

Hon. Vibhav Mittal, Judge

13  
14  
15  
16 **I. INTRODUCTION**

17  
18 Appellant SARKIS SOOREN HAGOPIAN respectfully petitions for rehearing of this  
19 Court's May 15, 2026 order dismissing this appeal. The dismissal order rests on a single citation  
20 — People v. Loper (2015) 60 Cal.4th 1155 — that has no application to misdemeanor appeals  
21 under Penal Code section 1466. The order does not address the operative opening clause of  
22 section 1466, six directly applicable California Supreme Court and Court of Appeal decisions  
23 submitted by Appellant, the Judicial Council's own implementing forms, the Consolidated  
24 Request for Judicial Notice, or the non-waivable charging document defects that Penal Code  
25 section 1259 specifically preserves for independent appellate review. Rehearing is warranted  
26 because the order contains material errors of law that, if corrected, would change the outcome.  
27  
28

1 McGee (1934) 1 Cal.2d 611, 613-614 ["the power to proceed in the case is gone" when the  
2 limitations period has run].)

3  
4  
5 The only remaining options are: (a) a properly designated with-prejudice dismissal under  
6 Penal Code section 1260 correcting the trial court's undesignated order; or (b) a merits  
7 adjudication under section 1259 on the charging document's facial defects. Dismissing this  
8 appeal without reaching either ground does not make the defects disappear — it merely insulates  
9 them from the only judicial process capable of resolving them. This is precisely the scenario the  
10 appellate process was created to address.  
11

12  
13 **F. Non-Waivable Defects Also Implicate Constitutional Rights Under the Fourteenth**  
14 **Amendment**  
15

16  
17 These non-waivable defects also implicate Appellant's constitutional rights under the  
18 Fourteenth Amendment to the United States Constitution. Procedural due process requires a  
19 meaningful opportunity to be heard on charging document defects that carry the potential for  
20 felony-level refiling exposure. Once California creates a statutory right of appeal through Penal  
21 Code section 1466, the Due Process Clause requires that right be administered consistently and  
22 without arbitrary restriction — not foreclosed by citation to an inapplicable authority without  
23 engaging the operative statutory clause or the directly applicable case law. (U.S. Const., 14th  
24 Amend.; Cal. Const., art. I, § 7.) The appellate process exists, at minimum, to protect these  
25 constitutional guarantees. The U.S. Supreme Court has established that due process requires a  
26 hearing "at a meaningful time and in a meaningful manner." (Mathews v. Eldridge (1976) 424  
27 U.S. 319, 333.) Dismissing both appeals four days after the Consolidated RJN was filed —  
28

1 without any hearing, without ruling on the motion, and without acknowledging the Proposed  
2 Order — denied Appellant a meaningful hearing on the very evidence the court ordered  
3 produced.  
4

5  
6 **G. The California Courts' Own Appeals FAQ Directly Answers the Jurisdictional Question**  
7

8 The California Courts' official Appeals Frequently Asked Questions states: "You can  
9 appeal cases that were dismissed without a trial. Demurrer: You can appeal a demurrer dismissal.  
10 The Court of Appeal will check the complaint and assume the facts are true to decide if the  
11 complaint states a legal claim," applying the de novo standard — "the most favorable for the  
12 appellant." (Cal. Courts Self-Help Ctr., Appeals: Frequently Asked Questions  
13 <https://selfhelp.courts.ca.gov/appeals/faqs>.) This is the courts' own institutional answer to the  
14 precise question raised by the Order to Show Cause. It was not addressed.  
15  
16

17  
18 **H. The Appellate Division's Ruling Rests on an Internal Contradiction and a Factually**  
19 **Incorrect Premise**  
20

21 The Appellate Division's May 15, 2026 ruling is internally contradictory and rests on a  
22 factually incorrect premise. Respondent argued the March 9 dismissal lacked the finality  
23 required for appeal. The Appellate Division agreed — yet treated the same March 9 unsigned  
24 minute entry as sufficiently final to dismiss the appeal for lack of jurisdiction. A court cannot  
25 simultaneously hold that an order is insufficiently final to be appealed and sufficiently final to  
26 extinguish appellate rights. If the March 9 minute entry is not a final order within the meaning of  
27 Penal Code section 1466 — as Respondent contended and the Appellate Division implicitly  
28

