

**FILED**  
San Francisco County Superior Court

FEB 23 2026

CLERK OF THE COURT

BY:

Deputy Clerk

1 Manohar Raju  
Public Defender  
2 City and County of San Francisco  
3 Matt Gonzalez  
Chief Attorney  
4 Maximino Fuentes #244698  
Deputy Public Defender  
5 555 Seventh Street  
6 San Francisco, CA 94103  
Direct: (628) 271-9876  
7 Attorneys for MARIEL CAHVICH

8  
9 **Superior Court of the State of California**  
**County of San Francisco**

10  
11 People of the State of California,

Case Number: 26000650

12 Plaintiff,

**Motion Requesting Change in  
Release Conditions**

13 vs.

14  
15 MARIEL CAHVICH,  
*aka: Mariel Cahvich*  
16 Defendant.

Date: 02/25/2026  
Time: 9:00 AM  
Dept: 011

17  
18 **TO THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN  
FRANCISCO AND THE ABOVE-ENTITLED COURT:**

19  
20 Please take notice that MARIEL CAHVICH will move this court to modify  
21 his home detention conditions to allow him to remain on home detention while  
22 being permitted to work full-time. This motion is based upon the attached  
23 Memorandum of Points and Authorities, and any further evidence as may be  
24 introduced at the hearing on this motion.

**Statement of the Case**

25 Mr. Cahvich is charged with the following:  
26  
27



1 helps her and her sisters with their expenses and always lends a hand if they  
2 are tight on money.<sup>1</sup>

3 Mr. Cahvich is currently struggling financially as he is unable to work  
4 because of the conditions of his home detention. His brother Gabriel is  
5 currently paying his rent and financially supporting him.<sup>2</sup> Prior to this  
6 incident, Mr. Cahvich was always self-sufficient and able to make ends meet  
7 as he had steady work as a painter and handyman. Mr. Cahvich has been  
8 employed by Chris Dumlao Painting for seven years. His brother Rodolfo also  
9 works freelance on painting and handyman projects, and Mr. Cahvich has  
10 worked with Rodolfo on various occasions over the last two years. Rodolfo often  
11 asks Mr. Cahvich for help as he is very experienced in his craft, has his own  
12 tools, and speaks enough English to work many types of jobs.

13 Mr. Dumlao of Chris Dumlao Painting describes Mr. Cahvich as a valued  
14 and reliable member of the team who contributes positively to crew morale and  
15 productivity.<sup>3</sup> Mr. Dumlao has confirmed that he has a full-time project  
16 beginning at the end of February at 534–536 Octavia Street in San Francisco,  
17 with a typical schedule of 40 hours per week, Monday through Friday. Mr.  
18 Dumlao notes that Mr. Cahvich is essential to the project, and he is willing to  
19 facilitate work release and can verify his schedule directly. For these reasons,  
20 Mr. Cahvich requests that the court modify the conditions of his release to  
21 allow him to remain on home detention while being permitted to work full-time

### 22 **Memorandum of Points and Authorities**

23  
24  
25 <sup>1</sup> See Exhibit A, Letter from Jannette Cahuich.

26 <sup>2</sup> See Exhibit B, Letter from Gabriel Cauich.

27 <sup>3</sup> See Exhibit B, Letter from Chris Dumlao Painting.

1 The Court has wide latitude to impose conditions of release upon a  
2 defendant.<sup>4</sup> Conditions placed on release for the protection of public safety  
3 must be reasonably related to the charged offense and narrowly tailored in  
4 accordance with *In re Sheena K* and *People v. Lent*. In this case, Mr. Cahvich  
5 respectfully requests that he be allowed to work full-time while still remaining  
6 on home detention.

7 Mr. Cahvich has been abiding by the conditions placed upon his release. Mr.  
8 Cahvich has had no violations of home detention. Additionally, no bench  
9 warrants have been issued in his case since his first arraignment on January  
10 14, 2026.

11 Mr. Cahvich is not seeking termination of home detention, but rather a  
12 narrowly tailored modification to permit verified employment during specified  
13 work hours, while remaining subject to all other supervision conditions.  
14 Continued home detention ensures accountability and monitoring while  
15 allowing Mr. Cahvich to work promotes financial stability, supports his family  
16 obligations, provides daily structure, and furthers the rehabilitative goals of  
17 supervision.

### 18 Conclusion

19 Therefore, Mr. Cahvich respectfully requests that the Court allow him to  
20 remain on home detention while being permitted to work full-time.

21 Dated: 2/23/2026

22 Respectfully submitted,

23 

24 Maximino Fuentes  
25 Deputy Public Defender  
26 Attorney for MARIEL CAHVICH

27 <sup>4</sup> *In re McSherry* (2003) 112 CA 4th 856, 860-863.

1 **Declaration of Counsel**

2 I, the undersigned, state:

3 I am the deputy public defender assigned to represent the defendant in  
4 the above-entitled case.

5 I am informed and believe that:

- 6 • Mr. Cahvich is employed by Chris Dumlao Painting where he has  
7 been employed for the last 7 years.
- 8 • Mr. Cahvich's expertise is needed for a full-time painting project  
9 beginning at the end of February at 534-536 Octavia Street in San  
10 Francisco, with a typical schedule of 40 hours per week, Monday  
11 through Friday.
- 12 • Mr. Cahvich has been abiding by the conditions placed upon his  
13 release.
- 14 • Mr. Cahvich has no violations of electronic monitoring.
- 15 • Mr. Cahvich will return to court for all future hearings.

16  
17 I declare under penalty of perjury that the foregoing is true and correct of  
18 my own knowledge, except as to those matters stated upon information and  
19 belief, and as to those statements, I declare under penalty of perjury that they  
20 are true, and that this declaration was executed on 2/23/2026 in San Francisco,  
21 California.

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23 

24  
25 Maximino Fuentes  
26 Deputy Public Defender