

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA, Plaintiff, v. 01 JAMES WESLEY HOWELL (DOB: 03/31/1996) Defendant(s).

CASE NO. SA093159

FELONY COMPLAINT

The undersigned is informed and believes that:

COUNT 1

On or about June 12, 2016, in the County of Los Angeles, the crime of UNLAWFUL ASSAULT WEAPON/.50 BMG RIFLE ACTIVITY, in violation of PENAL CODE SECTION 30600(a), a Felony, was committed by JAMES WESLEY HOWELL, who did unlawfully manufacture, caused to be manufactured, distribute, transport, import into this State, keep for sale, offer and expose for sale, give and lend an assault weapon and a .50 BMG rifle, to wit: ANDERSON MANUFACTURING, AM-15 RIFLE.

* * * * *

COUNT 2

On or about June 12, 2016, in the County of Los Angeles, the crime of POSSESSION OF DESTRUCTIVE DEVICE ON A PUBLIC STREET OR HIGHWAY, in violation of PENAL CODE SECTION 18715(a)(1), a Felony, was committed by JAMES WESLEY HOWELL, who did recklessly and maliciously possess a destructive device and explosive on a public street and highway.

It is further alleged that, pursuant to Penal Code section 18780, imposition of sentence cannot be suspended or probation granted.

* * * * *

COUNT 3

On or about June 12, 2016, in the County of Los Angeles, the crime of MANUFACTURING, IMPORTING, KEEPING FOR SALE, GIVING OR RECEIVING A LARGE-CAPACITY MAGAZINE, in violation of PENAL CODE SECTION 32310(a), a Felony, was committed by JAMES WESLEY HOWELL, who imported into the state a large-capacity magazine.

* * * * *

COUNT 4

On or about June 12, 2016, in the County of Los Angeles, the crime of CARRYING A LOADED FIREARM IN A VEHICLE IN A CITY, in violation of PENAL CODE SECTION 25850(a), a Misdemeanor, was committed by JAMES WESLEY HOWELL, who did unlawfully carry a loaded firearm in a vehicle while in a public place and on a public street in an incorporated city, to wit, SANTA MONICA.

* * * * *

NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1. Willful refusal to provide the samples and impressions is a crime.

NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code section 1170(b) and *Cunningham v. California* (2007) 549 U.S. 270.

NOTICE: A Suspected Child Abuse Report (SCAR) may have been generated within the meaning of Penal Code §§ 11166 and 11168 involving the charges alleged in this complaint. Dissemination of a SCAR is limited by Penal Code §§ 11167 and 11167.5 and a court order is required for full disclosure of the contents of a SCAR

NOTICE: Any allegation making a defendant ineligible to serve a state prison sentence in the county jail shall not be subject to dismissal pursuant to Penal Code § 1385.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER SA093159, CONSISTS OF 4 COUNT(S).

Executed at LOS ANGELES, County of Los Angeles, on June 14, 2016.

DEREK LEONE
DECLARANT AND COMPLAINANT

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JACKIE LACEY, DISTRICT ATTORNEY

BY: 

SEAN CARNEY, DEPUTY

AGENCY: SANTA MONICA PD I/O: DEREK LEONE
DR NO.: 1670208 OPERATOR: DZ

ID NO.: 3337 PHONE: (310) 458-8495
PRELIM. TIME EST.: 1 HOUR(S)

DEFENDANT

HOWELL, JAMES WESLEY

CII NO.

036074201

DOB

3/31/1996

BOOKING

NO.

4679768

BAIL

RECOM'D

\$2,000,000

CUSTODY

R'TN DATE

06/14/2016

Pursuant to Penal Code Section 1054.5(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

FELONY COMPLAINT -- ORDER HOLDING TO ANSWER -- P.C. SECTION 872

It appearing to me from the evidence presented that the following offense(s) has/have been committed and that there is sufficient cause to believe that the following defendant(s) guilty thereof, to wit:

(Strike out or add as applicable)

JAMES WESLEY HOWELL

<u>Ct.</u>	<u>Charge</u>	<u>Charge Range</u>	<u>Allegation</u>	<u>Alleg. Effect</u>
1	PC 30600(a)	4-6-8 County Jail		
2	PC 18715(a)(1)	2-4-6 County Jail		
3	PC 32310(a)	0-365+\$0-1000/16-2-3 Jail+\$0-10,000		
4	PC 25850(a)	0-364		

I order that the defendant(s) be held to answer therefore and be admitted to bail in the sum of:

JAMES WESLEY HOWELL _____ Dollars

and be committed to the custody of the Sheriff of Los Angeles County until such bail is given. Date of arraignment in Superior Court will be:

JAMES WESLEY HOWELL _____ in Dept _____

at: _____ A.M.

Date: _____
_____ *Committing Magistrate*