

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
SAN BERNARDINO JUSTICE CENTER DISTRICT

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|---|---|----------------------------|
| THE PEOPLE OF THE STATE OF CALIFORNIA, |) | |
| |) | |
| Plaintiff |) | |
| |) | |
| vs. |) | |
| |) | |
| Ernesto Ivan Avalos , aka Ernesto Avalos |) | FELONY COMPLAINT |
| |) | |
| Defendant |) | DA CASE NO 2021-00-0016658 |
| | | |

The undersigned is informed and believes that:

COUNT 1

On or about April 11, 2021, in the above named judicial district, the crime of MURDER, in violation of PENAL CODE SECTION 187(a), a felony, was committed by Ernesto Ivan Avalos, who did unlawfully, and with malice aforethought murder Jane Doe, 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)."

COUNT 2

On or about April 11, 2021, in the above named judicial district, the crime of DRIVING UNDER THE INFLUENCE OF AN ALCOHOLIC BEVERAGE CAUSING INJURY, in violation of VEHICLE CODE SECTION 23153(a), a felony, was committed by Ernesto Ivan Avalos, who drove a vehicle while under the influence of an alcoholic beverage and concurrently acted illegally and/or negligently in driving the vehicle, thus causing bodily injury to John Doe.

COUNT 3

On or about April 11, 2021, in the above named judicial district, the crime of CHILD ABUSE UNDER CIRCUMSTANCES OR CONDITIONS LIKELY TO CAUSE GBI OR DEATH, in violation of PENAL CODE SECTION 273a(a), a felony, was committed by Ernesto Ivan Avalos, who did

willfully and unlawfully, under circumstances and conditions likely to produce great bodily harm and death, injure, cause, and permit a child, Jane Doe, to suffer and to be inflicted with unjustifiable physical pain and mental suffering, and, having the care and custody of said child, injure, cause, and permit the person and health of said child to be injured and did willfully cause and permit said child to be placed in such situation that his/her person and health was/were endangered.

COUNT 4

On or about April 11, 2021, in the above named judicial district, the crime of CHILD ABUSE UNDER CIRCUMSTANCES OR CONDITIONS LIKELY TO CAUSE GBI OR DEATH, in violation of PENAL CODE SECTION 273a(a), a felony, was committed by Ernesto Ivan Avalos, who did willfully and unlawfully, under circumstances and conditions likely to produce great bodily harm and death, injure, cause, and permit a child, John Doe, to suffer and to be inflicted with unjustifiable physical pain and mental suffering, and, having the care and custody of said child, injure, cause, and permit the person and health of said child to be injured and did willfully cause and permit said child to be placed in such situation that his/her person and health was/were endangered.

* * * * *

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 4 COUNT(S).

Executed at San Bernardino, California, on April 13, 2021.

Adam Pierce
Adam Pierce
DECLARANT AND COMPLAINANT

Agency: Colton Police Department

Prelim Est. 00:00

| Defendant | Birth Date | Booking No. | CII No. | NCIC |
|---------------------|------------|-------------|-----------|------|
| Ernesto Ivan Avalos | 07/04/1992 | | A29402157 | |