SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO VICTORVILLE DISTRICT

THE PEOPLE OF THE STATE OF CALIFORNIA,)
Plaintiff) FIRST AMENDED
VS.)) FELONY COMPLAINT
Gabriel Leon (FVI20002941), Patricia F Gonzalez (FVI20002942), aka Patricia Francine Flores, aka Tricia Flores, aka Patricia Gonzalez, aka Patricia Flores Gonzalez, aka Patricia Francine Gonzalez)) DA CASE NO. 2020-00-0047383)))))
Defendant)

The undersigned is informed and believes that:

COUNT 1

On or about September 28, 2020, in the above named judicial district, the crime of MURDER, in violation of PENAL CODE SECTION 187(a), a felony, was committed by Gabriel Leon, who did unlawfully, and with malice aforethought murder Jacqueline Amour Hernandez, a human being.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and a violent felony within the meaning of Penal Code section 667.5(c)."

It is further alleged as to count(s) 1 that at the time of the commission of the above offense, the defendant(s) Gabriel Leon, was released from custody on bail or Own Recognizance in Case Number FVI20002635 within the meaning of Penal Code section 12022.1(b).

COUNT 2

On or about September 28, 2020, in the above named judicial district, the crime of ACCESSORY AFTER THE FACT-(KNOWLEDGE OF CRIME), in violation of PENAL CODE SECTION 32, a felony, was committed by Patricia F Gonzalez, who unlawfully, having knowledge that the crime of PC 187, a felony, in violation of Section PC 187 of the Penal Code Code of the State of California had been committed by Gabriel Leon, did harbor, conceal, and aid said Gabriel Leon, with the intent that he/she might avoid and escape from arrest, trial, conviction, and punishment for said felony.

COUNT 3

On or about September 9, 2020, in the above named judicial district, the crime of INJURING A SPOUSE, COHABITANT, FIANCE, BOYFRIEND, GIRLFRIEND OR CHILD'S PARENT, in violation of PENAL CODE SECTION 273.5(a), a felony, was committed by Gabriel Leon, who willfully inflicted corporal injury resulting in a traumatic condition upon Jacqueline Amour Hernandez, who was someone with whom the defendant had a dating relationship.

COUNT 4

On or about September 9, 2020, in the above named judicial district, the crime of FALSE IMPRISONMENT BY VIOLENCE, in violation of PENAL CODE SECTION 236, a felony, was committed by Gabriel Leon, who did unlawfully violate the personal liberty of Jacqueline Amour Hernandez, said violation being effected by violence, menace, fraud, and deceit.

COUNT 5

On or about September 9, 2020, in the above named judicial district, the crime of DISSUADING A WITNESS FROM REPORTING A CRIME, in violation of PENAL CODE SECTION

136.1(b)(1), a misdemeanor, was committed by Gabriel Leon, who did unlawfully attempt to prevent and dissuade Jacqueline Amour Hernandez, a victim and witness of a crime from making a report of such victimization to a peace officer, state and local law enforcement officer, probation, parole, and correctional officer, prosecuting agency, and judge.

COUNT 6

On or about May 19, 2020, in the above named judicial district, the crime of BATTERY ON A SPOUSE, COHABITANT, FIANCÉ, BOYFRIEND, GIRLFRIEND OR CHILD'S PARENT, in violation of PENAL CODE SECTION 243(e)(1), a misdemeanor, was committed by Gabriel Leon, who did willfully and unlawfully use force and violence upon the person of Jacqueline Amour Hernandez, a person who is currently dating the defendant.

NOTICE TO DEFENDANT AND DEFENDANT'S ATTORNEY

Pursuant to Penal Code Sections 1054.5.(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3. Pursuant to Evidence Code Section 1109, the People will move to admit evidence consistent with the defendant's rap sheet and law enforcement reports.

NOTICE TO ATTORNEY

The materials accompanying this notice may include information about witnesses. If so, these materials are disclosed to you pursuant to Penal Code section 1054.2 which provides: "No attorney may disclose or permit to be disclosed to a defendant the address or telephone number of a victim or witness whose name is disclosed to the attorney pursuant to subdivision (a) of Section 1054.1 unless specifically permitted to do so by the court after a hearing and a showing of good cause."

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT CONSISTS OF 6 COUNT(S).

Executed at Victorville, California, on October 14, 2020.

Jennifer Roth Jennifer Roth

DECLARANT AND COMPLAINANT

Agency: Victor Valley Sheriff Station Prelim Est. 00:00

Defendant Birth Date Booking No. CII No. NCIC Gabriel Leon 11/14/1997 2010370246 A37712879

Patricia F Gonzalez 12/04/1967 2010370244 A08284450