

ELECTRONICALLY FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
10/21/2025 - V6

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
VICTORVILLE DISTRICT

BY: Marcial-Orozco, Laura
DEPUTY CLERK

THE PEOPLE OF THE STATE OF CALIFORNIA,	)	
	)	
Plaintiff	)	
	)	
vs.	)	
	)	FELONY COMPLAINT
Brandon Aguilera-Padilla	)	COURT CASE NUMBER: FVI25003262
aka Fernando Aguilar	)	
	)	DA CASE NO 2025-00-0060995
	)	
Defendant	)	
	)	
	)	
	)	

The undersigned is informed and believes that:

COUNT 1

On or about September 18, 2025, in the above-named judicial district, the crime of VEHICULAR MANSLAUGHTER WITH GROSS NEGLIGENCE, in violation of PENAL CODE SECTION 192(c)(1), a felony, was committed by Brandon Aguilera-Padilla, who did unlawfully, and without malice, kill Xavier P., a human being, while driving a vehicle in the commission of an unlawful act not amounting to a felony and with gross negligence; or driving a vehicle in the commission of a lawful act which might have produced death, in an unlawful manner, and with gross negligence.

NOTICE: The above offense is a serious felony within the meaning of Penal Code Section 1192.7(c) and 1192.8(a).

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Brandon Aguilera-Padilla is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony.

COUNT 2

On or about September 18, 2025, in the above-named judicial district, the crime of CHILD ABUSE UNDER CIRCUMSTANCES OR CONDITIONS LIKELY TO CAUSE GBI OR DEATH, in violation of PENAL CODE SECTION 273a(a), a felony, was committed by Brandon Aguilera-Padilla, who did willfully and unlawfully, under circumstances and conditions likely to produce great bodily harm and death, injure, cause, and permit a child, Xavier P., to suffer and to be inflicted with unjustifiable physical pain and mental suffering, and, having the care and custody of said child, injure, cause, and permit the person and health of said child to be injured and did willfully cause and permit said child to be placed in such situation that his/her person and health was/were endangered.

It is further alleged pursuant to section 12022.95 that the defendant(s) Brandon Aguilera-Padilla, under circumstances and conditions likely to produce great bodily harm and death, willfully caused and permitted a child to suffer, and inflicted thereon unjustifiable physical pain and injury that resulted in death, and having the care and custody of a child, under circumstances likely to produce great bodily harm and death, willfully caused and permitted that child to be injured and harmed and that injury and harm resulted in death.

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Brandon Aguilera-Padilla is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony;

* * * * *

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. 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 2 COUNT(S).

Executed at Victorville, California, on October 21, 2025

Deena M. Pribble

Deena M. Pribble

DECLARANT AND COMPLAINANT

Agency: Barstow Police Department

Prelim Est.

Defendant	Birth Date	Booking No	CII No.	NCIC
Brandon Aguilera-Padilla	1999-09-16			