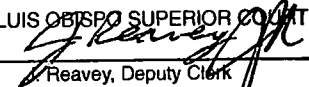


FILED

DEC 08 2020

SAN LUIS OBISPO SUPERIOR COURT
BY 
J. Reavey, 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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8 SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO
9 DEPARTMENT 10

10
11 THE PEOPLE OF THE STATE OF
CALIFORNIA

Plaintiff,

COURT CASE NO. 19F-00370

THIRD AMENDED INFORMATION

12
13 vs.

14 **EDGAR SAUL ROJAS MORALES**
DOB: 05/29/1995 ID NO. D000433835
15 AKA EDGAR SAUL ROJAS ROJAS

DA CASE NO. 079-635610

16
17 Defendant.

Appearance Date: December 8, 2020

18
19 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 December 1, 2018, in the County of San Luis Obispo, State of California, the
23 crime of Murder in violation of PC187(a), a Felony, was committed in that EDGAR SAUL
24 ROJAS MORALES did unlawfully, and with malice aforethought murder Maria Rosas
25 Medina, a human being.

26 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
27 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)

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Count 2

On or about December 1, 2018, in the County of San Luis Obispo, State of California, the crime of Gross Vehicular Manslaughter While Intoxicated in violation of PC191.5(a), a Felony, was committed in that EDGAR SAUL ROJAS MORALES did unlawfully, and without malice, kill Maria Rosas Medina, a human being, while driving a vehicle in violation of Vehicle Code sections 23140, 23152 and 23153 and said killing was the proximate result of the commission of an unlawful act, not amounting to a felony, and with gross negligence; and the proximate result of the commission of a lawful act which might have produced death, in an unlawful manner, and with gross negligence.

NOTICE: The above offense is a serious felony within the meaning of Penal Code Sections 1192.7(c) and 1192.8(a).

Enhancement

VC23558: Spec Alleg-Bodily Injury To More Than One Victim

It is further alleged as to count 2 that the defendant, in violation of Vehicle Code section 23558, proximately caused bodily injury and death to Maricela Medina Marquez.

Prior

PC191.5(d): Spec Alleg-Prior Convictions

It is further alleged within the meaning of Penal Code section 191.5(d) as to count 2 that the defendant, EDGAR SAUL ROJAS MORALES has suffered the following prior convictions:

Charge	S	Off. Date	Sent. Date	Court #	Jurisdiction
23152(b)	M	12-26-2014	02-10-2015	1455202	Santa Barbara County
23152(b)	M	03-18-2017	05-16-2017	17CR03477	Santa Barbara County

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Count 3

On or about December 1, 2018, in the County of San Luis Obispo, State of California, the crime of Driving Under The Influence Of Alcohol Causing Injury in violation of VC23153(A), a Felony, was committed in that EDGAR SAUL ROJAS MORALES did unlawfully, while under the influence of an alcoholic beverage, drive a vehicle and in so driving, concurrently did an act forbidden by law and neglected a duty imposed by law which proximately caused bodily injury to Maricela Medina Marquez.

Prior

VC23566(a): Spec Alleg - D.U.I. With Priors

It is further alleged, pursuant to Vehicle Code section 23566(a), as to count 3 that the above named defendant suffered the following prior convictions:

Charge	S	Off. Date	Sent. Date	Court #	Jurisdiction
23152(b)	M	12-26-2014	02-10-2015	1455202	Santa Barbara County
23152(b)	M	03-18-2017	05-16-2017	17CR03477	Santa Barbara County

Count 4

On or about December 1, 2018, in the County of San Luis Obispo, State of California, the crime of Driving With A .08% Blood Alcohol Causing Injury in violation of VC23153(b), a Felony, was committed in that EDGAR SAUL ROJAS MORALES did unlawfully while having .08 percent and more, by weight, of alcohol in his/her blood, drive a vehicle and in so driving did an act forbidden by law and neglected a duty imposed by law which proximately caused bodily injury to Maricela Medina Marquez.

Prior

VC23566(a): Spec Alleg - D.U.I. With Priors

It is further alleged, pursuant to Vehicle Code section 23566(a), as to count 4 that the above-named defendant suffered the following prior convictions:

Charge	S	Off. Date	Sent. Date	Court #	Jurisdiction
23152(b)	M	12-26-2014	02-10-2015	1455202	Santa Barbara County
23152(b)	M	03-18-2017	05-16-2017	17CR03477	Santa Barbara County

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Count 5

On or about December 1, 2018, in the County of San Luis Obispo, State of California, the crime of Driving When Privilege Suspended For Prior DUI Conviction in violation of VC14601.2(a), a Misdemeanor, was committed in that EDGAR SAUL ROJAS MORALES did unlawfully drive a motor vehicle upon a highway at a time when his/her driving privilege was suspended and revoked for driving under the influence of an alcoholic beverage and a drug, and their combined influence, and when he/she had knowledge of said suspension and revocation.

Prior

VC14601.2(D)(2): Spec Alleg - Prior Conviction

It is further alleged that the defendant has suffered the following prior conviction:

Charge	S	Off. Date	Conv. Date	Court #	Jurisdiction
14601.2	M	05-13-2015	10-08-2015	1480645	Santa Barbara County

1 Contrary to the form, force and effect of that statute in such cases made and
2 provided and against the peace and dignity of the people of the State of California.

3 Dated: December 8, 2020

4 DAN DOW
5 DISTRICT ATTORNEY

6 By: 

7 MELISSA CHABRA
8 DEPUTY DISTRICT ATTORNEY

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SUMMARY PAGE

Cnt	Charge	Range	Defendant(s)	Special Allegation	Effect
1	PC187(a)	MSP State Prison	Edgar Saul Rojas Morales		
2	PC191.5(a) VC23558, PC191.5(d)	4-6-10 State Prison	Edgar Saul Rojas Morales		
3	VC23153(A) VC23566(a)	+16-2-3 State Prison	Edgar Saul Rojas Morales		
4	VC23153(b) VC23566(a)	16-2-3 State Prison	Edgar Saul Rojas Morales		
5	VC14601.2(a) VC14601.2(D)(2)	6 Mo.	Edgar Saul Rojas Morales		

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