

OCT 09 2018

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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 COUNTY OF SANTA BARBARA  
12 LOMPOC DIVISION  
13

14  
15 THE PEOPLE OF THE STATE OF  
CALIFORNIA,

Plaintiff,

16  
17 v.  
18

19 BRYAN PAUL CHARETTE,  
(D.O.B. 2/25/83),

Defendant.  
20  
21

Case No. **18CR09746**

**INFORMATION**

Arraignment Hearing  
Date: 10/10/18  
Time: 9:00 a.m.

22  
23 **INFORMATION**  
SUMMARY  
24

| Count No. | Charge      | Charge Range | Aleg Type | Defendant           |
|-----------|-------------|--------------|-----------|---------------------|
| 1         | PC 187(a)   |              |           | BRYAN PAUL CHARETTE |
| 2         | PC 191.5(a) |              |           | BRYAN PAUL CHARETTE |
| 3         | VC 23153(a) |              |           | BRYAN PAUL CHARETTE |
| 4         | VC 23153(b) |              |           | BRYAN PAUL CHARETTE |
| 5         | VC 23104    |              |           | BRYAN PAUL CHARETTE |

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SUPERIOR COURT  
SANTA BARBARA COUNTY  
LOMPOC DIVISION

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The Attorney General of the State of California, by this Information, alleges that:

**COUNT 1**

On or about September 21, 2018, in the County of Santa Barbara, the crime of MURDER, in violation of Penal Code section 187, subdivision (a), a Felony, was committed by BRYAN PAUL CHARETTE, who willfully, unlawfully, and with malice aforethought murdered ALFREDO GARCIA MARTINEZ, a human being.

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

**COUNT 2**

On or about September 21, 2018, in the County of Santa Barbara, the crime of GROSS VEHICULAR MANSLAUGHTER WHILE INTOXICATED, in violation of Penal Code section 191.5, subdivision (a), a Felony, was committed by BRYAN PAUL CHARETTE, who unlawfully killed a human being, ALFREDO GARCIA MARTINEZ, without malice aforethought, in the driving of a vehicle, in violation of Vehicle Code section 23153, and the killing was the proximate result of the commission of an unlawful act, not amounting to a felony, and with gross negligence.

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**COUNT 3**

On or about September 21, 2018, in the County of Santa Barbara, the crime of DRIVING UNDER THE INFLUENCE OF ALCOHOL AND CAUSING BODILY INJURY TO ANOTHER PERSON, in violation of Vehicle Code section 23153, subdivision (a), a Felony, was committed by BRYAN PAUL CHARETTE, who did willfully and unlawfully, while under the influence of an alcoholic beverage, 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 ALFREDO GARCIA MARTINEZ.

**COUNT 4**

On or about September 21, 2018, in the County of Santa Barbara, the crime of DRIVING WITH A .08% BLOOD ALCOHOL CAUSING BODILY INJURY, in violation of Vehicle Code section 23153, subdivision (b), a Felony, was committed by BRYAN PAUL CHARETTE, who did willfully and unlawfully while having a 0.08 percent or more, by weight, of alcohol in his 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 ALFREDO GARCIA MARTINEZ.

It is further alleged as to COUNTS 3 and 4, that the defendant, BRYAN PAUL CHARETTE, in the commission of the above offenses, drove his vehicle 30 or more miles per hour over the maximum, prima facie, or posted speed limit on a freeway within the meaning of Vehicle Code section 23582.

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**COUNT 5**

On or about September 21, 2018, in the County of Santa Barbara, the crime of RECKLESS DRIVING PROXIMATELY CAUSING GREAT BODILY INJURY, in violation of Vehicle Code section 23104, a Misdemeanor, was committed by BRYAN PAUL CHARETTE, having been previously convicted of a violation of Vehicle Code section 23152, who did drive a vehicle upon a highway in willful or wanton disregard for the safety of persons or property which proximately caused bodily injury to ALFREDO GARCIA MARTINEZ.

It is further alleged as to COUNTS 1, 2, and 5, that the defendant, BRYAN PAUL CHARETTE, prior to the commission of the above offenses, was convicted of the following:

| <u>Court Case</u> | <u>Charge</u> | <u>Dt Off</u> | <u>Dt Conviction</u> | <u>Court Jurisdiction</u> |
|-------------------|---------------|---------------|----------------------|---------------------------|
| 1276063           | VC 23152(a)   | 05/06/2007    | 06/28/2007           | Superior Santa Barbara    |

1 NOTICE: Conviction of these offenses will require the defendant to provide DNA samples  
2 and print impressions pursuant to Penal Code section 296 and 296.1. Willful refusal to  
3 provide the samples and impressions is a crime.

4 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE  
5 AND CORRECT AND THAT THIS INFORMATION CONSISTS OF 5 COUNTS.  
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7 .....

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9 Dated: October 9, 2018

By: 

10  
11 SETH MCCUTCHEON  
Deputy Attorney General

12 For: XAVIER BECERRA  
13 Attorney General of California  
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19 **DISCOVERY**

20 PLEASE NOTE: Pursuant to Penal Code section 1054.5(b), the People of the State of  
21 California hereby informally request that defense counsel provide discovery to the People as  
22 required by Penal Code section 1054.3.  
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