

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

THE PEOPLE OF THE STATE OF CALIFORNIA,)	
)	
Plaintiff)	
)	
vs.)	FELONY COMPLAINT
)	
Justin Wayne Halstenberg)	
)	
)	DA CASE NO 2024-00-0038078
Defendant)	
)	
)	
)	

The undersigned is informed and believes that:

COUNT 1

On or about September 05, 2024, in the above-named judicial district, the crime of AGGRAVATED ARSON, in violation of PENAL CODE SECTION 451.5(a), a felony, was committed by Justin Wayne Halstenberg, who did willfully, maliciously, deliberately, with premeditation, and with intent to cause injury to one and more persons and to cause damage to property under circumstances likely to produce injury to one and more persons and to cause damage to one and more structures and inhabited dwellings, set fire to, burn, and cause to be burned, and aided, counseled and procured the burning of a residence, structure, forest land, and property with the following aggravating factor(s): the fire caused property damage and other losses in excess of seven million dollars (\$7,000,000)..

NOTICE: Penal Code 1203.06(a)(3) prohibits the granting of probation for this charge.

COUNT 2

On or about September 05, 2024, in the above-named judicial district, the crime of ARSON CAUSING GREAT BODILY INJURY, in violation of PENAL CODE SECTION 451(a), a felony, was committed by Justin Wayne Halstenberg, who did willfully, unlawfully, and maliciously set fire to and

burn and cause to be burned property causing injury to another person and to another person's structure, forest land, and property thereby causing great bodily injury to Jose Luis Hernandez.

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

COUNT 3

On or about September 05, 2024, in the above-named judicial district, the crime of ARSON OF AN INHABITED STRUCTURE OR PROPERTY, in violation of PENAL CODE SECTION 451(b), a felony, was committed by Justin Wayne Halstenberg, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned an inhabited structure and inhabited property located at 31929 Pine Cone Drive, Running Springs.

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

COUNT 4

On or about September 05, 2024, in the above-named judicial district, the crime of ARSON OF A STRUCTURE OR FOREST, in violation of PENAL CODE SECTION 451(c), a felony, was committed by Justin Wayne Halstenberg, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned forest land located at Bacon Lane, Highland.

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

COUNT 5

On or about September 05, 2024, in the above-named judicial district, the crime of POSSESSION OF FLAMMABLE MATERIAL, in violation of PENAL CODE SECTION 453(a), a felony, was committed by Justin Wayne Halstenberg, who did unlawfully possess, manufacture and dispose of a flammable and combustible material and substance, and an incendiary device in an arrangement and preparation, with intent to willfully and maliciously use said material, substance, and device to set fire to and burn a structure, forest land, and property.

COUNT 6

On or about September 05, 2024, in the above-named judicial district, the crime of ARSON OF A STRUCTURE OR FOREST, in violation of PENAL CODE SECTION 451(c), a felony, was committed by Justin Wayne Halstenberg, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned forest land located at Baseline Street, Highland.

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

COUNT 7

On or about September 05, 2024, in the above-named judicial district, the crime of POSSESSION OF FLAMMABLE MATERIAL, in violation of PENAL CODE SECTION 453(a), a felony, was committed by Justin Wayne Halstenberg, who did unlawfully possess, manufacture and dispose of a flammable and combustible material and substance, and an incendiary device in an arrangement and preparation, with intent to willfully and maliciously use said material, substance, and device to set fire to and burn a structure, forest land, and property.

COUNT 8

On or about September 05, 2024, in the above-named judicial district, the crime of ARSON OF A STRUCTURE OR FOREST, in violation of PENAL CODE SECTION 451(c), a felony, was committed by Justin Wayne Halstenberg, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned forest land located at Baseline Street and Alpin Street, Highland.

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

COUNT 9

On or about September 05, 2024, in the above-named judicial district, the crime of POSSESSION OF FLAMMABLE MATERIAL, in violation of PENAL CODE SECTION 453(a), a felony, was committed by Justin Wayne Halstenberg, who did unlawfully possess, manufacture and dispose of a flammable and combustible material and substance, and an incendiary device in an

arrangement and preparation, with intent to willfully and maliciously use said material, substance, and device to set fire to and burn a structure, forest land, and property.

* * * * *

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 9 COUNT(S).

Executed at San Bernardino, California, on September 12, 2024

Lisa Crane

Lisa Crane

DECLARANT AND COMPLAINANT

Agency: SBSO Highland Police Station

Prelim Est.

Defendant	Birth Date	Booking No	CII No.	NCIC
Justin Wayne Halstenberg	1990-01-15	2409300406	A42057508	