		SUPERIOR COURT OF CALLFORNIA
1	ROB BONTA Attorney General of California	JUL 1 9 2023
2	DIANA CALLAGHAN Supervising Deputy Attorney General	
3	RYAN TOOMEY	
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7	Attorneys for the People of the State of Californi	a
8	SUPERIOR COURT OF TH	E STATE OF CALIFORNIA
9		F RIVERSIDE
10	RIVERSIDE HA	LL OF JUSTICE
11		
12 13	PEOPLE OF THE STATE OF	Case No. PIF2303132
14	CALIFORNIA,	
15	Plaintiff,	FELONY COMPLAINT FOR ARREST WARRANT
16	v. 1. MARIA ERMELINDA SAENZ	
17	GONZALEZ (10/16/1981),	
18	2. FRANCISCO BALMORE AMAYA	
19	SAENZ (3/9/1999),	
20	3. JOSE RAUL CHICA	
21	(3/24/1973),	
22	4. JOSE ANTONIO INTERIANO MARTINEZ	
23	(5/10/1988),	
24	5. JOSE ALFREDO GIRON HENRIQUEZ (1/9/1987),	
25	6. VICTOR MANUEL HERNANDEZ	
26	(2/17/2000),	
27	7. MANUELA RODRIGUEZ RIZO (6/08/1965),	
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1	8. GENARO SOLIS FUENTES				
2	(8/21/1979),				
3	Defendants.				
4					
5	The Attorney General of the state of California accuses the above-named defendants				
	of the following offenses, which are connected to each other in their commission:				
6					
7	COUNT I HU				
8	On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime				
9	of CONSPIRACY TO COMMIT A CRIME, in violation of PENAL CODE SECTION 182(a)(l),				
10	a Felony, was committed by MARIA ERMELINDA SAENZ GONZALEZ, FRANCISCO				
11	BALMORE AMAYA SAENZ, JOSE RAUL CHICA, JOSE ANTONIO INTERIANO				
12	MARTINEZ, and GENARO SOLIS FUENTES who did unlawfully conspire together and with				
13	another person and persons whose identity is unknown, to commit the crime of Grand Theft in				
14	violation of Penal Code section 487(a), Recycling Fraud in violation of Public Resources Code				
15	section 14591(b)(l)(D), and Public Resources Code section 14591(b)(l)(F), felonies; that pursuant				
16	to and for the purpose of carrying out the objects and purposes of aforesaid conspiracy, the said				
17	defendants committed the following overt act and acts at and in the County of Riverside:				
18	OVERT ACTS				
19	1				
20	On or about November 15, 2022, FRANCISCO BALMORE AMAYA SAENZ created				
21	DORIIS shipping report number 12196508.				
22	2				
23	On or about April 11, 2023, MARIA ERMELINDA SAENZ GONZALEZ drove from				
24	4275 Vernon Avenue, Jurupa Valley, CA to 8464 Mission Boulevard, Riverside, CA.				
25					
26					
27	On or about May 11, 2023 through May 12, 2023, GENARO SOLIS FUENTES drove				
28	from 1616 N. 26 th Place, Phoenix, AZ to 3118 Avalon St., Riverside, CA.				