1 uncertainty is itself a concrete harm: it is the absence of finality that a merits adjudication would  
2 permanently resolve. That exposure includes charges for assault with a deadly weapon (§  
3 245(a)(1)) and felony child endangerment (§ 273a(a)) — charges that have never been filed,  
4 never adversarially tested, and rest on a police report whose allegations constitute a legally  
5 incoherent, factually distorted impossibility that only a merits adjudication under section 1259  
6 can expose and correct. The Appellate Division's own CR-131-INFO Section 5 recognizes this  
7 category of appellant. Dismissal forecloses the only path to finality. Appellant declined the  
8 prosecution's plea offer specifically to preserve his right to a merits adjudication — the post-  
9 jeopardy dismissal that would have generated double jeopardy protection, and the appellate  
10 ruling under Penal Code section 1259 that would have exposed the charging document's facial  
11 defects. The prosecution's pre-jeopardy dismissal on inability to proceed, without a § 1385  
12 designation and without proceeding to trial, denied Appellant both outcomes while preserving  
13 the prosecution's felony refiling options under the three-year limitations period of Penal Code  
14 section 801. Dismissal of this appeal makes that asymmetry permanent. Appellant is not seeking  
15 to evade accountability for the underlying allegations — he is seeking a definitive adjudication  
16 that confronts them directly, at a proper felony trial if the prosecution has a legitimate case to  
17 bring, without the further harmful delay that the prosecution's own pre-jeopardy dismissal has  
18 already caused.

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24 **J. The Appellate Division Dismissed Without Examining the Evidence It Ordered**  
25 **Appellant to Produce**  
26

27 The Appellate Division issued an Order to Show Cause commanding Appellant to  
28 demonstrate why appellate jurisdiction exists. Appellant responded on May 11, 2026 with a

1 Consolidated Request for Judicial Notice of Judicial Council Form CR-131-INFO, Section 5 —  
2 official evidence directly addressing the cause the court ordered shown — accompanied by a  
3 Proposed Order, the procedural mechanism by which the court examines and rules on such a  
4 request. The Appellate Division dismissed on May 15, 2026 without ruling on the RJN or  
5 acknowledging the Proposed Order. The Register of Actions confirms the RJN is in the official  
6 record (Entry 14, filed May 11, 2026, 15 pages) and no ruling appears before the dismissal  
7 (Entry 20, May 15, 2026). A court that commands a party to show cause and then dismisses  
8 without examining the evidence produced in response has not adjudicated the OSC — it has  
9 bypassed it.  
10  
11

12  
13 This structural failure of the OSC proceeding is not subject to harmless error analysis  
14 under *People v. Braxton* (2004) 34 Cal.4th 798, which applies to new trial motions in the trial  
15 court context — not to an appellate court's failure to examine judicially noticed evidence  
16 submitted in direct response to its own order. Appellant had no opportunity to demand a ruling in  
17 the four-day window between filing and dismissal. (See *Mathews v. Eldridge* (1976) 424 U.S.  
18 319, 333 [due process requires a hearing "at a meaningful time and in a meaningful manner"].)  
19  
20

21 The Consolidated Request for Judicial Notice and Penal Code section 1466's operative  
22 opening clause are mutually illuminating — each clarifies the other. Had the Appellate Division  
23 examined CR-131-INFO Section 5, the Judicial Council's own recognition that non-convicted  
24 appellants facing significant harm qualify for the misdemeanor appeal process would have  
25 prompted a closer reading of section 1466's operative opening clause: "An appeal may be taken  
26 from a judgment or order, in an infraction or misdemeanor case." That clause, properly  
27 examined, forecloses the reading Respondent advanced and this Court accepted. By ignoring the  
28

1 RJN, the Appellate Division removed the very prompt that would have led it to engage the  
2 statute correctly. The failure to rule on the RJN and the failure to address the operative opening  
3 clause are not two separate errors — they are the same error, viewed from two angles.  
4

5  
6 The RJN was not merely procedural housekeeping. It carried three independent and  
7 mutually reinforcing sources of authority — all unaddressed by the dismissal order. First, the  
8 operative opening clause of Penal Code section 1466 provides the direct statutory grant of the  
9 appellate right. Second, the Judicial Council's own CR-131-INFO Section 5 and CR-132  
10 implementing forms confirm that the body responsible for administering the misdemeanor appeal  
11 process does not treat that process as conviction-only — and the mandatory counsel provision of  
12 rule 8.851 presupposes that the appellate right exists before it can be invoked. Third, six directly  
13 applicable California Supreme Court and Court of Appeal decisions — Laiwa, Orin, Hampton,  
14 Vallejo, Angeles, and Gelardi — confirm that a judgment of dismissal in a misdemeanor case is  
15 an appealable order within the meaning of section 1466, and none were addressed by the  
16 dismissal order. Each of these three sources independently supports the appeal. Together, they  
17 converge on the same conclusion from three directions — statutory, administrative, and judicial  
18 — in a manner that forecloses any reasonable reading of the law that denies jurisdiction here.  
19

