

THE SUPERIOR COURT, STATE OF CALIFORNIA  
For the County of Santa Barbara  
Santa Maria Division

OCT 23 2019

DA Daniel E. Parker, Executive Officer  
BY Megan Albright  
Megan Albright, Deputy Clerk

THE PEOPLE OF THE STATE OF CALIFORNIA

Plaintiff,

vs.

JUAN CARLOS HERNANDEZ

DOB: 02/22/1990  
Defendant.

DA No. 19-10-450800

Court No. 19CR10095

FELONY COMPLAINT

AB109 INELIGIBLE

The undersigned is informed and believes that:

COUNT 1

On or about October 6, 2019, in the County of Santa Barbara, the crime of MURDER, in violation of **PENAL CODE SECTION 187(a)**, a Felony, was committed by JUAN CARLOS HERNANDEZ, who did unlawfully, and with malice aforethought murder JOSE ALBERTO MEDINA, a human being.

It is further alleged that the above offense is a serious felony within the meaning of **Penal Code Section 1192.7(c)(1)**.

It is further alleged that the above offense is a violent felony within the meaning of **Penal Code Section 667.5(c)(1)**.

**SPEC ALLEG-PERSONAL AND INTENTIONAL DISCHARGE OF A FIREARM, DEATH**

It is further alleged that in the commission of the foregoing offense, the defendant JUAN CARLOS HERNANDEZ, intentionally and personally discharged a firearm, to wit: a handgun, and proximately caused death, to a person other than an accomplice, to wit: JOSE ALBERTO MEDINA, within the meaning of Section 12022.53(d) of the Penal Code.

**SPEC ALLEG-USE OF FIREARM**

It is further alleged that in the commission and attempted commission of the above offense, the said defendant, JUAN CARLOS HERNANDEZ, personally used a firearm(s), within the meaning of Penal Code sections 1203.06(a)(1) and 12022.5(a) also causing the above offense to become a serious felony pursuant to Penal Code section 1192.7(c)(8) and a violent felony within the meaning of Penal Code section 667.5(c)(8).

SANTA BARBARA COUNTY  
SUPERIOR COURT  
2019 OCT 23 PM 1:43

**SPEC ALLEG – SERIOUS/VIOLENT/REGISTERABLE SEX OFFENSE FELONY**

It is further alleged that the above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and/or a violent felony described in subdivision(s) of Penal Code section 667.5 and/or an offense requiring registration under the provisions Penal Code sections 290 et seq, pursuant to Penal Code section 1170(h), that the defendant is ineligible for a state prison sentence to be served in the county jail.

“NOTICE: Pursuant to Penal Code section 1170(f), notwithstanding any other provisions of this section, for purposes of subdivision (h) of section 1170, any allegation that a defendant is ineligible for a state prison sentence to be served in the county jail due to a prior or current conviction, or sentence enhancement, or because he or she is required to register as a sex offender, or because the legislature specifically excluded the offense, shall not be subject to dismissal pursuant to §1385 PC.”

\*\*\*\*\*

Pursuant to Penal Code Section 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.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT CONSISTS OF 1 COUNT(S).

Executed at Santa Maria, California, on October 23, 2019.

*José E. Quilley*  
*[Signature]*  
SONIA E. BALLESTE  
DEPUTY DISTRICT ATTORNEY

Agency: SMPD

<u>DEFENDANT NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>HGT</u>	<u>WGT</u>	<u>EYES</u>	<u>HAIR</u>	<u>DRIVER'S LICENSE</u>	<u>STS</u>	<u>COURT DATE</u>
Juan Carlos Hernandez	M	H	502	160	BLK	BLK	D9729881	IC	10/23/2019

kk