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2	On or about May 12, 2023, JOSE RAUL CHICA drove from 3118 Avalon Street in		
3	Riverside, CA to Main Street Fibers, 608 E. Main Street, Ontario, CA.		
4	5		
5	On or about June 16, 2023 through June 17, 2023, GENARO SOLIS FUENTES drove		
6	from 1616 N. 26 th Place, Phoenix, AZ to 3118 Avalon St., Riverside, CA		
7	6		
8	On or about June 17, 2023, JOSE ANTONIO INTERIANO MARTINEZ drove from		
9	3118 Avalon Street in Riverside, CA to Main Street Fibers, 608 E. Main Street, Ontario, CA.		
10	7		
11	On or about June 17, 2023, FRANCISCO BALMORE AMAYA SAENZ drove to 3118		
12	Avalon Street in Riverside, CA.		
13	<u>COUNT 2</u>		
14	On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime		
15	of GRAND THEFT OF PERSONAL PROPERTY, in violation of Penal Code section 487(a), a		
16	felony, was committed by MARIA ERMELINDA SAENZ GONZALEZ, FRANCISCO		
17	BALMORE AMAYA SAENZ, JOSE RAUL CHICA, JOSE ANTONIO INTERIANO		
18	MARTINEZ, JOSE ALFREDO GIRON HENRIQUEZ, VICTOR MANUEL		
19	HERNANDEZ, MANUELA RODRIGUEZ RIZO, and GENARO SOLIS FUENTES who		
20	did unlawfully take money and personal property of a value exceeding Nine Hundred Fifty		
21	Dollars (\$950), to wit: the property of the California Department of Resources, Recycling, and		
22	Recovery ("CalRecycle").		
23	COUNT 3		
24	On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime		
25	of RECYCLING FRAUD, in violation of PUBLIC RESOURCES CODE SECTION		
26	14591(b)(l)(D), a felony, was committed by MARIA ERMELINDA SAENZ GONZALEZ,		
27	FRANCISCO BALMORE AMAYA SAENZ, JOSE RAUL CHICA, JOSE ANTONIO		
28	INTERIANO MARTINEZ, JOSE ALFREDO GIRON HENRIQUEZ, VICTOR MANUEL 3		

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1	HERNANDEZ, MANUELA RODRIGUEZ RIZO who, with the intent to defraud the State of				
2	California, did bring out-of-state containers, rejected containers, or line breakage to the California				
3	marketplace for redemption.				
4	<u>COUNT 4</u>				
5	On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime				
6	of RECYCLING FRAUD, in violation of PUBLIC RESOURCES CODE SECTION				
7	14591(b)(l)(E), a felony, was committed by FRANCISCO BALMORE AMAYA SAENZ who,				
8	with the intent to defraud the State of California, did redeem out-of-state containers, rejected				
9	containers, line breakage, or containers that have already been redeemed.				
10	COUNT 5				
11	On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime				
12	of RECYCLING FRAUD, in violation of PUBLIC RESOURCES CODE SECTION				
13	14591(b)(l)(F), a felony, was committed by GENARO SOLIS FUENTES who, with the intent				
14	to defraud the State of California, did return redeemed containers to the California marketplace				
15	for redemption.				
16	<u>COUNT 6</u>				
17	On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime				
18	of COMPUTER ACCESS AND FRAUD, in violation of PENAL CODE SECTION 502(c)(1), a				
19	Felony, was committed by MARIA ERMELINDA SAENZ GONZALEZ, who did willfully,				
20	knowingly and unlawfully access and without permission alter, damage, delete, destroy and				
21	otherwise use any data, computer, computer system and computer network, the property of the				
22	California Department of Resources, Recycling, and Recovery in order to devise and execute any				
23	scheme and artifice to defraud, deceive and extort, to wit: On a chronic and ongoing basis,				
24	defendants accessed the victim's "DORIIS" software and fraudulently submitted falsified				
25	California Refund Value reimbursement claims for ineligible out of state empty beverage				
26	containers.				
27	///				
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1	<u>COUNT 7</u>
2	On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime
3	of COMPUTER ACCESS AND FRAUD, in violation of PENAL CODE SECTION 502(c)(1), a
4	Felony, was committed by FRANCISCO BALMORE AMAYA SAENZ NICHOLS, who did
5	willfully, knowingly and unlawfully access and without permission alter, damage, delete, destroy
6	and otherwise use any data, computer, computer system and computer network, the property of
7	the California Department of Resources, Recycling, and Recovery in order to devise and execute
8	any scheme and artifice to defraud, deceive and extort, to wit: On a chronic and ongoing basis,
9	defendants accessed the victim's "DORIIS" software and fraudulently submitted falsified
10	California Refund Value reimbursement claims for ineligible out of state empty beverage
11	containers.
12	COUNT 8
13	On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime
14	of COMPUTER ACCESS AND FRAUD, in violation of PENAL CODE SECTION 502(c)(1), a
15	Felony, was committed by JOSE ANTONIO INTERIANO MARTINEZ, who did willfully,
16	knowingly and unlawfully access and without permission alter, damage, delete, destroy and
17	otherwise use any data, computer, computer system and computer network, the property of the
18	California Department of Resources, Recycling, and Recovery in order to devise and execute any
19	scheme and artifice to defraud, deceive and extort, to wit: On a chronic and ongoing basis,
20	defendants accessed the victim's "DORIIS" software and fraudulently submitted falsified
21	California Refund Value reimbursement claims for ineligible out of state empty beverage
22	containers.
23	COUNT 9
24	On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime
25	of COMPUTER ACCESS AND FRAUD, in violation of PENAL CODE SECTION 502(c)(1), a
26	Felony, was committed by JOSE ALFREDO GIRON HENRIQUEZ, who did willfully,
27	knowingly and unlawfully access and without permission alter, damage, delete, destroy and
28	otherwise use any data, computer, computer system and computer network, the property of the 5

