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8
9 Attorneys for Defendant
10 **JOHANNES MEHSERLE**

11
12 **IN THE SUPERIOR COURT OF CALIFORNIA**
13 **COUNTY OF ALAMEDA**
14 **WILEY M. MANUEL COURTHOUSE**

15 **THE PEOPLE OF THE STATE**
16 **OF CALIFORNIA**

17 Plaintiff,

18 v.

19 **JOHANNES MEHSERLE**

20 Defendant.

) Case Number: 547353-7

) **MOTION TO SET BAIL**

) Date: January 30, 2009

) Time: 2:00 p.m.

) Dept: 11

21 **INTRODUCTION**

22 The Defendant is a former Police Officer for the Bay Area Rapid Transit District
23 (BART) who first joined the Police Department as an entry-level officer in March 2007. Mr.
24 Mehserle is 27 years old, and, prior to this incident, had suffered no criminal arrests of any kind.

25 He is charged by complaint with one count of murder (Penal Code section 187(a)). The
26 Complaint also charges sentence enhancements related to use and discharge of a firearm under
27 Penal Code sections 12022.5(a), 12022.7(a), 12022.53(b), 12022.53(c), and 12022.53(d).
28

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