

On or about April 10, 2026, in the above-named judicial district, the crime of ARSON OF PROPERTY OF ANOTHER, in violation of PENAL CODE SECTION 451(d), a felony, was committed by Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned the property of another, to wit, Marshalls, located at Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 3

On or about April 10, 2026, in the above-named judicial district, the crime of ARSON OF PROPERTY OF ANOTHER, in violation of PENAL CODE SECTION 451(d), a felony, was committed by Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned the property of another, to wit, Marshalls, located at Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 4

On or about April 10, 2026, in the above-named judicial district, the crime of CRIMINAL THREATS, in violation of PENAL CODE SECTION 422(a), a felony, was committed by Luis Javier

Gallegos, who did willfully and unlawfully threaten to commit a crime which would result in death and great bodily injury to Tara Lynn Freeman, with the specific intent that the statement be taken as a threat.

It is further alleged that the threatened crime, on its face and under the circumstances in which it was made, was so unequivocal, unconditional, immediate and specific as to convey to Tara Lynn Freeman a gravity of purpose and an immediate prospect of execution.

It is further alleged that the said Tara Lynn Freeman was reasonably in sustained fear of his/her safety and the safety of his/her immediate family.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 5

On or about April 10, 2026, in the above-named judicial district, the crime of CRIMINAL THREATS, in violation of PENAL CODE SECTION 422(a), a felony, was committed by Luis Javier Gallegos, who did willfully and unlawfully threaten to commit a crime which would result in death and great bodily injury to Nathan Anthony Timms, with the specific intent that the statement be taken as a threat.

It is further alleged that the threatened crime, on its face and under the circumstances in which it was made, was so unequivocal, unconditional, immediate and specific as to convey to Nathan Anthony Timms a gravity of purpose and an immediate prospect of execution.

It is further alleged that the said Nathan Anthony Timms was reasonably in sustained fear of

his/her safety and the safety of his/her immediate family.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 6

On or about April 10, 2026, in the above-named judicial district, the crime of ARSON OF PROPERTY OF ANOTHER, in violation of PENAL CODE SECTION 451(d), a felony, was committed by Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned the property of another, to wit, Nordstrom Rack, located at Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 7

On or about April 10, 2026, in the above-named judicial district, the crime of ARSON OF PROPERTY OF ANOTHER, in violation of PENAL CODE SECTION 451(d), a felony, was committed by Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned the property of another, to wit, Nordstrom Rack, located at Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 8

On or about April 10, 2026, in the above-named judicial district, the crime of ARSON OF PROPERTY OF ANOTHER, in violation of PENAL CODE SECTION 451(d), a felony, was committed by Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned the property of another, to wit, Nordstrom Rack, located at Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 9

On or about April 10, 2026, in the above-named judicial district, the crime of ARSON OF PROPERTY OF ANOTHER, in violation of PENAL CODE SECTION 451(d), a felony, was committed by Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned the property of another, to wit, Nordstrom Rack, located at Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 10

On or about April 10, 2026, in the above-named judicial district, the crime of ARSON OF PROPERTY OF ANOTHER, in violation of PENAL CODE SECTION 451(d), a felony, was committed by Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned the property of another, to wit, Northface, located at Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 11

On or about April 10, 2026, in the above-named judicial district, the crime of ARSON OF PROPERTY OF ANOTHER, in violation of PENAL CODE SECTION 451(d), a felony, was committed by Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned the property of another, to wit, Northface, located at Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or

violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 12

On or about April 10, 2026, 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 Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned a structure and forest land located at True Religion, Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 13

On or about April 10, 2026, in the above-named judicial district, the crime of ARSON OF PROPERTY OF ANOTHER, in violation of PENAL CODE SECTION 451(d), a felony, was committed by Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned the property of another, to wit, True Religion, located at Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction;

defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 14

On or about April 10, 2026, in the above-named judicial district, the crime of ARSON OF PROPERTY OF ANOTHER, in violation of PENAL CODE SECTION 451(d), a felony, was committed by Luis Javier Gallegos, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned the property of another, to wit, True Religion, located at Ontario Mills Mall.

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

It is further alleged that pursuant to Penal Code section 1170(h)(3) defendant(s) Luis Javier Gallegos is eligible for imprisonment in the state prison due to: the current charge is a serious or violent felony; defendant(s) Luis Javier Gallegos has a prior serious or violent felony conviction; defendant(s) Luis Javier Gallegos has been convicted of a crime with a Penal Code section 186.11 enhancement; the crime is not punishable pursuant to Penal Code section 1170(h)(3).

COUNT 15

On or about April 10, 2026, in the above-named judicial district, the crime of RESISTING EXECUTIVE OFFICER, in violation of PENAL CODE SECTION 69, a felony, was committed by Luis Javier Gallegos, who did unlawfully attempt by means of threats and violence to deter and prevent Jonathan Higgins, who was then and there an executive officer, from performing a duty imposed upon such officer by law, and did knowingly resist by the use of force and violence said executive officer in the performance of his/her duty.

COUNT 16

On or about April 10, 2026, in the above-named judicial district, the crime of PC148(a) WITH ATTEMPTED FIREARM REMOVAL, in violation of PENAL CODE SECTION 148(d), a felony, was committed by Luis Javier Gallegos, who did unlawfully remove and take, and attempt to remove and take, a firearm from the person and immediate presence of Jonathan Higgins, a public officer and peace officer who was then and there engaged in the performance of lawful duty.

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, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 that said Luis Javier Gallegos, 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
PASGA1007800 1	PC211	2017-09-12	Los Angeles	CA	Superior

* * * * *

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 16 COUNT(S).

Executed at Rancho Cucamonga, California, on April 14, 2026

J Carrasco
 J Carrasco
 DECLARANT AND COMPLAINANT

Agency: Ontario Police Department

Prelim Est.

Defendant	Birth Date	Booking No	CII No.	NCIC
Luis Javier Gallegos	1997-10-05	2604340939	A36691820	