20 That convergence is further reinforced by the courts' own published Appeals FAQ, which  
21 directly answers the jurisdictional question the OSC posed; by the constitutional confirmation  
22 under the Fourteenth Amendment that due process requires the statutory right be administered  
23 consistently; and by the preserved Demurrer under Penal Code section 1004(5), which confirms  
24 the constitutional challenge was tendered to and acted upon by the court below. The failure to  
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1 examine the RJN was not a minor procedural gap; it was the removal of the very evidence that  
2 would have required the court to engage all three sources simultaneously.  
3

4         The record before this Court was additionally incomplete in a manner attributable to the  
5 court's own administrative process. Appellant designated the official electronic recording of the  
6 March 9, 2026 proceedings as part of the record on appeal pursuant to California Rules of Court,  
7 form CR-134. On April 14, 2026, the trial court forwarded a request for an estimated cost of the  
8 electronic recording transcript to Court Reporter Services. No cost estimate was ever provided to  
9 Appellant, and accordingly no transcript was ever prepared. On May 21, 2026, Appellant  
10 appeared in person at the Central Justice Center Appellate Division clerk window and inquired  
11 about the status of the CR-134 designation and the availability of transcript payment; the clerk  
12 verbally indicated that the dismissed status of the appeals affects that option, but provided no  
13 written response. This Court dismissed the appeal on May 15, 2026 without the designated audio  
14 record of the March 9, 2026 proceedings — the very hearing at the center of the jurisdictional  
15 question it purported to resolve — and without ruling on the Consolidated Request for Judicial  
16 Notice filed May 11, 2026.  
17  
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21 **K. The Appellate Division Dismissed Without Notice or Opportunity to Be Heard on the**  
22 **RJN**  
23

24         California law requires that before a court dismisses a case, both parties must receive  
25 notice and a meaningful opportunity to be heard. (People v. Renteria (2015) 242 Cal.App.4th  
26 1040; People v. Smith (1983) 140 Cal.App.3d 410; People v. Garcia (1985) 171 Cal.App.3d  
27 Supp. 7.) The Appellate Division dismissed both appeals four days after the RJN was filed,  
28

1 without scheduling any hearing and without providing notice that the motion would be decided  
2 simultaneously with the OSC — the antithesis of proper procedure.  
3

4  
5 Due process requires a hearing “at a meaningful time and in a meaningful manner.”  
6 (Mathews v. Eldridge (1976) 424 U.S. 319, 333.) The dismissal order is therefore also defective  
7 on procedural due process grounds independent of the jurisdictional error. A defendant retains a  
8 substantive interest in clearing his name and ridding himself of the stigma of criminality that  
9 survives dismissal. (People v. Delong (2002) 101 Cal.App.4th 482, 484.) The trial court’s March  
10 9 dismissal, on an uncorrected police report containing deliberate material fabrications, leaves  
11 precisely that stigma unresolved — an ongoing harm that only a merits adjudication can  
12 eliminate.  
13

### 14 15 **III. CONCLUSION**

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18 The May 15, 2026 dismissal order rests on a misapplication of People v. Loper and fails  
19 to engage a convergence of authority that points in one direction: Penal Code section 1466’s  
20 operative opening clause grants the statutory right; the Judicial Council’s own CR-131-INFO and  
21 CR-132 implementing forms confirm the institutional right; the courts’ own published guidance  
22 answers the jurisdictional question directly; and six controlling California authorities — none  
23 addressed by the panel — confirm the legal right. That convergence was before this Court in the  
24 RJN. It was not examined. This Court is the only tribunal capable of correcting a non-waivable  
25 charging document defect that has never been adversarially tested. Appellant respectfully  
26 requests that this Court grant rehearing, vacate the dismissal order, and permit this appeal to  
27 proceed on the merits. This Court has inherent authority to reconsider its May 15, 2026 orders  
28

1 and correct the errors identified herein. (Le Francois v. Goel (2005) 35 Cal.4th 1094.) If  
2 rehearing is denied, a Petition for Writ of Certiorari to the Fourth District Court of Appeal is the  
3 necessary path. Every procedural hurdle in that escalation exists for one reason alone: to reach  
4 the merits adjudication that is Appellant's absolute due process right — the only proceeding in  
5 which a person accused on a facially defective charging document can exercise the most  
6 fundamental right the law provides: the right to confront the charges against him and clear his  
7 name.  
8

9  
10  
11 Respectfully submitted,

12  
13 Dated: May 26, 2026



14  
15 SARKIS SOOREN HAGOPIAN  
16 Defendant and Appellant, In Propria Persona  
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