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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF YOLO

10
11 THE PEOPLE OF THE STATE OF
CALIFORNIA,

12
13 Plaintiff,

14 vs.

15 JUSTIN MATTHEW GONZALEZ,
16 VANESSA LYNETTE RAMOS,
17 ALEXIS IVAN VELAZQUEZ,
18 CYNTHIA MARIA TELLO

19 Defendants

Dept. 1

Case No. 16004909

COMPLAINT

20
21 I, the undersigned, say, on information and belief, that in
22 the County of Yolo, State of California:

23 Count 1 : On or about August 30, 2016, ALEXIS IVAN
24 VELAZQUEZ and CYNTHIA MARIA TELLO and JUSTIN MATTHEW GONZALEZ
25 and VANESSA LYNETTE RAMOS did commit a FELONY, namely, a
26 violation of Section 187(a) of the California Penal Code,
27 MURDER, in that ALEXIS IVAN VELAZQUEZ and CYNTHIA MARIA TELLO
28 and JUSTIN MATTHEW GONZALEZ and VANESSA LYNETTE RAMOS did

1 willfully and unlawfully kill a human being, to wit, Antonio
2 Fontanilla, with malice aforethought.

3 Count Enhancement 1a : It is further alleged that during
4 the commission or attempted commission of the felony charged
5 above, ALEXIS IVAN VELAZQUEZ did willfully, unlawfully, and
6 personally use a deadly or dangerous weapon, within the meaning
7 of Section 12022(b)(1) of the California Penal Code, USE OF
8 DEADLY WEAPON.

9 Count Enhancement 1b : It is further alleged that at the
10 time of the commission of offense charged in this count, ALEXIS
11 IVAN VELAZQUEZ and CYNTHIA MARIA TELLO and JUSTIN MATTHEW
12 GONZALEZ and VANESSA LYNETTE RAMOS committed the above felony
13 for the benefit of, at the direction of, or in association with
14 any criminal street gang, with the specific intent to promote,
15 further, or assist in any criminal conduct by gang members, and
16 is subject to the enhancement within the meaning of Section
17 186.22(b)(1) of the California Penal Code, ENHANCEMENT FOR
18 CRIMINAL STREET GANG ACTIVITY.

19 Count Enhancement 1c : It is also alleged that ALEXIS IVAN
20 VELAZQUEZ and JUSTIN MATTHEW GONZALEZ is subject to a SPECIAL
21 CIRCUMSTANCE within the meaning of Section 190.2(a)(22) of the
22 California Penal Code in that ALEXIS IVAN VELAZQUEZ and JUSTIN
23 MATTHEW GONZALEZ intentionally killed the victim while ALEXIS
24 IVAN VELAZQUEZ and JUSTIN MATTHEW GONZALEZ was an active
25 participant in a criminal street gang, as defined in subdivision
26 (f) of Section 186.22, and the murder was carried out to further
27 the activities of the criminal street gang.

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1 Count 2 : On or about August 30, 2016, ALEXIS IVAN
2 VELAZQUEZ and CYNTHIA MARIA TELLO and JUSTIN MATTHEW GONZALEZ
3 and VANESSA LYNETTE RAMOS did commit a FELONY, namely, a
4 violation of Section 186.22(a) of the California Penal Code,
5 CRIMINAL STREET GANG ACTIVITY, in that ALEXIS IVAN VELAZQUEZ and
6 CYNTHIA MARIA TELLO and JUSTIN MATTHEW GONZALEZ and VANESSA
7 LYNETTE RAMOS did willfully and unlawfully actively participate
8 in any criminal street gang with knowledge that the members of
9 that street gang engage in and have engaged in a pattern of
10 street gang activity, and ALEXIS IVAN VELAZQUEZ and CYNTHIA
11 MARIA TELLO and JUSTIN MATTHEW GONZALEZ and VANESSA LYNETTE
12 RAMOS did willfully and unlawfully promote, further, and assist
13 in any felonious criminal conduct by members of that gang.

