

ORIGINAL

1           LOS ANGELES, CALIFORNIA; MONDAY, JUNE 10, 2019

2                   10:55 A.M.

3                   -000-

4  
5           THE COURT: ALL RIGHT. THE COURT WILL CALL THE  
6 CASE OF -- IS THIS A WARRANT SITUATION?

7           MS. GREEN: YES, IT IS. IT IS A WALK-IN  
8 SITUATION, YOUR HONOR.

9           THE COURT: OKAY. JAMES MASON HEAPS, SA100560.  
10 ALL RIGHT. HE IS PRESENT IN COURT WITH PRIVATE COUNSEL.

11                   YOU WANT TO STATE YOUR APPEARANCE, PLEASE.

12           MS. GREEN: YES. TRACY GREEN FOR JAMES HEAPS, WHO  
13 IS PRESENT IN COURT.

14           THE COURT: ALL RIGHT. THE PEOPLE ARE REPRESENTED  
15 BY MS. MEYERS, D.A.'S OFFICE.

16                   IF THERE IS A BAIL ISSUE, WE WILL GET TO  
17 THAT IN A SECOND. BENCH WARRANT IS RECALLED AND QUASHED.

18                   SIR, IS THAT YOUR TRUE NAME, JAMES MASON  
19 HEAPS?

20           THE DEFENDANT: YES, SIR.

21           THE COURT: COUNSEL, WAIVE FURTHER READING OF THE  
22 COMPLAINT, STATEMENT OF RIGHTS?

23           MS. GREEN: YES, YOUR HONOR.

24           THE COURT: NOT GUILTY PLEA IS ENTERED. DENIAL OF  
25 ALL PRIORS AND SPECIAL ALLEGATIONS ARE NOTED.

26                   DO YOU WANT TO BE HEARD ON BAIL, OR DID YOU  
27 GUYS WORK SOMETHING OUT? MS. MEYERS?

28           MS. MEYERS: THE STATUTORY BAIL, YOUR HONOR.

1 THE COURT: ALL RIGHT. WHAT HAPPENED HERE?

2 MS. MEYERS: WHAT HAPPENED IS THE DEFENDANT WAS A  
3 DOCTOR AT U.C.L.A., YOUR HONOR. AND TWO VICTIMS IN THE  
4 REPORT --

5 THE COURT: ALL RIGHT. WHERE DID HE WORK EXACTLY?

6 MS. GREEN: U.C.L.A., YOUR HONOR.

7 MS. MEYERS: U.C.L.A.

8 THE COURT: ALL RIGHT. JUST FOR THE RECORD, MY  
9 WIFE IS A PHYSICIAN. SHE WORKS AT HARBOR U.C.L.A. SHE  
10 IS A CLINICAL PROFESSOR THERE. SHE WORKS TEACHING THE  
11 RESIDENTS SURGERY. SHE IS IN PRIVATE PRACTICE, BUT SHE  
12 TEACHES EVERY OTHER -- THE FIRST -- I DON'T KNOW --  
13 SECOND MONDAY OF THE MONTH, WHATEVER IT IS, THROUGH THE  
14 YEAR THERE, TEACHES. SHE HAS BEEN DOING IT FOR 35 YEARS.

15 TO MY KNOWLEDGE, I HAVE NO IDEA WHO THIS  
16 PERSON IS. SHE DOESN'T -- SHE WENT TO U.C.L.A. SHE  
17 TRAINED AT U.C.L.A. BUT SHE HAS NOTHING TO DO WITH THE  
18 MAIN CAMPUS AT U.C.L.A.

19 DO YOU HAVE ANY OBJECTION THAT I HANDLE  
20 THIS CASE?

21 MS. GREEN: NO OBJECTION, YOUR HONOR. THIS WAS A  
22 ROUTINE MEDICAL EXAM.

23 THE COURT: OKAY. THE PEOPLE HAVE ANY OBJECTION?

24 MS. MEYERS: NO, YOUR HONOR.

25 THE COURT: OKAY.

26 MS. MEYERS: JUST FOR THE RECORD, IT IS THE 100  
27 BUILDING OVER AT U.C.L.A.

28 THE COURT: ALL RIGHT. I JUST DO THAT JUST IN

1 CASE. YOU GUYS KNOW ME, KNOW MY WIFE IS A DOCTOR. BUT  
2 PRIVATE COUNSEL DOESN'T. SO I ALWAYS LIKE TO THROW THAT  
3 IN. WELL, NOT LIKE TO THROW IT IN, BUT I PUT IT IN IN  
4 CASE THERE IS AN ISSUE LATER.

