

Michael L. Rains (SBN 091013)
RAINS LUCIA STERN, PC
2300 Contra Costa Blvd., Suite 230
Pleasant Hill, CA 94523
Tel: (925) 609-1699
Fax: (925) 609-1690
Email: mrains@rlslawyers.com

Attorneys for Defendant
JOHANNES MEHSERLE

IN THE SUPERIOR COURT OF CALIFORNIA
COUNTY OF ALAMEDA
WILEY M. MANUEL COURTHOUSE

**THE PEOPLE OF THE STATE
OF CALIFORNIA**

Plaintiff,

v.

JOHANNES MEHSERLE

Defendant.

) Case Number: 547353-7
)
)

) **MOTION TO SET BAIL**
)
)

) Date: January 30, 2009
) Time: 2:00 p.m.
) Dept: 11
)
)
)

INTRODUCTION

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

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