ELECTRONICALLY
RECEIVED
2/26/2025 4:19 PM

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

Electronically
FILED:02/26/2025
San Luis Obispo Superior Court
By:Heinze, Jamie

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

THE PEOPLE OF THE STATE OF CALIFORNIA Plaintiff, vs. **DANIEL JACOB SANTILLANA** DOB: 03/19/2004 ID NO. D000458122 CII: A39564510 Defendants.	COURT CASE NO. 23F-05482-A INFORMATION **DA CASE NO. 079-689539** Appearance Date: March 19, 2025

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

Count 1

On or about February 18, 2023, in the County of San Luis Obispo, State of California, the crime of Assault With A Semiautomatic Firearm in violation of PC245(b), a Felony, was committed in that DANIEL JACOB SANTILLANA did willfully and unlawfully commit an assault upon Gustavo David Aquino with a semiautomatic firearm.

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

Enhancement

PC186.22(b)(1)(B): Special Allegation -Street Terrorism - Serious Felony

It is further alleged pursuant to Penal Code section 186.22(b)(1)(B) as to count 1 that the above offense was committed for the benefit of, at the direction of, or in association with a criminal street gang, to wit: Nortenos, with the specific intent to promote, further and assist in criminal conduct by gang members. Said act also caused the above offense to become a serious felony pursuant to Penal Code section 1192.7(c)(28).

NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 186.30(a). Willful failure to register is a crime.

NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 186.30(a). Willful failure to register is a crime.

It is further alleged pursuant to Penal Code Section 1170(b)(2) that one or more of the following factors in aggravation listed in California Rule of Court 4.421 may apply to the defendant(s) or to conduct of the defendant(s):

4.421(a)(1) The crime involved great violence, great bodily harm, threat of great bodily harm, and other acts disclosing a high degree of cruelty, viciousness and callousness.

4.421(a)(2) The defendant was armed with or used a weapon at the time of the commission of the crime.

4.421(a)(3) The victim was particularly vulnerable.

4.421(a)(4) The defendant induced others to participate in the commission of the crime and occupied a position of leadership and dominance of other participants in its commission.

4.421(a)(5) The defendant induced a minor to commit and assist in the commission of the crime.

4.421(a)(6) The defendant threatened witnesses, unlawfully prevented and dissuaded witnesses from testifying, suborned perjury, and in any other way illegally interfered with the judicial process.

4.421(a)(7) The defendant is charged with other crimes for which consecutive sentences can be imposed but for which concurrent sentences shall be imposed.

4.421(a)(8) The manner in which the crime was carried out indicates planning, sophistication, and professionalism.

4.421(a)(9) The crime involved an attempted or actual taking or damage of great monetary value.

4.421(a)(10) The crime involved a large quantity of contraband.

4.421(a)(11) The defendant took advantage of a position of trust and confidence to commit the offense.

4.421(a)(12) The crime constitutes a hate crime under section 422.55 of the Penal Code and no hate crime enhancements under section 422.75 of the Penal Code shall be imposed and the crime is not subject to sentencing under section 1170.8 of the Penal Code.

4.421(b)(1) The defendant has engaged in violent conduct that indicates a serious danger to society.

4.421(b)(2) The defendant's prior convictions as an adult and sustained petitions in juvenile delinquency proceedings are numerous and of increasing seriousness.

4.421(b)(3) The defendant has served a prior term in prison and county jail under section 1170(h).

4.421(b)(4) The defendant was on probation, mandatory supervision, post release community supervision, and parole when the crime was committed.

4.421(b)(5) The defendant's prior performance on probation, mandatory supervision, post release community supervision, and parole was unsatisfactory.

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

Dated: February 26, 2025

DAN DOW
DISTRICT ATTORNEY



By: _____
CAMERON M SIMOES
DEPUTY DISTRICT ATTORNEY

SUMMARY PAGE					
Cnt	Charge	Range	Defendant(s)	Special Allegation	Effect
1	PC245(b) PC186.22(b)(1)(B)		Daniel Jacob Santillana		