5 ALL RIGHT. GO AHEAD, PLEASE. WHAT  
6 HAPPENED?

7 MS. MEYERS: SO, YOUR HONOR, TWO SEPARATE VICTIMS  
8 WHO DON'T KNOW EACH OTHER -- THEY WENT IN FOR  
9 EXAMINATIONS. AND VICTIM NUMBER ONE -- DURING THE COURSE  
10 AND SCOPE OF THE EXAMINATION, THE DEFENDANT DID  
11 INAPPROPRIATE THINGS TO THAT VICTIM. IN ONE OF THE  
12 VICTIMS, HE INSERTED HIS FINGERS PLACES WHERE THEY  
13 SHOULDN'T HAVE BEEN INSERTED. THE SECOND VICTIM, SAME  
14 THING, YOUR HONOR, TOUCHING OF THE BREASTS AND DOING  
15 OTHER THINGS.

16 IT WAS REPORTED TO U.C.L.A. U.C.L.A. DID A  
17 FACT-FINDING AND FOUND THAT THE PROCEDURES THAT THE  
18 DOCTOR USED ON BOTH VICTIMS WERE INAPPROPRIATE AND  
19 TERMINATED HIS RELATIONSHIP WITH THE UNIVERSITY.

20 I SHOULD TELL THE COURT THERE IS A CIVIL  
21 SUIT PENDING THAT -- AND I HAVE BEEN IN CONTACT WITH THE  
22 LAWYER FOR MUNGER, TOLLES. MUNGER, TOLLES AND U.C.L.A.  
23 HAVE SETTLED WITH ONE OF THE VICTIMS. THE OTHER, THEY  
24 HAVE NOT SETTLED WITH. I BROUGHT THAT TO COUNSEL'S  
25 ATTENTION.

26 THE COURT: HAS HIS LICENSE BEEN TAKEN AWAY BY THE  
27 MEDICAL BOARD?

28 MS. MEYERS: THEY ARE WORKING ON THAT, YOUR HONOR.

1 THE COURT: SO HE STILL CAN PRACTICE?

2 MS. GREEN: YOUR HONOR, HE IS CURRENTLY RETIRED.  
3 HE ISN'T PRACTICING BUT --

4 THE COURT: WHAT KIND OF A DOCTOR WAS HE?

5 MS. GREEN: GYNECOLOGICAL ONCOLOGIST. SO THE  
6 EXAMS THAT WERE DONE WERE PART OF THE MEDICAL PRACTICE.  
7 AND WITH RESPECT TO THE INVESTIGATION BY U.C.L.A., HIS  
8 CONTRACT WASN'T RENEWED. THEY DID THEIR OWN  
9 INVESTIGATION ON A TITLE IX AND THEN FORWARDED IT TO THE  
10 MEDICAL BOARD. AND HE HAD NO INPUT AT THE TIME BECAUSE  
11 HE HAD ALREADY LEFT U.C.L.A.

12 THE COURT: SO THERE IS NO STING SITUATION WHERE  
13 CONSUMER AFFAIRS SENT A FEMALE UNDERCOVER OFFICER THERE?

14 MS. GREEN: NOT AT ALL.

15 MS. MEYERS: NO.

16 THE COURT: SO THIS IS -- OKAY.

17 MS. MEYERS: BUT I SHOULD ALSO INDICATE THAT THERE  
18 IS ANOTHER VICTIM THAT THEY ARE INVESTIGATING THAT -- AND  
19 IT HAPPENED PRIOR TO THESE TWO VICTIMS.

20 I SHOULD ALSO INDICATE THAT NORMALLY -- AND  
21 I HAVE HANDLED A NUMBER OF THESE CASES. AND NORMALLY  
22 WHAT HAPPENS IS THE ATTORNEY GENERAL IS THEN BROUGHT IN  
23 TO REMOVE, TO TAKE THE LICENSE AWAY FROM THE DEFENDANT IN  
24 CONJUNCTION WITH THE CONSUMER BOARD. SO THAT WILL HAPPEN  
25 SOMETIME IN THE PROCESS.

