

FELONY COMPLAINT FOR ARREST WARRANT
SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,
v.

01 ANTONIO GUERRERO ZENDEJAS (05/15/1960)
Defendant(s).

CASE NO. KA083673

FELONY COMPLAINT
FOR ARREST WARRANT

The undersigned is informed and believes that:

COUNT 1

On or about January 26, 2008, in the County of Los Angeles, the crime of RAPE BY USE OF DRUGS, in violation of PENAL CODE SECTION 261(a)(3), a Felony, was committed by ANTONIO GUERRERO ZENDEJAS, who did unlawfully have and accomplish an act of sexual intercourse with a person, to wit, JANE DOE, not his/her spouse, where said person was prevented from resisting by an intoxicating, anesthetic, and controlled substance, and this condition was known, and reasonably should have been known by the defendant.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code section 1202.1."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

It is further alleged that the defendant(s), ANTONIO GUERRERO ZENDEJAS, inflicted great bodily injury upon the victim, JANE DOE, within the meaning of Penal Code section 12022.8 and causing the above offense to be a serious felony within the meaning of Penal Code section 1192.7(c)(8).

* * * * *

COUNT 2

On or about January 26, 2008, in the County of Los Angeles, the crime of RAPE OF UNCONSCIOUS PERSON, in violation of PENAL CODE SECTION 261(a)(4), a Felony, was committed by ANTONIO GUERRERO ZENDEJAS, who did unlawfully have and accomplish an act of sexual intercourse with a person, to wit, JANE DOE, not his/her spouse, where said person was at the time unconscious of the nature of the act, said unconsciousness being known to said defendant.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code section 1202.1."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

* * * * *

COUNT 3

On or about January 26, 2008, in the County of Los Angeles, the crime of SODOMY BY ANESTHESIA OR CONTROLLED SUBSTANCE, in violation of PENAL CODE SECTION 286(i), a Felony, was committed by ANTONIO GUERRERO ZENDEJAS, who did unlawfully commit an act of sodomy with JANE DOE who was prevented from resisting by an intoxicating and anesthetic substance and by a controlled substance, and this condition was known, and reasonably should have been known by the defendant.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code section 1202.1."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

* * * * *

COUNT 4

On or about January 26, 2008, in the County of Los Angeles, the crime of SODOMY OF AN UNCONSCIOUS VICTIM, in violation of PENAL CODE SECTION 286(f), a Felony, was committed by ANTONIO GUERRERO ZENDEJAS, who did unlawfully participate in an act of sodomy with JANE DOE, who was unconscious of the nature of said act and this unconsciousness was known to defendant.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code section 1202.1."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

It is further alleged as to count(s) 2, 3 and 4 that in the commission of the above offense the said defendant(s), ANTONIO GUERRERO ZENDEJAS, personally inflicted great bodily injury upon JANE DOE, not an accomplice to the above offense, within the meaning of Penal Code Section 12022.7(a) and also causing the above offense to become a serious felony within the meaning of Penal Code Section 1192.7(c)(8).

* * * * *

NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1. Willful refusal to provide the samples and impressions is a crime.

NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code section 1170(b) and *Cunningham v. California* 2007 U.S. LEXIS 1324.

Further, attached hereto and incorporated herein are official reports and documents of a law enforcement agency which the undersigned believes establish probable cause for the arrest of defendant(s) ANTONIO GUERRERO ZENDEJAS for the above-listed crimes. Wherefore, a warrant of arrest is requested for ANTONIO GUERRERO ZENDEJAS.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER KA083673, CONSISTS OF 4 COUNT(S).

Executed at LOS ANGELES, County of Los Angeles, on July 9,
2008.

D. NELSON
DECLARANT AND COMPLAINANT

Steve Cooley, DISTRICT ATTORNEY

BY: _____
ROUMAN EBRAHIM, DEPUTY

AGENCY:

LASD - SAN DIMAS DETECTIVES

I/O:

D. NELSON

ID NO.:

273516

PHONE :

(909) 450-2711

DR NO.:

008004460812021

OPERATOR:

JR

PRELIM. TIME EST.:

90 MINUTE(S)

BOOKING BAIL CUSTODY

DEFENDANT CII NO. DOB NO. RECOM'D R'TN DATE

ZENDEJAS, ANTONIO GUERRERO

011024587

5/15/1960

\$260,000

It appearing to the Court that probable cause exists for the issuance of a warrant of arrest for the above-named defendant(s), the warrant is so ordered.

ANTONIO ZENDEJAS

BAIL: \$ _____

DATE: _____

Judge of the Above Entitled Court

NON-WARRANT DEFENDANTS:

BOOKING BAIL CUSTODY

DEFENDANT CII NO. DOB NO. RECOM'D R'TN DATE

**FELONY COMPLAINT -- ORDER HOLDING TO ANSWER
-- P.C. SECTION 872**

It appearing to me from the evidence presented that the following offense(s) has/have been committed and that there is sufficient cause to believe that the following defendant(s) guilty thereof, to wit:

(Strike out or add as applicable)

ANTONIO GUERRERO ZENDEJAS

Count No.

Charge

Charge Range

Special Allegation

Alleg. Effect

1

PC 261(a)(3)

3-6-8

PC 12022.8

+5 Yrs

2

PC 261(a)(4)

3-6-8

PC 12022.7(a)

+3 Yrs

3

PC 286(i)



3-6-8

PC 12022.7(a)

+3 Yrs

4

PC 286(f)

3-6-8

PC 12022.7(a)

+3 Yrs

I order that the defendant(s) be held to answer therefore and be admitted to bail in the sum of:

ANTONIO GUERRERO ZENDEJAS

_____ Dollars

and be committed to the custody of the Sheriff of Los Angeles County until such bail is given. Date of arraignment in Superior Court will be:

ANTONIO GUERRERO ZENDEJAS _____

in Dept _____

at: A.M.

Date: _____

Committing Magistrate

TMZ