

SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA,

Custody 11/08/2010 Bkg no. [REDACTED]

Plaintiff,

vs.

[REDACTED]

[REDACTED] M

P273.5a

P242/243(e)(1)

Defendant(s).

MISDEMEANOR COMPLAINT

Case number: 0PY0 [REDACTED]

FILED
JOHN A. CLARKE
Executive Officer/Clerk

By _____
Deputy Clerk

Issued by
CARMEN A. TRUTANICH
City Attorney

By _____
ROBERT ORLICH (SR)
Deputy City Attorney

Comes now the undersigned and states that he is informed and believes, and upon such information and belief declares: That on or about 11/04/2010 at and in the City of Los Angeles, in the County of Los Angeles, State of California, a misdemeanor, to wit, violation of Subdivision (a) of Section 273.5 of the California Penal Code was committed by the above-named defendant(s) (whose true name(s) to affiant is(are) unknown), who at the time and place last aforesaid, did willfully and unlawfully inflict a corporal injury resulting in a traumatic condition upon CONFIDENTIAL, who is the spouse, former spouse, cohabitant, former cohabitant and the mother or father of the child of the defendant.

MCI 273.5(A)/21

COUNT II

For a further, separate and second cause of action being a different offense, belonging to the same class of crimes and offenses set forth in Count I hereof, affiant further alleges that on or about 11/04/2010 at and in the City of Los Angeles, in the County of Los Angeles, State of California, a misdemeanor, to wit, violation of Subdivision (e)(1) of Section 242/243 of the California Penal Code was committed by the above-named defendant(s) (whose true name(s) to affiant is (are) unknown), who at the time and place last aforesaid, did willfully and unlawfully use

force and violence upon the person of another, to wit, CONFIDENTIAL.

It is further alleged that such force and violence was committed against a spouse, a person with whom the defendant was cohabiting, a person who is the parent of the defendant's child, former spouse, fiance, and fiancée, and a person with whom the defendant has, and has previously had, a dating and engagement relationship.

TCIS 242-243(e) (1)/21
[REDACTED]

[REDACTED]

All of which is contrary to the law and against the peace and dignity of the People of the State of California. Declarant and complainant therefore prays that a warrant may be issued for the arrest of said defendant(s) and that he may be dealt with according to law.

Attached hereto and incorporated by reference as though fully set forth are written statements and reports, consisting of pages, which constitute the basis upon which I make the within allegations.

A declaration in Support of the Issuance of Such Warrant is Submitted.

Executed at Los Angeles, California, on 11/04/2010.

I declare under penalty of perjury that the foregoing is true and correct.

Declarant and Complainant

INFORMAL DISCOVERY NOTICE

CONTINUATION SHEET

Los Angeles Police Department

PAGE NO. 2/5		TYPE OF REPORT Crime and Arrest				BOOKING NO. 2535358	DR NO. 10-21-19901
ITEM NO.	QU AN	ARTICLE	SERIAL NO	BRAND	MODEL NO.	MISC DESCRIPTION (EG. COLOR, SIZE, INSCRIPTIONS, CALIBER, REVOLVER, ETC)	DOLLAR VALUE

Suspect: [REDACTED] DOB: [REDACTED]
Charge: 273.5 (A) PC: Domestic Violence
Victim-1 [REDACTED] DOB: [REDACTED]

SOURCE OF ACTIVITY:

On 11-04-2010 at approximately 0015 Hrs, my Partner, Officer Torrez Serial No.39375, and I, Officer Heint, Serial No. 39099 were working in full uniform patrol and driving in a marked black and white police vehicle assigned 21X98. We received a radio call, "Battery domestic violence at 20222 Roscoe Blvd Apt. 10". Incident #101104000081

INVESTIGATION:

Victim and Suspect have been together for approximately two years, and have been married for two [REDACTED] Victim and Suspect have one child in common [REDACTED] (2009). Victim and Suspect have a long history of Domestic Violence they are legally married and are now in the process of a divorce. Victim and Suspect are from India and are married under a per-arranged marriage.

While en route the RTO advised that the Suspect was in the living room holding their thirteen month old child. Upon arrival we door knocked the location and the Suspect (later Identified as James, Sharon) answered the door with his thirteen month old child in his arms. We advised the Suspect to place his child on the couch which he complied, and without incident we detained the Suspect for further investigation. Victim was in her bedroom with the door locked crying and shaking.

Officers interview the Victim who stated the following. Victim stated that she and her husband have not been getting along for the past couple of months. On several different occasions her husband has hit her in the face, pushed her, and has thrown several different house hold items at her causing injury. Victim stated that at approximately 2100 Hrs she called her husband to advise him that she was home from work and was getting ready to put their child to sleep. Victim asked her husband when he was coming home so that she could have dinner ready. At approximately 0000 Hrs the Suspect came home and began to get in a verbal argument over their child and their marriage. The argument escalated and the Suspect grabbed victim by her arms, threw her to the ground, grabbed her by the neck, and punched her in the face with his closed fist. Victim in fear for her life called the police, and called her parents in India.

Victim has not called the police in the past because it is against her culture and religion. Victim was extremely fearful of her husband and did not wish for Officers to arrest him because she would be looked upon as unfit wife and poor mother. We advise the Victim that she should obtain a restraining order to protect herself and her child. Victim refused an Emergency Protective order.