26 THE COURT: LET ME ASK YOU A COUPLE OF QUESTIONS.

27 NUMBER ONE, WHY WAS THIS CASE FILED TWO  
28 YEARS AFTER THE FACT?

1 MS. MEYERS: WELL, YOUR HONOR, THEY JUST BROUGHT  
2 THIS CASE IN. CONSUMER AFFAIRS NORMALLY -- AND IT IS NOT  
3 UNUSUAL. THEY TAKE A VERY LENGTHY TIME, THE DEPARTMENT  
4 OF CONSUMER AFFAIRS, DOING THEIR INVESTIGATION. AND THEY  
5 DID DO A LENGTHY INVESTIGATION IN THIS CASE.

6 THE VICTIMS IN THE CASE DID NOT GO TO --  
7 THEY REPORTED IT TO U.C.L.A. U.C.L.A. THEN TOLD THEM TO  
8 GO TO THE POLICE. BUT THEY WERE NOT ADVISED THAT  
9 U.C.L.A. HAD ITS OWN SEPARATE POLICE DEPARTMENT. AND,  
10 SO, THEY DIDN'T REPORT IT TO THE POLICE. THEY THEN WENT  
11 TO THE DEPARTMENT OF CONSUMER AFFAIRS. AND THAT IS HOW  
12 IT HAPPENED.

13 MS. GREEN: IT WAS REPORTED, I THINK, EVEN TO  
14 U.C.L.A., YOUR HONOR. IT WAS REPORTED MANY MONTHS AFTER  
15 THE FACT. AND IT WAS --

16 THE COURT: LET ME ASK YOU THIS. DO YOU KNOW OR  
17 DOES ANYBODY KNOW DOES U.C.L.A. HAVE A POLICY THAT THERE  
18 HAS TO BE A NURSE IN THE OFFICE?

19 MS. GREEN: THERE WAS A CHAPERONE PRESENT AT EACH  
20 VISIT, YOUR HONOR, AND EVERY OTHER VISIT. AND THEY HAVE  
21 ONLY INTERVIEWED ONE NURSE PRACTITIONER FROM THE OFFICE  
22 WHO STATES IN THE DISCOVERY THAT SHE NEVER SAW ANY  
23 INAPPROPRIATE TOUCHING OR ANYTHING OF A SEXUAL NATURE.  
24 AND IT APPEARS THEY DID NOT INTERVIEW ANY OF THE OTHER  
25 MEDICAL ASSISTANTS.

26 MS. MEYERS: WELL, YOUR HONOR, I BELIEVE THAT THEY  
27 DO HAVE THAT PRACTICE. AND I BELIEVE THAT U.C.L.A., IN  
28 THIS CONSUMER AFFAIRS REPORT -- IT DOES INDICATE THAT



1 U.C.L.A. DID A THOROUGH INVESTIGATION AND FOUND THAT THE  
2 PRACTICES EXERCISED BY THE DOCTOR, THE DEFENDANT, WERE  
3 NOT WITHIN COMPLIANCE WITH THEIR MEDICAL STANDARDS. AND  
4 THAT IS WHY HE WAS TERMINATED FROM U.C.L.A.

5 AND WHETHER OR NOT YOU SAY HIS CONTRACT  
6 WASN'T RENEWED, TERMINATION IS TERMINATION. AND THAT IS  
7 WHAT THEY DID. SO THEY FOUND THAT, IN FACT, WHAT HE DID  
8 WAS INAPPROPRIATE.

9 MS. GREEN: I DON'T THINK THERE WERE ANY FINDINGS  
10 OF --

11 THE COURT: WE DON'T HAVE TO ARGUE ABOUT THIS.

12 MS. GREEN: I UNDERSTAND. BUT HIS CONTRACT WASN'T  
13 RENEWED.

14 THE COURT: I HEARD YOU THE FIRST TIME.

15 MS. GREEN: OKAY.

16 THE COURT: DOES HE HAVE A RECORD?

17 MS. GREEN: NO RECORD, YOUR HONOR.

18 MS. MEYERS: I DON'T BELIEVE HE DOES.

19 THE COURT: ALL RIGHT.

20 MS. GREEN: HE'S BEEN A VERY WELL-RESPECTED  
21 PHYSICIAN FOR 30 YEARS, AND HE IS KNOWN FOR BEING A GREAT  
22 DOCTOR. AND THIS IS JUST A COMPLETE SHOCK TO HIM BECAUSE  
23 HE WASN'T EVEN INTERVIEWED BY U.C.L.A. ABOUT THESE TWO  
24 CASES.