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California Department of Resources, Recycling, and Recovery in order to devise and execute any
scheme and artifice to defraud, deceive and extort, to wit: On a chronic and ongoing basis,
defendants accessed the victim's "DORIIS" software and fraudulently submitted falsified
California Refund Value reimbursement claims for ineligible out of state empty beverage
containers.

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<u>COUNT 10</u>

On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime 7 of COMPUTER ACCESS AND FRAUD, in violation of PENAL CODE SECTION 502(c)(1), a 8 9 Felony, was committed by **VICTOR MANUEL HERNANDEZ**, who did willfully, knowingly and unlawfully access and without permission alter, damage, delete, destroy and otherwise use 10 11 any data, computer, computer system and computer network, the property of the California Department of Resources, Recycling, and Recovery in order to devise and execute any scheme 12 and artifice to defraud, deceive and extort, to wit: On a chronic and ongoing basis, defendants 13 accessed the victim's "DORIIS" software and fraudulently submitted falsified California Refund 14 Value reimbursement claims for ineligible out of state empty beverage containers. 15

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<u>COUNT_11</u>

On or about October 19, 2022 through July 19, 2023, in the County of Riverside, the crime 17 18 of COMPUTER ACCESS AND FRAUD, in violation of PENAL CODE SECTION 502(c)(1), a Felony, was committed by MANUELA RODRIGUEZ RIZO, who did willfully, knowingly and 19 20 unlawfully access and without permission alter, damage, delete, destroy and otherwise use any 21 data, computer, computer system and computer network, the property of the California 22 Department of Resources, Recycling, and Recovery in order to devise and execute any scheme 23 and artifice to defraud, deceive and extort, to wit: On a chronic and ongoing basis, defendants 24 accessed the victim's "DORIIS" software and fraudulently submitted falsified California Refund 25 Value reimbursement claims for ineligible out of state empty beverage containers.