Handwritten signature and date: 11/30/17

CONTINUATION SHEET

Los Angeles Police Department

PAGE NO. 3/5		TYPE OF REPORT Crime and Arrest				BOOKING NO. 2535358	DR NO. 10-21-1990
ITEM NO.	QU AN	ARTICLE	SERIAL NO	BRAND	MODEL NO.	MISC DESCRIPTION (EG. COLOR, SIZE, INSCRIPTIONS, CALIBER, REVOLVER, ETC)	DOLLAR - VALUE

Officers interview the Suspect who stated the following. Suspect admitted to Officers that he did punch his wife in the face, grabbed her by the throat and pushed her to the ground. Suspect stated his wife pushed him back (no visible injuries). Suspect was upset because when he arrived home dinner was not ready and his wife was sleeping on the couch. Suspect stated in his culture the wife always has food ready when the husband comes home from work. Suspect has not been getting along with his wife and wishes to get a divorce.

ARREST:

Suspect was arrested for 273.5 (A) P.C. Domestic Violence. The Suspect was transported to Topanga Station for processing. Suspect was transferred to Valley Jail Section for housing.

INJURY/MEDICAL TREATMENT:

Victim had a small contusion to her left eye and no other visible injuries. Victim refused medical attention and would receive her own medical treatment.

PHOTOGRAPHS:

Officer Torrez Serial No. 39375 with a department digital camera, took (5) photos that were later submitted to be uploaded to the Department photo management system. The photos included photos of the Victim's injuries. (D #278496)

BOOKING:

Suspect was booked into Van Nuys Jail for 273.5 (A) PC Domestic Violence with the approval of Topanga W/C Sgt. I Kim Serial No. 30174. No Topanga Detective Watch Commander was available to review this report.

ADDITIONAL:

Victim was issued a Marsy's Victim's Bill of Rights pamphlet and a Domestic Violence pamphlet.

EVIDENCE:

None

COURT INFORMATION:

My Partner and I can testify to all statements above.

Kim 30174

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES**

PROBABLE CAUSE DETERMINATION (DECLARATION)

Location Booked: <u>VNYS</u>	Booking No.: [REDACTED]	Arrest File No.: <u>10-21-[REDACTED]</u>
Arrestee/Suspect (Last, First, Middle): [REDACTED]		DOB: [REDACTED]
Arrestee/Suspect's Residential Address: <u>[REDACTED]</u>		Location of Occurrence: <u>[REDACTED]</u>
Booking Charge(s): <u>273.5 PC SPOUSE ABUSE</u>	Misdemeanor <input type="checkbox"/> Felony <input checked="" type="checkbox"/>	Supplemental Holds/Warrants Charges:
Date/Time of Arrest: <u>11-4-10 0025</u>	48 Hour Expiration Date and Time: <u>11-6-10 0025</u>	
Arresting Agency/Division: <u>LAPD TOPANGA</u>	Arresting Officer(s): <u>HEINL TORREZ</u>	Employee No.: <u>39099/3937</u>
Supervisor(s) Approving: <u>[Signature]</u>	Employee No.: <u>30174</u>	Date/Time: <u>11/04/10 0500</u>
		Contact Phone No.: <u>8187564810</u>

Facts establishing elements of offense(s)/violation(s). Information identifying/connecting arrestee/suspect by name with the violation(s) listed:

RECEIVED RADIO CALL OF BATTERY DOMESTIC VIOLENCE CALL AT 20222 ROSCOE BLVD APT 27. WE IMMEDIATELY KNOCKED THE LOCATION, IN WHICH THE SUSP [REDACTED] ANSWERED THE DOOR. JAMES WAS TAKEN INTO CUSTODY. WE CONDUCTED AN INVESTIGATION AND OBSERVED A SMALL BRUISE UNDER THE VICT'S LEFT EYE. THE BRUISE WAS CAUSED BY THE SUSP PUNCHING THE VICT WITH A CLOSED FIST. SUSP STATED HE DID PUNCHED THE VICT BECAUSE SHE WAS ASLEEP ON THE COUCH AND DINNER WAS NOT READY. SUSP (JAMES, SHARON) WAS ARRESTED FOR THE ABOVE CHARGE. SUSP. AND VICT. ARE HUSBAND AND WIFE, AND HAVE BEEN MARRIED FOR TWO YEARS.

See attached reports incorporated herein by reference.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Executed on 11-4-10 0250 in the County of Los Angeles, California.
(date) (time)

[Signature] TORREZ, F 39375
(Signature) (Print Name) (Employee No.)

Telephonic Determination ONLY

On _____, I was placed under oath and read the contents of the foregoing, including the contents of any attached reports or declaration, verbatim to the Honorable _____ The Judicial Officer advised me that there

IS IS NOT probable cause to believe this arrestee has committed a crime.

I declare under penalty of perjury that the foregoing is true and correct. Executed in Los Angeles County, California, on _____ at _____

(Date) (Time)

Probable Cause Determination

On the basis of either reports reviewed and/or officer's declaration I hereby determine that there

IS IS NOT probable cause to believe this arrestee has committed a crime.

(Judicial Officer's Signature) (Date)