25 MS. MEYERS: WELL, YOUR HONOR, AND THE PEOPLE  
26 WOULD JUST ASK FOR THE BAIL. THIS IS NO DIFFERENT THAN  
27 ANY OTHER DEFENDANT COMING IN HERE WITHOUT A RECORD OR  
28 MINIMAL RECORD.

1 MS. GREEN: WE WOULD ASK THAT HE BE RELEASED ON  
2 HIS OWN RECOGNIZANCE. HE HAS BEEN A LIFELONG RESIDENT OF  
3 LOS ANGELES. HE HAS BEEN HERE. HE LIVES IN WOODLAND  
4 HILLS. HE IS SELF-SURRENDERING TODAY.

5 THE CIVIL LAWYER WAS CONTACTED BY THE  
6 INVESTIGATOR, WHO TOLD HIM AND GAVE HIM A COPY OF THE  
7 WARRANT. AND THAT IS THE FIRST TIME HE FOUND OUT THERE  
8 WAS A CRIMINAL INVESTIGATION.

9 MS. MEYERS: WELL, THEY DID DO -- YOUR HONOR, JUST  
10 FOR THE RECORD, THEY DID DO AN ARREST WARRANT. AND THEY  
11 DID TRY TO GET TO THE DEFENDANT, BUT HE WENT ON A CRUISE.  
12 SO THEY COULDN'T GET HIM. SO THE INVESTIGATOR WAS KIND  
13 ENOUGH TO TALK TO THE LAWYER AND TELL THE LAWYER THAT HE  
14 COULD BRING THE DEFENDANT IN.

15 MS. GREEN: THE INVESTIGATOR TOLD THE LAWYER AND  
16 TOLD DR. HEAPS THAT IT WAS SIMPLY TO BE AN INTERVIEW AND  
17 NEVER MENTIONED THAT THERE WAS A WARRANT.

18 THE COURT: THAT IS WHAT RUSES ARE FOR.

19 MS. GREEN: I UNDERSTAND THAT.

20 THE COURT: ALL RIGHT. WELL, LET ME JUST SERVE  
21 THE PROTECTIVE ORDER, AND THEN WE WILL GET TO THE BAIL  
22 ISSUE.

23 ALL RIGHT. DR. HEAPS, TWO OF THEM.

24 YOU MUST NOT HARASS; STRIKE; THREATEN;  
25 ASSAULT, SEXUALLY OR OTHERWISE; FOLLOW; STALK; MOLEST;  
26 DESTROY OR DAMAGE REAL OR PERSONAL PROPERTY; DISTURB THE  
27 PEACE OF; KEEP UNDER SURVEILLANCE; OR BLOCK THE MOVEMENTS  
28 OF NATALIE B., FEMALE 33 YEARS OLD, OR NICOLE G., FEMALE



1 31 YEARS OLD.

2 YOU MUST HAVE NO PERSONAL, ELECTRONIC,  
3 TELEPHONIC, OR WRITTEN CONTACT WITH; STAY 100 YARDS AWAY  
4 FROM THESE INDIVIDUALS AT ALL TIMES.

5 THIS PROTECTIVE ORDER IS GOOD FOR THREE  
6 YEARS FROM TODAY'S DATE.

7 IF YOU HAVE ANY HANDGUNS, RIFLES, SHOTGUNS,  
8 KNIVES, MACHETES, THINGS OF THAT NATURE, THEY NEED TO BE  
9 TURNED OVER TO LAW ENFORCEMENT WITHIN 24 HOURS OF YOUR  
10 RECEIPT OF THIS ORDER, WHICH YOU WILL GET BEFORE YOU  
11 LEAVE THE COURTROOM TODAY.

12 DO YOU UNDERSTAND THE TERMS OF THE  
13 PROTECTIVE ORDER, DOCTOR?

14 THE DEFENDANT: YES.

15 THE COURT: ALL RIGHT. ANYTHING ELSE ON THE BAIL  
16 ISSUE, MS. MEYERS?

17 MS. MEYERS: NO, YOUR HONOR. SUBMITTED.

18 THE COURT: COUNSEL, DO YOU HAVE ANYTHING ELSE?

19 MS. GREEN: NO, YOUR HONOR. SUBMIT.

20 THE COURT: ALL RIGHT. IN CASE THERE IS ANY  
21 APPELLATE ISSUES, I AM GOING TO MAKE A GOOD RECORD HERE  
22 FOR A SECOND. LET ME SIGN THESE ORDERS.

