

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

THE PEOPLE OF THE STATE OF CALIFORNIA,	)	COURT CASE NO
	)	
Plaintiff	)	
	)	
vs.	)	
	)	
John Dino Defazio	)	FELONY COMPLAINT
	)	
	)	
Defendant	)	DA CASE NO 2010-00-0010291

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The undersigned is informed and believes that:

COUNT 1

On or about October 22, 2009, in the above named judicial district, the crime of PERJURY UNDER OATH, in violation of PENAL CODE SECTION 118, a felony, was committed by John Dino Defazio, who being a person, having taken an oath that he/she would testify, declare, depose, and certify truly before a competent tribunal, officer, and person, to wit: Foreman of the Grand Jury, in a case in which such an oath may by law be administered, to wit: testimony before the Grand Jury of San Bernardino County, John Dino Defazio did contrary to such oath willfully state as true a material matter which he/she knew to be false, to wit: that as the chairman of the Inland Empire Political Action Committee (PAC), he made all decisions regarding activities of the PAC with Mike Gallagher and Jeff Bentow; that the Board of Directors of the PAC did consist of Mike Gallagher and Jeff Bentow; that he discussed with and invited Mike Gallagher and Jeff Bentow to become members of the PAC; that he did meet with Mike Gallagher and Jeff Bentow for the purpose of jointly deciding contributions the PAC would make; that he frequently spoke by telephone with Mike Gallagher and Jeff Bentow regarding donations made by the PAC; and that he discussed with Mike Gallagher and Jeff Bentow who the PAC would support and the amount of the contributions that would be made to candidates.

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COUNT 2

On or about October 22, 2009, in the above named judicial district, the crime of PERJURY UNDER OATH, in violation of PENAL CODE SECTION 118, a felony, was committed by John Dino Defazio, who being a person, having taken an oath that he/she would testify, declare, depose, and certify truly before a competent tribunal, officer, and person, to wit: Foreman of the Grand Jury, in a case in which such an oath may by law be administered, to wit: testimony before the Grand Jury of San Bernardino County, John Dino Defazio did contrary to such oath willfully state as true a material matter which he/she knew to be false, to wit: that Bill Postmus did not direct any expenditures or donations from the PAC; that Bill Postmus had nothing to do with the administration of the PAC; that Adam Aleman had nothing to do with the administration of the PAC; that no persons other than he, Mike Gallagher, and Jeff Bentow directed any expenditures or donations from the PAC.

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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 San Bernardino, California, on February 25, 2010.

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H. Randles  
DECLARANT AND COMPLAINANT

Agency: District Attorney B of I-Central

Prelim Est. 00:00

Defendant	Birth Date	Booking No.	CII No.	NCIC
John Dino Defazio	12/20/1959			