

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO  
SAN BERNARDINO JUSTICE CENTER DISTRICT

THE PEOPLE OF THE STATE OF CALIFORNIA,	)	
	)	
Plaintiff	)	
	)	
vs.	)	
	)	
Darius Tolentino ,	)	FELONY COMPLAINT
aka Darrius Tolentino,	)	
aka Darious Toleentino	)	
	)	
	)	DA CASE NO 2020-00-0038195
Defendant	)	

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The undersigned is informed and believes that:

COUNT 1

On or about August 15, 2020, in the above named judicial district, the crime of FORCIBLE ORAL COPULATION, in violation of PENAL CODE SECTION 287(c)(2)(A), a felony, was committed by Darius Tolentino, who did unlawfully participate in an act of oral copulation with Jane Doe and did accomplish said act against said victim's will by force, violence, duress, menace, and fear of immediate and unlawful bodily injury to said victim and to another.

"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 you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and a violent felony within the meaning of Penal Code section 667.5(c)."

It is further alleged as to count(s) 1 pursuant to Penal Code section 667(a)(1) that the defendant(s) Darius Tolentino, has suffered the following prior conviction(s) of a serious felony:

Court Case	Code/Statute	Conv Date	County	State	Court Type
XNWLA05732301	PC 286(c)(2)	06/03/2009	Los Angeles	CA	Superior
XNWLA05732301	PC 288a(c)(2)	06/03/2009	Los Angeles	CA	Superior

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### COUNT 2

On or about August 15, 2020, in the above named judicial district, the crime of FALSE IMPRISONMENT BY VIOLENCE, in violation of PENAL CODE SECTION 236, a felony, was committed by Darius Tolentino, who did unlawfully violate the personal liberty of Jane Doe, said violation being effected by violence, menace, fraud, and deceit.

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It is further alleged pursuant to Penal Code sections 1170.12(a) through (d) and 667(b) through (i) as to count(s) 1, 2 that said defendant(s) Darius Tolentino, has suffered the following prior conviction of a serious or violent felony or juvenile adjudication:

Court Case	Code/Statute	Conv Date	County	State	Court Type
XNWLA05732301	PC 286(c)(2)	06/03/2009	Los Angeles	CA	Superior

It is further alleged pursuant to Penal Code sections 1170.12(a) through (d) and 667(b) through (i) as to count(s) 1, 2 that said defendant(s) Darius Tolentino, has suffered the following prior conviction of a serious or violent felony or juvenile adjudication:

Court Case	Code/Statute	Conv Date	County	State	Court Type
XNWLA05732301	PC 288a(c)(2)	06/03/2009	Los Angeles	CA	Superior

**Note: People give notice of an intent to use evidence of defendant's prior sex offenses pursuant to Evidence Code Section 1108.**

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**NOTICE TO DEFENDANT AND DEFENDANT'S ATTORNEY**

Pursuant to Penal Code Sections 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.

**NOTICE TO ATTORNEY**

The materials accompanying this notice may include information about witnesses. If so, these materials are disclosed to you pursuant to Penal Code section 1054.2 which provides: "No attorney may disclose or permit to be disclosed to a defendant the address or telephone number of a victim or witness whose name is disclosed to the attorney pursuant to subdivision (a) of Section 1054.1 unless specifically permitted to do so by the court after a hearing and a showing of good cause."

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT CONSISTS OF 2 COUNT(S).

Executed at San Bernardino, California, on August 18, 2020.

Timothy Dixon

Timothy Dixon

DECLARANT AND COMPLAINANT

Agency: SB Sheriff Central Station

Prelim Est. 00:00

Defendant	Birth Date	Booking No.	CII No.	NCIC
Darius Tolentino	05/14/1973	2008300484	A23381703	