23 ALL RIGHT. WELL, ONE OF THE THINGS I AGREE  
24 WITH WHAT THE D.A. SAID -- EVERYBODY HAS GOT TO BE  
25 TREATED THE SAME. THAT HAS ALWAYS BEEN MY POSITION. SO  
26 I DON'T CARE WHO YOU ARE OR WHAT YOU ARE OR WHAT THE  
27 CHARGE IS. IF YOU NEED TO BE PUT IN CUSTODY, YOU ARE  
28 GOING TO BE PUT IN CUSTODY.

1                   HOWEVER, EVERY CASE HAS ITS OWN UNIQUE  
2                   FACTS TO IT. AND WHETHER PEOPLE LIKE IT OR NOT, WHEN YOU  
3                   HAVE A MEDICAL EXAM, THAT IS ONE OF THESE DIFFERENT TYPES  
4                   OF AREAS AND DIFFERENT TYPES OF CASES.

5                   THIS IS TO BE DISTINGUISHED FROM A SEXUAL  
6                   BATTERY WHERE SOMEONE IS, YOU KNOW, WALKING DOWN THE  
7                   STREET AND SOMEBODY RUNS UP AND GRABS A FEMALE BREAST OR  
8                   HER PRIVATE PARTS OR PUTS HIS HAND IN HER PANTS OR AT A  
9                   MOVIE THEATER. THAT IS TOTALLY, TOTALLY NONCONSENSUAL.  
10                  THERE IS NO REASONABLE POSSIBILITY THAT THAT KIND OF AN  
11                  EXAMPLE CAN BE CONSENSUAL.

12                  NOW, I AM NOT SUGGESTING THAT ANYTHING THAT  
13                  HAPPENED HERE IS CONSENSUAL BECAUSE I DON'T KNOW THE  
14                  FACTS AT ALL OTHER THAN WHAT I HAVE BEEN TOLD. BUT I DO  
15                  KNOW THIS, THAT, SINCE I HAVE DONE, ARRAIGNED AND  
16                  HANDLED, SO MANY DOCTOR-RELATED CASES ON THIS ISSUE AND  
17                  OTHER ISSUES RELATING TO MEDICAL CARE AND DOCTORS, THAT,  
18                  YOU KNOW -- AND I AM MARRIED TO A DOCTOR. SO I HAVE  
19                  LEARNED A LOT THAT I MIGHT NOT ORDINARILY LEARN.

20                  BUT ONE OF THE THINGS I ASK IS -- STANDARD  
21                  PRACTICE FOR A LONG TIME NOW THAT OB-GYN DOCTORS DO NOT  
22                  MAKE ANY TYPE OF EXAM ON SOMEONE UNLESS THERE IS A FEMALE  
23                  IN THE ROOM. THAT IS STANDARD PRACTICE FOR THIS REASON,  
24                  WHAT IS HAPPENING HERE, AND FOR LAWSUITS THAT HAVE  
25                  HAPPENED IN THE PAST. AND THAT IS WHY I ASK THAT  
26                  QUESTION.

27                  NOW, SOME DOCTORS, IN A PRIVATE SETTING  
28                  WHERE THEY ARE SOLE PRACTITIONERS -- THEY MAY NOT DO

1 THAT, AND THAT OPENS THEM UP TO THIS ISSUE. BUT, AGAIN,  
2 I KNOW U.C.L.A., AND I KNOW THEIR RULES AND REGULATIONS.

3 AND THIS TYPE OF AN EXAM CANNOT BE DONE --  
4 NOW, YOU CAN OBVIOUSLY INTERVIEW A PATIENT ABOUT WHAT IS  
5 THE COMPLAINT AND HOW ARE YOU DOING. BUT WHEN THE EXAM  
6 STARTS, THEY HAVE TO EITHER PUSH A BUTTON, AND IT SIGNALS  
7 TO THE NURSE THAT THEY HAVE TO COME IN, OR THEY HAVE TO  
8 GO OUT AND GET THE NURSE AND BRING THEM IN. SO I KNOW  
9 THAT TO BE THE CASE.