<u>COUNT 12</u>

27 On or about February 18, 2023, in the County of Riverside, the crime of PERJURY BY

28 DECLARATION, in violation of PENAL CODE SECTION 118(a), a Felony, was committed by

1	MANUELA RODRIGUEZ RIZO, who did unlawfully, under penalty of perjury, declare as			
2	true, that which was known to be false, to wit: Division of Recycling Integrated Information			
3	System ("DORIIS") Shipping Report Number 13457116.			
4	COUNT 13			
5	On or about February 27, 2023, in the County of Riverside, the crime of PERJURY BY			
6	DECLARATION, in violation of PENAL CODE SECTION 118(a), a Felony, was committed by			
7	FRANCISCO BALMORE AMAYA SAENZ, who did unlawfully, under penalty of perjury,			
8	declare as true, that which was known to be false, to wit: Division of Recycling Integrated			
9	Information System ("DORIIS") Shipping Report Number 13476061.			
10	COUNT 14			
11	On or about March 4, 2023, in the County of Riverside, the crime of PERJURY BY			
12	DECLARATION, in violation of PENAL CODE SECTION 118(a), a Felony, was committed by			
13	VICTOR MANUEL HERNANDEZ, who did unlawfully, under penalty of perjury, declare as			
14	true, that which was known to be false, to wit: Division of Recycling Integrated Information			
15	System ("DORIIS") Shipping Report Form Number 13488277.			
16	<u>COUNT 15</u>			
17	On or about March 15, 2023, in the County of Riverside, the crime of PERJURY BY			
18	DECLARATION, in violation of PENAL CODE SECTION 118(a), a Felony, was committed by			
19	MARIA ERMELINDA SAENZ GONZALEZ, who did unlawfully, under penalty of perjury,			
20	declare as true, that which was known to be false, to wit: Division of Recycling Integrated			
21	Information System ("DORIIS") Shipping Report Number 13513406.			
22	<u>COUNT 16</u>			
23	On or about April 6, 2023, in the County of Riverside, the crime of PERJURY BY			
24	DECLARATION, in violation of PENAL CODE SECTION 118(a), a Felony, was committed by			
25	JOSE ANTONIO INTERIANO MARTINEZ, who did unlawfully, under penalty of perjury,			
26	declare as true, that which was known to be false, to wit: Division of Recycling Integrated			
27	Information System ("DORIIS") Shipping Report Number 13560814.			
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1	<u>COUNT 17</u>				
2	On or about May 2, 2023, in the County of Riverside, the crime of PERJURY BY				
3	DECLARATION, in violation of PENAL CODE SECTION 118(a), a Felony, was committed by				
4	JOSE ALFREDO GIRON HENRIQUEZ, who did unlawfully, under penalty of perjury,				
5	declare as true, that which was known to be false, to wit: Division of Recycling Integrated				
6	Information System ("DORIIS") Shipping Report Number 13632342.				
7 8	First Special Allegation				
° 9	Multiple Felonies Involving Fraud/Embezzlement				
9	It is further alleged that in the commission of the offenses alleged in Counts 1 through 17,				
10	defendants MARIA ERMELINDA SAENZ GONZALEZ, FRANCISCO BALMORE				
12	AMAYA SAENZ, JOSE RAUL CHICA, JOSE ANTONIO INTERIANO MARTINEZ,				
12	JOSE ALFREDO GIRON HENRIQUEZ, VICTOR MANUEL HERNANDEZ, MANUELA				
14	RODRIGUEZ RIZO, and GENARO SOLIS FUENTES committed two or more related				
15	felonies, a material element of which is fraud or embezzlement, which involve a pattern of related				
16	felony conduct, and the pattern of related felony conduct involves the taking of more than five				
17	hundred thousand dollars (\$500,000), within the meaning of Penal Code section 186.11(a)(2).				
18	Second Special Allegation				
19	Theft of Amount Over \$100,000				
20	It is further alleged that MARIA ERMELINDA SAENZ GONZALEZ, FRANCISCO				
21	BALMORE AMAYA SAENZ, JOSE RAUL CHICA, JOSE ANTONIO INTERIANO				
22	MARTINEZ, JOSE ALFREDO GIRON HENRIQUEZ, VICTOR MANUEL				
23	HERNANDEZ, MANUELA RODRIGUEZ RIZO, and GENARO SOLIS FUENTES, in the				
24	commission of the Grand Theft count alleged against them in this Felony Complaint, with the				
25	intent to do so, took funds of value exceeding one hundred thousand dollars (\$100,000) within				
26	the meaning of Penal Code §1203.045 (a).				
27	NOTICE: If found true, convictions imposed in this matter shall be served in State Prison				
28	pursuant to Penal Code section 1170(h)(3)(D).				