14 Case Enhancement a : It is further alleged that ALEXIS IVAN
15 VELAZQUEZ was previously convicted of a serious felony within
16 the meaning of Section 667(c) and 667(e)(1) of the California
17 Penal Code, ENHANCEMENT FOR ONE PRIOR FELONY CONVICTION THAT
18 PROHIBITS PROBATION, LIMITS CREDITS, REQUIRES CONSECUTIVE
19 SENTENCING, AND MANDATES PRISON COMMITMENT, in that ALEXIS IVAN
20 VELAZQUEZ was convicted of a prior felony as defined in Section
21 667(d) of the California Penal Code, and listed in Sections
22 667.5(c) and 1192.7(a) of the Penal Code, and Section 707(b) of
23 the Welfare and Institutions Code, to wit, a sustained petition
24 in juvenile court on June 30th, 2015 for a violation of Section
25 245(a)(4) of the California Penal Code, in the County of Yolo.

26 Case Enhancement b : It is further alleged that JUSTIN
27 MATTHEW GONZALEZ was previously convicted of a serious felony
28 within the meaning of Section 667(e)(2) of the California Penal

1 Code, ENHANCEMENT FOR TWO OR MORE PRIOR CONVICTIONS FOR SERIOUS
2 FELONIES, in that JUSTIN MATTHEW GONZALEZ was convicted of two
3 or more prior felonies as defined in Section 667(d) of the
4 California Penal Code, and listed in Sections 667.5(c),
5 1192.7(c) of the Penal Code, or Section 707(b) of the Welfare
6 and Institutions Code as listed below: 1. Conviction One was
7 on February 26th, 2015, for a violation of Section 186.22(a)/245
8 of the California Penal Code, in the County of Kern. 2.
9 Conviction Two was on June 19th, 2013, for a violation of Penal
10 Code Section 186.22(a) of the California Penal Code, in the
11 County of Yolo.

12 Case Enhancement c : It is further alleged that JUSTIN
13 MATTHEW GONZALEZ was previously convicted of a serious felony
14 within the meaning of Section 667(a)(1) of the California Penal
15 Code, ENHANCEMENT FOR HABITUAL CRIMINALS, in that JUSTIN MATTHEW
16 GONZALEZ was convicted of a serious felony listed in Section
17 1192.7 of the Penal Code, to wit, Section 186.22(a) of the
18 California Penal Code, on June 19th, 2013 in the County of Yolo.

19 Case Enhancement d : It is further alleged that JUSTIN
20 MATTHEW GONZALEZ was previously convicted of a serious felony
21 within the meaning of Section 667(a)(1) of the California Penal
22 Code, ENHANCEMENT FOR HABITUAL CRIMINALS, in that JUSTIN MATTHEW
23 GONZALEZ was convicted of a serious felony listed in Section
24 1192.7 of the Penal Code, to wit, Section 186.22(a) of the
25 California Penal Code, on February 26th, 2015 in the County of
26 Kern.

27 Case Enhancement e : It is further alleged that JUSTIN
28 MATTHEW GONZALEZ was previously convicted of a felony within the

1 meaning of Section 667.5(b) of the California Penal Code,
2 ENHANCEMENT FOR PRIOR PRISON TERM, in that JUSTIN MATTHEW
3 GONZALEZ was convicted of a felony on February 26th, 2015 in the
4 County of Kern, and that JUSTIN MATTHEW GONZALEZ served a prison
5 term for such conviction and that JUSTIN MATTHEW GONZALEZ has
6 not remained free of prison custody or free of a felony
7 conviction for five years, within the meaning of Section 667.5
8 of the Penal Code.

9 Case Enhancement f : It is further alleged that JUSTIN
10 MATTHEW GONZALEZ was previously convicted of a felony within the
11 meaning of Section 667.5(b) of the California Penal Code,
12 ENHANCEMENT FOR PRIOR PRISON TERM, in that JUSTIN MATTHEW
13 GONZALEZ was convicted of a felony on June 19th, 2013 in the
14 County of Yolo, and that JUSTIN MATTHEW GONZALEZ served a prison
15 term for such conviction and that JUSTIN MATTHEW GONZALEZ has
16 not remained free of prison custody or free of a felony
17 conviction for five years, within the meaning of Section 667.5
18 of the Penal Code.

19 I declare under penalty of perjury that the foregoing is
20 correct.

21 Executed on September 2, 2016, at Woodland, California.

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24 Garrett Hamilton/173423
25 Supervising Deputy District Attorney
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