10 NOW, I AM NOT SAYING BECAUSE I DON'T KNOW  
11 THE FACTS HERE. BUT I AM NOT A DOCTOR, AND I AM NOT HERE  
12 TO SUGGEST THAT DR. HEAPS DID ANYTHING WRONG. NOW, A  
13 COMPLAINT HAS BEEN FILED AGAINST HIM. THAT IS WHY WE  
14 HAVE A COURT OF LAW. HE IS ENTITLED TO ALL THE  
15 PROCEDURAL PROTECTIONS HE HAS THROUGH COUNSEL.

16 HE WILL HAVE A PRELIMINARY HEARING HERE AND  
17 SEE IF THE D.A.'S OFFICE CAN GET OVER THE BURDEN OF  
18 PROOF. BUT IN TERMS OF A MEDICAL EXAM, THAT IS A  
19 JUDGMENT CALL. WHEN A DOCTOR IS EXAMINING SOMEONE, IF HE  
20 OR SHE BELIEVES THAT THEY NEED TO PROBE OR TOUCH -- AND,  
21 AGAIN, I DON'T KNOW THE FACTS OF THIS CASE, AND I AM  
22 TALKING IN GENERALITIES.

23 IF SHE WENT IN THERE, YOU KNOW, BECAUSE --  
24 WELL, SOMETHING UNRELATED TO TOUCHING THAT PART OF THE  
25 BODY, THAT WOULD BE ODD OR UNUSUAL, OF COURSE. BUT,  
26 AGAIN, I DON'T KNOW THE EXACT REASON.

27 BUT WHAT I AM SAYING IS HERE WE ARE DEALING  
28 WITH A GYNECOLOGIST. HE IS DOING A GYNECOLOGICAL EXAM.

1 AGAIN, I AM NOT A DOCTOR. BUT I WOULD ASSUME, BASED ON  
2 WHEN I TALK TO MY WIFE WHEN SHE GOES TO THE DOCTOR -- AND  
3 SHE HAS HAD THE SAME GYNECOLOGIST FOR 35 YEARS.

4 AND WHEN JIM DOES IT, THERE IS ALWAYS A  
5 NURSE IN THERE. AND HE WILL TOUCH MY WIFE'S BREASTS TO  
6 MAKE SURE BECAUSE SHE HAS A HISTORY OF BREAST CANCER IN  
7 HER FAMILY. SO HE MAKES SURE EVERYTHING IS GOOD. AND HE  
8 WILL DO WHATEVER EXAM HE'S DONE. THE NURSE IS ALWAYS  
9 THERE.

10 NOW, I AM NOT SUGGESTING THAT THINGS CAN'T  
11 BE OVERBOARD AND BEYOND WHAT A DOCTOR SHOULD DO. BUT I  
12 AM SAYING IN THIS INSTANCE, GIVEN THAT ANOTHER  
13 PROFESSIONAL WAS THERE AND IT WASN'T --

14 MS. MEYERS: THAT IS NOT TRUE.

15 THE COURT: WELL, ACCORDING TO COUNSEL, IT WAS.

16 MS. MEYERS: THAT IS NOT TRUE.

17 THE COURT: I AM NOT GOING TO ARGUE. WE ARE  
18 SUBMITTED. I AM MAKING MY RULING.

19 BASED ON THE LATE FILING OF THIS CASE, TWO  
20 YEARS, WHETHER OR NOT IT IS TRUE OR NOT, THAT IS NOT FOR  
21 ME TO DECIDE. THAT IS FOR JUDGE VERASTEGUI OR SOME OTHER  
22 JUDGE AND JURY TO MAKE THAT DETERMINATION, IF IT GOES  
23 THAT FAR.

24 BUT GIVEN WHAT IT IS HERE, I AM NOT GOING  
25 TO PUT HIM IN CUSTODY. HE HAS NO PRIOR RECORD. HE  
26 APPEARED VOLUNTARILY. IT IS TWO YEARS AFTER THE FACT.  
27 THERE ARE NO OTHER COMPLAINTS I AM AWARE OF OF ANY KIND.  
28 THERE IS A CIVIL CASE THAT HAS BEEN SETTLED. THAT CAN GO



1 FROM THERE. SO O.R. IS GOING TO BE GRANTED IN THIS CASE.

2 ALL RIGHT. WHAT ARE WE GOING TO DO WITH  
3 THIS? DO YOU WANT TO SET IT DIRECTLY FOR PRELIM, OR WHAT  
4 DO YOU WANT TO DO?

5 MS. GREEN: NO. WE HAVE GOT THE DISCOVERY, AND  
6 THERE ARE SOME EXPERT ISSUES, YOUR HONOR. SO PRELIM  
7 SETTING JUNE 26.

