

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

THE PEOPLE OF THE STATE OF CALIFORNIA,) COURT CASE NO
))
) Plaintiff)
))
) vs.)
))
Ramon Fawzi Fakhoury) FELONY COMPLAINT
))
))
) Defendant) DA CASE NO 2011-00-0041238

The undersigned is informed and believes that:

COUNT 1

On or about July 8, 2011, in the above named judicial district, the crime of SEXUAL PENETRATION BY FOREIGN OBJECT, in violation of PENAL CODE SECTION 289(d), a felony, was committed by Ramon Fawzi Fakhoury, who committed an act of sexual penetration against Victim #1 (age 32) who was unconscious of the nature of the act, this being known to defendant(s).

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

"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."

'NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

COUNT 2

On or about July 8, 2011, in the above named judicial district, the crime of SEXUAL PENETRATION BY FOREIGN OBJECT, in violation of PENAL CODE SECTION 289(d), a felony, was committed by Ramon Fawzi Fakhoury, who committed an act of sexual penetration against Victim # 1 (age 32) who was unconscious of the nature of the act, this being known to defendant(s).

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

"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."

'NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

COUNT 3

On or about July 8, 2011, in the above named judicial district, the crime of ASSAULT WITH INTENT TO COMMIT A FELONY-VICTIM UNDER 18, in violation of PENAL CODE SECTION 220(a)(2), a felony, was committed by Ramon Fawzi Fakhoury, who did unlawfully assault Victim # 1 (age 32), who was under the age of 18, with the intent to commit rape, sodomy, oral copulation and a violation of sections 264.1, 288 and 289.

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

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

COUNT 4

On or about July 8, 2011, in the above named judicial district, the crime of SEXUAL BATTERY BY FRAUD, in violation of PENAL CODE SECTION 243.4(c), a felony, was committed by Ramon Fawzi Fakhoury, who did unlawfully touch an intimate part of Jane Doe for the purpose of sexual arousal, sexual gratification, and sexual abuse where said Victim # 1 (age 32) was unconscious at the time of the nature of the act due to the fraudulent representation of the defendant that the touching served a professional purpose.

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

"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."

COUNT 5

On or about July 9, 2011, in the above named judicial district, the crime of SEXUAL PENETRATION BY FOREIGN OBJECT, in violation of PENAL CODE SECTION 289(d), a felony, was committed by Ramon Fawzi Fakhoury, who committed an act of sexual penetration against Victim # 2 (age 68) who was unconscious of the nature of the act, this being known to defendant(s).

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

"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."

'NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

COUNT 6

On or about July 9, 2011, in the above named judicial district, the crime of ASSAULT WITH INTENT TO COMMIT A FELONY-VICTIM UNDER 18, in violation of PENAL CODE SECTION 220(a)(2), a felony, was committed by Ramon Fawzi Fakhoury, who did unlawfully assault Victim # 2 (age 68), who was under the age of 18, with the intent to commit rape, sodomy, oral copulation and a violation of sections 264.1, 288 and 289.

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

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

COUNT 7

On or about July 9, 2011, in the above named judicial district, the crime of SEXUAL BATTERY BY FRAUD, in violation of PENAL CODE SECTION 243.4(c), a felony, was committed by Ramon Fawzi Fakhoury, who did unlawfully touch an intimate part of Jane Doe for the purpose of sexual arousal, sexual gratification, and sexual abuse where said Victim # 2 (age 68) was

unconscious at the time of the nature of the act due to the fraudulent representation of the defendant that the touching served a professional purpose.

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

"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."

COUNT 8

On or about July 9, 2011, in the above named judicial district, the crime of ELDER OR DEPENDENT ADULT ABUSE, in violation of PENAL CODE SECTION 368(b)(1), a felony, was committed by Ramon Fawzi Fakhoury, who did, under circumstances and conditions likely to produce great bodily harm and death, knowingly and willfully cause and permit Victim # 2 (age 38), an elder and dependent adult to suffer, and inflicted thereon, unjustifiable physical pain and mental suffering and, having the care and custody of said person, willfully caused and permitted her to be placed in a situation in which her health was endangered, and knew and reasonably should have known that said person, Victim # 2 (age 68), was an elder and dependent adult.

* * * * *

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 8 COUNT(S).

Executed at San Bernardino, California, on August 30, 2011.

J. Warren

J. Warren

DECLARANT AND COMPLAINANT

Agency: Loma Linda Police Department

Prelim Est. 00:00

Defendant

Ramon Fawzi Fakhoury

Birth Date

06/10/1976

Booking No.

CII No.

A24760586

NCIC