1	Third Special Allegation	
2	Computer Access and Fraud	
3	It is further alleged as to Counts 6 through 11 that defendants' MARIA ERMELINDA	
4	SAENZ GONZALEZ, FRANCISCO BALMORE AMAYA SAENZ, JOSE ANTONIO	
5	INTERIANO MARTINEZ, JOSE ALFREDO GIRON HENRIQUEZ, VICTOR MANUEL	
6	HERNANDEZ, and MANUELA RODRIGUEZ RIZO violations resulted in the California	
7	Department of Resources, Recycling, and Recovery's ("CalRecycle") expenditure in an amount	
8	greater than five thousand dollars (\$5,000) within the meaning of Penal Code section 502	
9	(d)(3)(C).	
10	Fourth Special Allegation	
11	Felony Offense While Out on Bail or Own Recognizance	
12	It is further alleged as to Counts 1, 2, 3, 4, 7, and 13 that at the time of the commission of	
13	the above offenses, said defendant, FRANCISCO BALMORE AMAYA SAENZ, was released	
14	from custody on bail or on his own recognizance in Riverside County Superior Case Number	
15	RIF2302012, within the meaning of Penal Code section 12022.1.	
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1	DECLARATION				
2	I declare under penalty of perjury under the laws of the State of California that the				
3	foregoing is true and correct and that this complaint consists of 6 counts.				
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6	Executed at Riverside, County of Riverside, on July 14, 2023.				
7					
8	WOOD III MARK WOOD				
9	DECLARANT AND COMPLAINANT				
10					
11					
12	Dated: July 17, 2023 Respectfully Submitted,				
13	ROB BONTA Attorney General of California				
14					
15					
16	RYAN TOOMEY				
17 18	Deputy Attorney General Attorneys for the People of the State of California				
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1	NOTICE TO DEFENDANT AND ATTORNEY
2	Pursuant to Penal Code section 1054(b), the People of the State of California hereby
3	informally request that defense counsel provide discovery to the People as required by Penal
4	Code section 1054.3.
5	NOTICE TO ATTORNEY
6	Any materials accompanying this complaint or provided by the People in this case may
7	contain information about witnesses. Such information is subject to Penal Code section 1054.2,
8	which provides, "No attorney may disclose or permit to be disclosed to a defendant the address or
9	telephone number of a victim or witness whose name is disclosed to the attorney pursuant to
10	subdivision (a) of section 1054.1 unless specifically permitted to do so by the court after a hearing
11	and a showing of good cause."
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1 2	AGENCY: CA Bureau of Investigation	<u>I/O:</u> Mark Wood	<u>PHONE NO:</u> (951) 809-5604	
3	NOTI ING TIBAT TOT.	3 day		
4	<u>PRELIM. TIME. EST</u> :	5 day		
5	DEFENDANT		<u>DOB</u>	<u>BAIL</u> <u>RECOM'D</u>
6	Maria Ermelinda Saenz Gonzalez		10/16/1981	\$30,000
7	Francisco Balmore AMAYA Saenz		3/9/1999	\$50,000
8	Jose Raul Chica		3/24/1973	\$10,000
9	Jose Antonio Interiano Martinez		5/10/1988	\$30,000
10			1/9/1987	\$30,000
11	Jose Alfredo Giron Henriquez			\$30,000
12	Victor Manuel Hernandez		2/17/2000	·
13	Manuela Rodriguez Rizo		6/08/1965	\$30,000
14	Genaro Solis Fuentes		8/21/1979	\$10,000
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1	<u>Order Holding To Answer - Felony Complaint (P.C. § 872)</u>						
