

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

- Court copy
- DA copy
- Probation copy
- Defendant copy
- Restitution
- Sub Fel/Iss Misd

8 *IN CUSTODY*

9 SUPERIOR COURT OF CALIFORNIA  
10 COUNTY OF SAN LUIS OBISPO  
11 DEPARTMENT

12 THE PEOPLE OF THE STATE OF  
13 CALIFORNIA

Plaintiff,

vs.

14 **JASON LAMONT FENWICK**  
15 DOB: 02/13/1967 ID NO. D000432979

Defendant.

COURT CASE NO.

COMPLAINT

**DA CASE NO. 079-633555**

Appearance Date:

18  
19 The District Attorney of San Luis Obispo County, California, hereby accuses the  
20 above named defendant of the following criminal offenses:

21 Count 1

22 On or about November 4, 2018, in the County of San Luis Obispo, State of California, the  
23 crime of Assault To Commit A Felony During The Commission Of A First Degree Burglary  
24 in violation of PC220(b), a Felony, was committed in that JASON LAMONT FENWICK did  
25 during the commission of a first degree burglary assault Confidential Victim, with the intent  
26 to commit rape, sodomy, oral copulation and a violation of sections 264.1, 288, and 289.

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

1 NOTICE: The above offense is a violent felony within the meaning of Penal Code 667.5(c).  
2 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction  
3 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of  
4 the jail or prison facility where you are incarcerated pursuant to Penal Code Section  
5 1524.1 and Health and Safety Code section 121055 following a probable cause hearing  
6 resulting in a court order.

7 NOTICE: Adjudication as a ward of the court for this offense and a disposition to the  
8 California Youth Authority will require you to provide specimens and samples pursuant to  
9 Penal Code section 296. Willful refusal to provide the specimens and samples is a crime.

10 Count 2

11 On or about November 4, 2018, in the County of San Luis Obispo, State of California, the  
12 crime of Oral Copulation By Anesthesia Or Controlled Substance in violation of PC288A(i),  
13 a Felony, was committed in that JASON LAMONT FENWICK did unlawfully commit an act  
14 of oral copulation upon Confidential Victim who was prevented from resisting by an  
15 intoxicating, anesthetic and controlled substance and this condition was known, and  
16 reasonably should have been known by the defendant.

17 NOTICE: Conviction of this offense will require the court to order you to submit to a blood  
18 test for evidence of antibodies to the probable causative agent of Acquired Immune  
19 Deficiency Syndrome (AIDS). Penal Code Section 1202.1.

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

22 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction  
23 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of  
24 the jail or prison facility where you are incarcerated pursuant to Penal Code Section  
25 1524.1 and Health and Safety Code section 121055 following a probable cause hearing  
26 resulting in a court order.

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Count 3

On or about November 4, 2018, in the County of San Luis Obispo, State of California, the crime of Sexual Penetration By Foreign Object in violation of PC289(e), a Felony, was committed in that JASON LAMONT FENWICK committed an act of sexual penetration against Confidential Victim when said victim was prevented from resisting by an intoxicating and anesthetic substance, and a controlled substance, this being known, and reasonably should have been known, by defendant.

NOTICE: Adjudication as a ward of the court for this offense and a disposition to the California Youth Authority 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 is hereby given that adjudication as a ward of the Court for this offense and a disposition to the California Youth Authority will require you to register pursuant to Section 290 of the Penal Code. Willful failure to register is a felony.

NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register 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 4

On or about November 4, 2018, in the County of San Luis Obispo, State of California, the crime of First Degree Burglary, Person Present in violation of PC459, a Felony, was committed in that JASON LAMONT FENWICK did enter an inhabited dwelling house and trailer coach and inhabited portion of a building occupied by Confidential Victim, with the intent to commit larceny and any felony.

NOTICE: The above offense is a serious felony within the meaning of Penal Code Section 1192.7(c). It is further alleged that the above offense is a violation of Penal Code

1 Section 462(a). It is further alleged that the above offense is a violent felony within the  
2 meaning of Penal Code 667.5(c) in that another person, other than an accomplice, was  
3 present in the residence during the commission of the above offense.

4 Count 5

5 On or about November 4, 2018, in the County of San Luis Obispo, State of California, the  
6 crime of Unauthorized Invasion Of Privacy in violation of PC647(J)(2), a Misdemeanor,  
7 was committed in that JASON LAMONT FENWICK did unlawfully use a concealed  
8 camcorder, motion picture camera, and photographic camera to secretly videotape, film,  
9 photograph, and record by electronic means another identifiable person to wit, Confidential  
10 Victim, under and through the clothing being worn by that other person, for the purpose of  
11 viewing the body of and the undergarments worn by that other person without the consent  
12 and knowledge of the other person and with the intent to arouse, appeal to and gratify the  
13 lust, passions and sexual desires of that person and invade the privacy of that other  
14 person under circumstances in which the other person has a reasonable expectation of  
15 privacy.

16 

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 November 13, 2018, 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: November 13, 2018

15 DAN DOW  
16 DISTRICT ATTORNEY

17 By: \_\_\_\_\_  
18 CHRISTOPHER B WHITE  
19 DEPUTY DISTRICT ATTORNEY

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

22 Dated: \_\_\_\_\_  
23 \_\_\_\_\_  
24 Judge of the Superior Court

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SUMMARY PAGE

Cnt	Charge	Range	Defendant(s)	Special Allegation	Effect
1	PC220(b)	LIFE State Prison	Jason Lamont Fenwick		
2	PC288A(i)	3-6-8 State Prison	Jason Lamont Fenwick		
3	PC289(e)	3-6-8 State Prison	Jason Lamont Fenwick		
4	PC459	2-4-6 PSP State Prison	Jason Lamont Fenwick		
5	PC647(J)(2)	1 Yr/\$2000	Jason Lamont Fenwick		