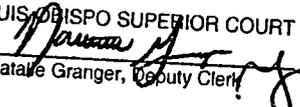


**FILED**

**FEB 28 2022**

SAN LUIS OBISPO SUPERIOR COURT  
BY   
Natalie Granger, Deputy Clerk

1 DAN DOW  
DISTRICT ATTORNEY  
2 STATE BAR # 237986  
COUNTY OF SAN LUIS OBISPO  
3 COURTHOUSE ANNEX, 4TH FLOOR  
SAN LUIS OBISPO, CA 93408  
4 TELEPHONE: (805) 781-5800

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SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SAN LUIS OBISPO  
DEPARTMENT

9

10

11 THE PEOPLE OF THE STATE OF  
CALIFORNIA

Plaintiff,

COURT CASE NO. 22F-00846

AMENDED COMPLAINT

12

13 vs.

14 **GIANNA CATHERINE BRENCOLA**  
DOB: 10/15/1999 ID NO. D000426472

DA CASE NO. 079-673082

15

Defendant.

Appearance Date:

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The District Attorney of the San Luis Obispo County, California, hereby accuses the  
20 above named defendant of the following criminal offenses:

21

Count 1

22

On or about October 31, 2021, in the County of San Luis Obispo, State of California, the  
23 crime of in violation of Driving Under The Influence of Alcohol Within Ten Years Of A Prior  
24 Felony Vehicular Manslaughter Conviction in violation of VC23152(a), a Felony pursuant to  
25 VC23550.5(b), was committed in that GIANNA CATHERINE BRENCOLA did willfully and  
26 unlawfully, while under the influence of an alcoholic beverage, drive a vehicle, in violation  
27 of Vehicle Code section 23152(a). It is further alleged that prior to the commission of that  
28

28

PAGE - 1 -

AMENDED COMPLAINT  
DA CASE NO. 079-673082

1 offense, the defendant had been convicted of a violation of Penal Code section 191.5(b)  
2 that was punished as a felony:

Charge	S	Off. Date	Disp. Date	Sent. Date	Court #	Jurisdiction
PC191.5(b)	F	08-29-2017		04-18-2018	17F-11011	CASC San Luis Obispo

3  
4 Count 2

5 On or about October 31, 2021, in the County of San Luis Obispo, State of California, the  
6 crime of Driving Under The Influence Within Ten Years Of A Prior Felony Vehicular  
7 Manslaughter Conviction in violation of VC23152(b), a Felony pursuant to VC23550.5(b),  
8 was committed in that GIANNA CATHERINE BRENCOLA did willfully and unlawfully, while  
9 having 0.08 percent and more, by weight, of alcohol in the blood, drive a vehicle, in  
10 violation of Vehicle Code section 23152(b). It is further alleged, that the defendant  
11 committed that offense within 10 years of a prior violation of Penal Code section 191.5(b)  
12 that was punished as a felony:

Charge	S	Off. Date	Disp. Date	Sent. Date	Court #	Jurisdiction
PC191.5(b)	F	08-29-2017		04-18-2018	17F-11011	CASC San Luis Obispo

13  
14  
15 Prior

16 It is further alleged, pursuant to Penal Code sections 667(d) and (e), and Penal Code  
17 sections 1170.12(b) and (c), that defendant GIANNA CATHERINE BRENCOLA has  
18 suffered the following prior conviction of a serious and/or violent felony:

Charge	S	Off. Date	Disp. Date	Sent. Date	Court #	Jurisdiction
PC191.5(b)	F	08-29-2017		04-18-2018	17F-11011	CASC San Luis Obispo

1 All of which is contrary to the statute in such cases made and provided, and against  
2 the peace and dignity of the People of the State of California.

3 I declare that an investigation has been conducted to determine if said Defendant(s)  
4 did commit the stated crime, which reports are attached hereto and incorporated herein by  
5 reference, and that the facts therein show probable cause that the said Defendant(s) did  
6 commit the crime. Your declarant requests the issuance of a Warrant of Arrest either if  
7 said Defendant(s) do not appear voluntarily in response to an appearance letter, or if no  
8 appearance letter was issued.

9 **Discovery Request:** Pursuant to Penal Code Section 1054.5(b), the People are  
10 hereby informally requesting that defense counsel provide discovery to the people as  
11 required by Penal Code Section 1054.3.

12 On this day February 28, 2022, in the County of San Luis Obispo, I certify and  
13 declare under penalty of perjury that the foregoing is true and correct.

14 Dated: February 28, 2022

15 DAN DOW  
16 DISTRICT ATTORNEY

17  
18 

19 RAJESH CHABRA  
20 DEPUTY DISTRICT ATTORNEY

21  
22 Upon review of the reports attached and incorporated herein by reference, I find sufficient  
23 probable cause to warrant the defendant(s) continued detention.

24 Dated: \_\_\_\_\_  
25 \_\_\_\_\_  
26 Judge of the Superior Court

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SUMMARY PAGE					
Cnt	Charge	Range	Defendant(s)	Special Allegation	Effect
1	VC23550.5(b)		Gianna Catherine Brencola		
2	VC23550.5(b)		Gianna Catherine Brencola		
3	PC1170.12		Gianna Catherine Brencola		