

1 ROB BONTA
Attorney General of California
2 PHILIP FERRARI
Senior Assistant Attorney General
3 JOEL SAMUELS
Supervising Deputy Attorney General
4 MERRILL HOULT
Deputy Attorney General
5 State Bar No. 253727
Division of Medi-Cal Fraud & Elder Abuse
6 2329 Gateway Oaks Drive, Suite 200
Sacramento, CA 95833
7
8 Telephone: 916 621-1827
Fax: 916 284-7745
E-mail: Merrill.Hoult@doj.ca.gov

Filed 12-9-21
BRANDON E. RILEY, CLERK
By *Leticia Marquez*
DEPUTY

9 *Attorneys for People of the State of California*

10
11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 COUNTY OF SAN JOAQUIN
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15 **THE PEOPLE OF THE STATE OF**
16 **CALIFORNIA,**
17
18 **v.**
19 **LESLEY DANIELLE PINOLA and**
20 **RITA ANN TIFFIANY MARTINEZ,**
21
22 **Plaintiff,**
Defendants.

Case Nos.: STK-CR-FECOD-2021-0001541 and STK-CR-FECOD-2021-0001542
FIRST AMENDED FELONY COMPLAINT
[AG Docket Nos.: SA2021300278, SA2021300285]

23 The People of the State of California hereby allege that in the County of San Joaquin, State
24 of California, and elsewhere, within the State of California, before the making of this criminal
25 complaint, the above-named defendants, LESLIE DANIELLE PINOLA (D.O.B. [REDACTED]) and
26 RITA ANN TIFFIANY MARTINEZ (D.O.B. [REDACTED]), committed the following criminal
27 offenses:
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COUNT 1
[Penal Code § 368(e) – A Felony]
Theft from an Elder or Dependent Adult
2, 3, or 4 years (PC 1170(h))

On or about and between August 1, 2019 and December 31, 2019, Defendants LESLEY DANIELLE PINOLA and RITA ANN TIFFIANY MARTINEZ did unlawfully commit theft, embezzlement, forgery, fraud, and identity theft with respect to the property and personal identifying information of an elder and dependent adult, said property, moneys, labor, goods, and services taken and obtained having a value exceeding \$950.00, and knew and reasonably should have known that said person, FRANCES BASCOM (D.O.B. [REDACTED]), was an elder and dependent adult.

COUNT 2
[Penal Code § 487(a) – A Felony]
Grand Theft
16 mos/2/3 years (PC 1170(h))

On or about and between August 1, 2019 and December 31, 2019, Defendants LESLEY DANIELLE PINOLA and RITA ANN TIFFIANY MARTINEZ did unlawfully take money and personal property of a value exceeding Nine Hundred Fifty Dollars (\$950), to wit: money, television, and a computer tablet, the property of FRANCES BASCOM (D.O.B. [REDACTED]).

FACTS IN AGGRAVATION
[Penal Code § 502.9]

Pursuant to Penal Code § 502.9, upon conviction of a felony violation of Penal Code 487(a), the fact that the victim was an elder or dependent person, as defined in Section 288, shall be considered a circumstance in aggravation when imposing a term under subdivision (b) of Section 1170.

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COUNT 3
[Penal Code § 368(e) – A Felony]
Theft from an Elder or Dependent Adult
2/3/4 years (PC 1170(h))


On or about and between May 1, 2020 and May 31, 2021, in the County of Stanislaus, State of California, Defendant LESLEY DANIELLE PINOLA, did unlawfully commit theft, embezzlement, forgery, fraud, and identity theft with respect to the property and personal identifying information of an elder and dependent adult, said property, moneys, goods, and services obtained having a value exceeding \$950.00, and knew and reasonably should have known that said person, MARK WIROWEK (D.O.B. [REDACTED]), was an elder and dependent adult.

I declare under penalty of perjury, on information and belief, pursuant to the laws of the State of California, that the foregoing is true and correct.

Dated: December 8, 2021

Respectfully Submitted,

ROB BONTA
Attorney General of California


MERRILL HOULT
Deputy Attorney General
Attorneys for People of the State of California