2	It appearing to me from the evidence presented that the following offense(s) has/have						
3	been committe	been committed and that there is sufficient cause to believe that the following defendant(s) guilty					
4	thereof, to wit	thereof, to wit:					
5	MARI	A ERMELINDA SAE	NZ GONZALEZ,	FRANCISCO BALM	IORE AMAYA		
6	SAENZ, JOS	E RAUL CHICA, JOS	E ANTONIO INT	ERIANO MARTINI	EZ, JOSE		
7	ALFREDO O	GIRON HENRIQUEZ,	VICTOR MANU	EL HERNANDEZ, N	IANUELA		
8	RODRIGUE	Z RIZO, and GENARO) SOLIS FUENTE	S			
9		(Strik	ke out or add as app	olicable)			
10		IELINDA SAENZ GO					
11	Count No.	Charge	<u>Charge Range</u>	Special Allegation	Alleg. Effect.		
12	1	PC 182 (a)(1)	16-2-3				
13	2	PC 487	16-2-3				
14	3	PRC 14591(b)(1)(D)	16-2-3				
15	6	PC 502(c)(1)	16-2-3	PC 502(d)(3)(C)	16-2-3		
16	15	PC 118(a)	2-3-5				
17				PC 186.11(a)(2)	2-3-5		
18				PC 1203.045	16-2-3		
19	FRANCISCO	BALMORE AMAYA	SAENZ				
20	Count No.	Charge	Charge Range	Special Allegation	Alleg. Effect.		
21	1	PC 182 (a)(1)	16-2-3				
22	2	PC 487	16-2-3				
23	3	PRC 14591(b)(1)(D)	16-2-3				
24	4	PRC 14591(b)(1)(E)	16-2-3				
25	7	PC 502(c)(1)	16-2-3	PC 502(d)(3)(C)	16-2-3		
26	13	PC 118(a)	2-3-5				
27				PC 186.11(a)(2)	2-3-5		
28				PC 12022.1	16-2-3		
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1				PC 1203.045	16-2-3			
2								
3	JOSE RAUL Count No.	CHICA Charge	Charge Range	Special Allegation	Alleg. Effect.			
4	<u>count 140.</u>	PC 182 (a)(1)	16-2-3					
5	2	PC 487	16-2-3					
6	3	PRC 14591(b)(1)(D)	16-2-3					
7				PC 186.11(a)(2)	2-3-5			
8				PC 1203.045	16-2-3			
9								
10	JOSE ANTO Count No.	NIO INTERIANO MA Charge	RTINEZ Charge Range	Special Allegation	Alleg. Effect.			
11	<u>Count No.</u> 1	PC 182 (a)(1)	16-2-3	<u>~ p * * * * * * * * * * * * * * * * * * </u>				
12	2	PC 487	16-2-3					
13	3	PRC 14591(b)(1)(D)						
14	8	PC 502(c)(1)	16-2-3	PC 502(d)(3)(C)	16-2-3			
15	16	PC 118(a)	2-3-5					
16				PC 186.11(a)(2)	2-3-5			
17	JOSE ALFRI	JOSE ALFREDO GIRON HENRIQUEZ						
18	Count No.	Charge	Charge Range	Special Allegation	Alleg. Effect.			
19	2	PC 487	16-2-3					
20	3	PRC 14591(b)(1)(D)	16-2-3					
21	9	PC 502(c)(1)	16-2-3	PC 502(d)(3)(C)	16-2-3			
22	17	PC 118(a)	2-3-5					
23				PC 186.11(a)(2)	2-3-5			
24				PC 1203.045	16-2-3			
25	VICTOR MA	Alleg Effect						
26	<u>Count No.</u> 2	<u>Charge</u> PC 487	Charge Range 16-2-3	Special Allegation	Alleg. Effect.			
27	3	PRC 14591(b)(1)(D)	16-2-3					
28	J.		10-2-3					

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1	10	PC 502(c)(1)	16-2-3	PC 502(d)(3)(C)	16-2-3			
2	14	PC 118(a)	2-3-5					
3				PC 186.11(a)(2)	2-3-5			
4				PC 1203.045	16-2-3			
5	MANUELA I	RODRIGUEZ RIZO						
6	Count No.	Charge	Charge Range	Special Allegation	Alleg. Effect.			
7	2	PC 487	16-2-3					
8	3	PRC 14591(b)(1)(D)	16-2-3					
9	10	PC 502(c)(1)	16-2-3	PC 502(d)(3)(C)	16-2-3			
10	12	PC 118(a)	2-3-5					
11				PC 186.11(a)(2)	2-3-5			
12				PC 1203.045	16-2-3			
13	GENARO SOLIS FUENTES							
14	Count No.	<u>Charge</u>	Charge Range	Special Allegation	Alleg. Effect.			
15	1	PC 182 (a)(1)	16-2-3					
16	2	PC 487	16-2-3					
17	5	PRC 14591(b)(1)(F)	16-2-3					
18				PC 186.11(a)(2)	2-3-5			
19				PC 1203.045	16-2-3			
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