

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO

THE PEOPLE OF THE STATE OF CALIFORNIA,) COURT CASE NO FWV1103299
)
Plaintiff)
) INFORMATION
vs.)
) Arraignment Date: 04/25/2012
Anthony Michael Wagner) Department: R7
)
)
)
Defendant) DA CASE NO 2011-00-0061133
)

I N F O R M A T I O N
S U M M A R Y

Ct. No.	Charge	Charge Range Check Code	Defendant	Special Allegation	Alleg. Effect
1	PC187(a)		Anthony Michael Wagner	PC12022.53(d) PC186.22(b)(1)(C) PC186.22(b)(5)	+25 Yrs. to Life, MSP* +10 Yrs. Check Code

The District Attorney of the County of San Bernardino, by this Information alleges that:

COUNT 1

On or about October 13, 2011, in the above named judicial district, the crime of MURDER, in violation of PENAL CODE SECTION 187(a), a felony, was committed by Anthony Michael Wagner, who did unlawfully, and with malice aforethought murder William Rees Merrell , a human being.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and a violent felony within the meaning of Penal Code section 667.5(c)."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

It is further alleged as to count(s) 1 that said defendant(s) Anthony Michael Wagner personally and intentionally discharged a firearm, a handgun, which caused great bodily injury and death to William Rees Merrell within the meaning of Penal Code Section 12022.53(d) also causing the above offense to become a serious felony pursuant to Penal Code section 1192.7(c)(8) and a violent felony within the meaning of Penal Code section 667.5(c)(8). It is further alleged as to count(s) 1 that said defendant(s) Anthony Michael Wagner personally and intentionally discharged a firearm, a handgun, within the meaning of Penal Code Section 12022.53(c) also causing the above offense to become a serious felony pursuant to Penal Code section 1192.7(c)(8) and a violent felony within the meaning of Penal Code section 667.5(c)(8). It is further alleged as to count(s) 1 that said defendant(s) Anthony Michael Wagner personally used a firearm, a handgun, within the meaning of Penal Code Section 12022.53(b) also causing the above offense to become a serious felony pursuant to Penal Code section 1192.7(c)(8) and a violent felony within the meaning of Penal Code section 667.5(c)(8).

It is further alleged pursuant to Penal Code section 186.22(b)(1)(C) as to count(s) 1 that the above offense was committed for the benefit of, at the direction of, or in association with a criminal street gang with the specific intent to promote, further or assist in criminal conduct by gang members.

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code Section 186.30(a). Willful failure to register is a crime."

It is further alleged that the offense(s) charged in Count(s) 1 are punishable in the state prison for life and cause the sentencing to be pursuant to section 186.22(b)(5).

* * * * *

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."

THIS INFORMATION CONSISTS OF 1 COUNT(S).

MICHAEL A. RAMOS
DISTRICT ATTORNEY
County of San Bernardino
State of California

By: Carolyn Youngberg
Carolyn Youngberg
Deputy District Attorney

Filed in Superior Court,
County of San Bernardino

Dated: _____