

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
VICTORVILLE DISTRICT

THE PEOPLE OF THE STATE OF CALIFORNIA,)
)
Plaintiff)

vs.)

FELONY COMPLAINT

Weijian Liu)
Qiaoyan Liu)
Aiqing Lin)
Zhonggui He)
Wenren He)
Wu Lin)
Lijie Lin)
Bin Li)
Huang Lin)
Mingfeng He)
Cheng Lin)
)
)
Defendant)

DA CASE NO 2022-00-0023324

The undersigned is informed and believes that:

COUNT 1

On or about August 20, 2020, in the above-named judicial district, the crime of CULTIVATING MORE THAN 6 MARIJUANA PLANTS WITH CONCURRENT VIOLATION OF ENVIRONMENTAL

LAW, in violation of HEALTH AND SAFETY CODE SECTION 11358(d)(3), a felony, was committed by Zhonggui He, Wenren He and Cheng Lin, who did unlawfully plant, cultivate, harvest, dry, and process more than six living marijuana plants and any part thereof. It is further alleged that the above offense resulted in the illegal discharge of waste as defined in Water Code sections 13260, 13264, 13272 and 13387..

COUNT 2

On or about March 03, 2022, in the above-named judicial district, the crime of POSSESSION OF MARIJUANA FOR SALE, in violation of HEALTH AND SAFETY CODE SECTION 11359(b), a misdemeanor, was committed by Zhonggui He, Wenren He and Cheng Lin, who did unlawfully to possess for purpose of sale marijuana.

COUNT 3

On or about March 03, 2022, in the above-named judicial district, the crime of CULTIVATING MORE THAN 6 MARIJUANA PLANTS WITH CONCURRENT VIOLATION OF ENVIRONMENTAL LAW, in violation of HEALTH AND SAFETY CODE SECTION 11358(d)(3), a felony, was committed by Weijian Liu, Qiaoyan Liu, Aiqing Lin, Zhonggui He, Wenren He, Wu Lin, Lijie Lin, Bin Li, Huang Lin, Mingfeng He and Cheng Lin, who did unlawfully plant, cultivate, harvest, dry, and process more than six living marijuana plants and any part thereof. It is further alleged that the above offense resulted in the illegal discharge of waste as defined in Water Code sections 13260, 13264, 13272 and 13387..

COUNT 4

On or about March 03, 2022, in the above-named judicial district, the crime of CULTIVATING MORE THAN 6 MARIJUANA PLANTS WITH CONCURRENT VIOLATION OF ENVIRONMENTAL LAW, in violation of HEALTH AND SAFETY CODE SECTION 11358(d)(3), a felony, was committed by Weijian Liu, Qiaoyan Liu, Aiqing Lin, Zhonggui He, Wenren He, Wu Lin, Lijie Lin, Bin Li, Huang Lin, Mingfeng He and Cheng Lin, who did unlawfully plant, cultivate, harvest, dry, and process more than six living marijuana plants and any part thereof. It is further alleged that the above offense resulted in intentionally and with gross negligence causing substantial environment harm to public lands and other public resources.

COUNT 5

On or about March 03, 2022, in the above-named judicial district, the crime of POSSESSION OF MARIJUANA FOR SALE, in violation of HEALTH AND SAFETY CODE SECTION 11359(b), a misdemeanor, was committed by Weijian Liu, Qiaoyan Liu, Aiqing Lin, Zhonggui He, Wenren He, Wu Lin, Lijie Lin, Bin Li, Huang Lin, Mingfeng He and Cheng Lin, who did unlawfully to possess for purpose of sale marijuana.

COUNT 6

On or about March 03, 2022, in the above-named judicial district, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of PENAL CODE SECTION 182(a)(1), a felony, was committed by Qiaoyan Liu and Cheng Lin, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of Cultivate Marijuana, in violation of Section 11358 of the Health and Safety Code, a felony; that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendant(s) s committed the following overt act and acts at and in the County of San Bernardino: Cheng Lin facilitated the cultivation of marijuana on his property in 2020. Cheng Lin sold the property to Qiao Liu in November of 2020 but continued to intend to facilitate cultivation of marijuana on the property. Both Cheng Liu and Qiao Liu permitted a large underground structure to be built on the property to facilitate the cultivation of marijuana. After the large marijuana grow was located by law enforcement and eradicated Qiao Liu was contacted by law enforcement and found to be in possession of over \$4500.00 in cash. After being contacted by law enforcement Qiao Liu went directly to Cheng Liu's residence. Inside the residence law enforcement discovered approximately 50 pounds of processed marijuana and grow equipment. Inside Cheng Lin's vehicle law enforcement located \$13,000 in cash. A commercial lease agreement was located inside Cheng Lin's residence. A search of the commercial building law enforcement found numerous items used in the cultivation of marijuana and over 200 pounds of marijuana product..

* * * * *

It is further alleged as to each count, pursuant to Penal Code section 1170, subdivision (b)(2), that the following circumstances may apply in this case:

1. The crime involved great violence, great bodily harm, threat of great bodily harm, or other acts disclosing a high degree of cruelty, viciousness, or callousness;
2. The defendant was armed with or used a weapon at the time of the commission of the crime;
3. The victim was particularly vulnerable;
4. The defendant induced others to participate in the commission of the crime or occupied a position of leadership or dominance of other participants in its commission;
5. The defendant induced a minor to commit or assist in the commission of the crime;
6. The defendant threatened witnesses, unlawfully prevented or dissuaded witnesses from testifying, suborned perjury, or in any other way illegally interfered with the judicial process;
7. The defendant was convicted of other crimes for which consecutive sentences could have been imposed but for which concurrent sentences are being imposed;
8. The manner in which the crime was carried out indicates planning, sophistication, or professionalism;
9. The crime involved an attempted or actual taking or damage of great monetary value;
10. The crime involved a large quantity of contraband;
11. The defendant took advantage of a position of trust or confidence to commit the offense.
12. The crime constitutes a hate crime under section 422.55;
13. The defendant has engaged in violent conduct that indicates a serious danger to society;
14. The defendant's prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness;
15. The defendant has served a prior term in prison or county jail under section 1170(h);
16. The defendant was on probation, mandatory supervision, postrelease community supervision, or parole when the crime was committed; and
17. The defendant's prior performance on probation, mandatory supervision, postrelease community supervision, or parole was unsatisfactory; and
18. And any other aggravating factors that may be permitted by law.

* * * * *

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 6 COUNT(S).

Executed at Victorville, California, on May 13, 2022

Cary Epstein

Cary Epstein

DECLARANT AND COMPLAINANT

Agency: SB Sheriff Vice/Narcotics/Gangs

Prelim Est.

Defendant	Birth Date	Booking No	CII No.	NCIC
Weijian Liu	1988-10-17			
Qiaoyan Liu	1987-05-01			
Aiqing Lin	1970-05-16			
Zhonggui He	1962-06-06			
Wenren He	1980-04-20		A39319221	
Wu Lin	1989-05-16			
Lijie Lin	1984-06-15			
Bin Li	1983-07-22			
Huang Lin	1995-03-28			
Mingfeng He	1985-03-10			
Cheng Lin	1992-02-06			