

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
JOSHUA TREE DISTRICT

THE PEOPLE OF THE STATE OF CALIFORNIA,)	
)	
Plaintiff)	
)	
vs.)	
)	
Abraham Garcia)	FELONY COMPLAINT
)	
)	
Defendant)	DA CASE NO 2021-00-0015811

The undersigned is informed and believes that:

*****THE VICTIM IS A PERSON DEFINED IN SECTION 6211 OF THE FAMILY CODE*****

COUNT 1

On or about April 4, 2021, in the above named judicial district, the crime of ASSAULT BY MEANS OF FORCE LIKELY TO PRODUCE GREAT BODILY INJURY, in violation of PENAL CODE SECTION 245(a)(4), a felony, was committed by Abraham Garcia, who committed an assault on the person of Luis Perez by means of force likely to produce great bodily injury.

It is further alleged as to count(s) 1, 2 that in the commission and attempted commission of the above offense, the defendant(s) Abraham Garcia, personally inflicted great bodily injury upon Luis Perez , not an accomplice to the above offense, within the meaning of Penal Code Section 12022.7(a).

"NOTICE: This offense is a serious felony and a violent felony within the meaning of Penal Code sections 1192.7(c)(8) and 667.5(c)(8)."

COUNT 2

On or about April 4, 2021, in the above named judicial district, the crime of CRIMINAL THREATS, in violation of PENAL CODE SECTION 422(a), a felony, was committed by Abraham

Garcia, who did willfully and unlawfully threaten to commit a crime which would result in death and great bodily injury to Luis Perez , with the specific intent that the statement be taken as a threat.

It is further alleged that the threatened crime, on its face and under the circumstances in which it was made, was so unequivocal, unconditional, immediate and specific as to convey to Luis Perez a gravity of purpose and an immediate prospect of execution.

It is further alleged that the said Luis Perez was reasonably in sustained fear of his/her safety and the safety of his/her immediate family.

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

It is further alleged as to count(s) 1, 2 that in the commission and attempted commission of the above offense, the defendant(s) Abraham Garcia, personally inflicted great bodily injury upon Luis Perez , not an accomplice to the above offense, within the meaning of Penal Code Section 12022.7(a).

"NOTICE: This offense is a serious felony and a violent felony within the meaning of Penal Code sections 1192.7(c)(8) and 667.5(c)(8)."

* * * * *

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.

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 2 COUNT(S).

Executed at Joshua Tree, California, on April 7, 2021.

D. Poston

D. Poston

DECLARANT AND COMPLAINANT

Agency: Morongo Basin Sheriff Station

Prelim Est. 00:00

Defendant

Abraham Garcia

Birth Date

03/15/1998

Booking No.

2104090021

CII No.

A35993562

NCIC