

1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF ORANGE, HARBOR JUSTICE CENTER
3 LAGUNA NIGUEL FACILITY

4 THE PEOPLE OF THE STATE OF CALIFORNIA,) COMPLAINT
5)
6 Plaintiff,)
7)
8 vs.) No. 07SM01226
9 JESSICA RENEE SMITH 09/15/87) CHPS F-026-690-07
10 D6578253) BAC .12 PA COLLISION
11) MISSION VIEJO
12)
13 Defendant(s))

12 The Orange County District Attorney charges that in Orange
13 County, California, the law was violated as follows:

14 COUNT 1: On or about March 27, 2007, in violation of Section
15 23153(a) of the Vehicle Code (DRIVING UNDER THE INFLUENCE OF
16 ALCOHOL/DRUGS CAUSING BODILY INJURY), a MISDEMEANOR, JESSICA
17 RENEE SMITH did unlawfully drive a vehicle while under the
18 influence of an alcoholic beverage, a drug(s) and under the
19 combined influence of alcoholic beverage and drug(s) and while
20 driving do an act forbidden by law and neglect a duty imposed by
21 law in driving the vehicle, namely UNSAFE SPEED, proximately
22 causing bodily injury to LINDSAY COOPER AND ROY HERNANDEZ.

21 COUNT 2: On or about March 27, 2007, in violation of Section
22 23153(b) of the Vehicle Code (DRIVING WITH BLOOD ALCOHOL .08 %
23 OR MORE CAUSING BODILY INJURY), a MISDEMEANOR, JESSICA RENEE
24 SMITH did unlawfully drive a vehicle while defendant's blood
25 alcohol was 0.08 percent (%) or more by weight of alcohol in
26 defendant's blood and while driving do an act forbidden by law
27 and neglect a duty imposed by law in driving the vehicle,
28 proximately causing bodily injury to LINDSAY COOPER AND ROY
HERNANDEZ.

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OTHER ALLEGATION(S)

As to Count(s) 1 and 2, it is further alleged pursuant to Vehicle Code Section 13202.5(a) (UNDER 21 - DRIVING PRIVILEGE SUSPENDED), that at the time of the above offense, JESSICA RENEE SMITH was under the age of twenty-one (21) years, and upon conviction, the court shall suspend the defendant's driving privilege for one year or order the Department of Motor Vehicles to delay issuing the privilege to drive for one year subsequent to the time the defendant becomes legally eligible to drive.

I declare under penalty of perjury, on information and belief, that the foregoing is true and correct.

Dated 03/28/07 at Orange County, California.

MM/RH 07S01313

TONY RACKAUCKAS, DISTRICT ATTORNEY

by _____ Deputy
Complainant

RESTITUTION CLAIMED

- None
- \$ _____
- To be determined

NOTICES:

The People request that defendant and counsel disclose, within 15 days, all of the materials and information described in Penal Code section 1054.3, and continue to provide any later-acquired materials and information subject to disclosure, and without further request or order.