8 THE COURT: IS THAT OKAY WITH THE PEOPLE?

9 MS. MEYERS: THAT IS, YOUR HONOR.

10 I JUST WANT TO CLARIFY ONE THING. ONE OF  
11 THE COUNTS IS 2017, BUT THE OTHER IS LAST YEAR, 2018, FOR  
12 THE RECORD.

13 THE COURT: YES, I SEE IT.

14 MS. MEYERS: OKAY. AND THAT IS FINE. THE 26TH IS  
15 FINE.

16 THE COURT: ALL RIGHT. IS THAT GOING TO BE ENOUGH  
17 TIME TO GET WHATEVER YOU NEED FROM THE D.A.?

18 MS. MEYERS: I'VE GOT EVERYTHING I NEED RIGHT NOW.

19 MS. GREEN: WE NEED TO GET THE PATIENT RECORDS,  
20 YOUR HONOR. I'VE GOT SOME OF THE CD-ROM'S FOR DISCOVERY.  
21 BUT WE ARE GOING TO NEED THE PATIENT RECORDS ON THESE.  
22 SO WE ARE GOING TO HAVE TO GET THESE FROM U.C.L.A.

23 THE COURT: DO YOU HAVE THE PATIENT RECORDS?

24 MS. MEYERS: I AM SORRY?

25 THE COURT: DO YOU HAVE THE PATIENT RECORDS?

26 MS. MEYERS: YOUR HONOR, I HAVE NOT S.D.T.'D NOR  
27 DO I INTEND TO S.D.T. BECAUSE I DON'T FEEL THAT I NEED  
28 THE PATIENT RECORDS.



1 THE COURT: ALL RIGHT. I WILL SET IT ON THAT  
2 DATE. IT IS PROBABLY GOING TO BE CONTINUED AGAIN.

3 DOCTOR, DO YOU WAIVE AND GIVE UP YOUR  
4 RIGHTS UNDER THE 10- AND 60-DAY RULE AND AGREE TO  
5 CONTINUE THIS FOR PRE-PRELIM TO THE DATE OF 6/26/19,  
6 DEPARTMENT WEST 31, AS 0 OF 10 COURT DAYS? IS THAT  
7 ACCEPTABLE TO YOU, PLEASE?

8 THE DEFENDANT: YES, SIR.

9 THE COURT: COUNSEL JOIN?

10 MS. GREEN: YES, YOUR HONOR.

11 THE COURT: TIME WAIVER IS NOTED UNDER THE 10- AND  
12 60-DAY RULE TO THAT DATE AS 0 OF 10.

13 ORDER A PROBATION REPORT FOR DEPARTMENT  
14 WEST 31.

15 YOU ARE ORDERED TO APPEAR ON THAT DATE.

16 ANYTHING ELSE, PLEASE?

17 MS. MEYERS: NO, YOUR HONOR.

18 MS. GREEN: NO, YOUR HONOR.

19 THE COURT: ALL RIGHT. HAVE A SEAT. WE ARE GOING  
20 TO SERVE YOU WITH THIS REAL QUICK.

21  
22 (THE PROCEEDINGS WERE CONCLUDED.)

23 -000-  
24  
25  
26  
27  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES  
HON. KEITH L. SCHWARTZ, JUDGE DEPARTMENT W30  
THE PEOPLE OF THE STATE OF CALIFORNIA, )  
PLAINTIFF, ) NO. SA100560  
VS. ) REPORTER'S  
01 JAMES MASON HEAPS, ) CERTIFICATE  
DEFENDANT. )  
\_\_\_\_\_ )

I, MARCY KNOBEL, OFFICIAL REPORTER OF THE  
SUPERIOR COURT OF THE STATE OF CALIFORNIA, FOR THE COUNTY  
OF LOS ANGELES, DO HEREBY CERTIFY THAT THE FOREGOING  
PAGES COMPRISE A FULL, TRUE, AND CORRECT TRANSCRIPT TO  
THE BEST OF MY ABILITY OF THE PROCEEDINGS HELD IN  
DEPARTMENT W30 IN THE MATTER OF THE ABOVE-ENTITLED CAUSE.  
DATED THIS 16TH DAY OF JUNE, 2019.

  
\_\_\_\_\_, CSR #11234  
MARCY KNOBEL  
OFFICIAL REPORTER