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8 *Attorneys for The People of the State of California*

FILED  
MAR 13 2019  
By: M. [unclear]  
EAST COUNTY CLERK

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
10 COUNTY OF SAN DIEGO, EAST COUNTY DIVISION  
11

12 **PEOPLE OF THE STATE OF**  
13 **CALIFORNIA,**

14 Plaintiff,

15 v.

16 **JEANNIE ELLEN MERCIER,**  
17 **(2/14/1954),**

18 Defendant.

Case No.: CE389186  
AG Docket No. SD2014117247

**FELONY COMPLAINT**

Ct 1: Financial Elder Abuse, PC §368(e)  
Ct 2: Grand Theft, PC §487(a)  
Ct 3: Theft by Embezzlement, PC §506  
Ct 4: Identity Theft, PC §530.5(a)

**SPECIAL ALLEGATIONS**

White Collar Loss > \$100,000, PC § 186.11(a)(3)  
Presumption Probation Ineligible, PC §1203.045  
Tolling of Statute of Limitations, PC §803(d)

**INFORMATION**

Date: \_\_\_\_\_

22 **CHARGE SUMMARY**

<u>Ct. Charge</u>	<u>Type</u>	<u>Range</u>	<u>Special Allegations</u>	<u>Custody Effect</u>
23 1. PC 368(e)	Felony	2y-3y-4y	PC 1203.045,186.11(a)(3)	prison/ +1y
24 2. PC 487(a)	Felony	16m-2y-3y	PC 1203.045,186.11(a)(3)	prison/ +1y
25 3. PC 506	Felony	16m-2y-3y	PC 1203.045,186.11(a)(3)	prison/ +1y
26 4. PC 530.5(a)	Felony	16m-2y-3y	PC 1203.045,186.11(a)(3)	prison/ +1y

1 The undersigned, certifying upon information and belief, complains that defendant  
2 JEANNIE ELLEN MERCIER did commit the following crimes in San Diego County, State of  
3 California:

4 **COUNT 1**

5 **Financial Elder Abuse – Penal Code §368(e)**

6 Beginning on or after December 1, 2013, and continuing on through at least December 31,  
7 2015, defendant JEANNIE ELLEN MERCIER committed theft, embezzlement, fraud, and identity  
8 theft with respect to the property or personal identifying information of *Dolores M.*, an elder, with the  
9 property and money having a value exceeding \$950.00, while defendant knew that *Dolores M.* was an  
10 elder, in violation of Penal Code §368(e), a felony.

11 **COUNT 2**

12 **Grand Theft – Penal Code §487(a)**

13 Beginning on or about December 1, 2013, and continuing on through at least December 31,  
14 2015, defendant JEANNIE ELLEN MERCIER did willfully and unlawfully take from *Dolores*  
15 *M.*, money in excess of \$950.00, in violation of Penal Code §487(a), a felony.

16 **COUNT 3**

17 **Theft by Embezzlement §506**

18 Beginning on or about December 1, 2013, and continuing on through at least December 31,  
19 2015, defendant JEANNIE ELLEN MERCIER was a person intrusted with or having in her  
20 control property for the use of *Dolores M.*, did willfully and unlawfully embezzle money in excess  
21 of \$950.00, in violation of Penal Code §506, a felony.

22 **COUNT 4**

23 **Identity Theft §530.5(a)**

24 Beginning in or about December 1, 2013, and continuing on through at least December 31,  
25 2015, defendant JEANNIE ELLEN MERCIER did willfully and unlawfully obtain personal  
26 identifying information of *Dolores M.* and used that information for an unlawful purpose and to  
27 obtain, and attempt to obtain credit, goods, or services, without the consent of *Dolores M.*, in  
28 violation of Penal Code §530.5(a), a felony.

1 **SPECIAL ALLEGATIONS**

2 **Aggravated White Collar Crime Enhancement – Penal Code §186.11(a)(3)**

3 It is further alleged that the crimes defendant JEANNIE ELLEN MERCIER is charged with  
4 in Counts 1 through 4 above are related felonies, a material element of which is fraud, and that  
5 the resulting loss exceeded more than \$100,000.00 within the meaning of Penal Code  
6 §186.11(a)(3)

7 **Probation Limitation – Penal Code §1203.045**

8 It is further alleged that in the commission of Counts 1 through 4 charged above, that  
9 defendant JEANNIE ELLEN MERCIER, with the intent to do so, unlawfully took in excess of  
10 \$100,000.00, within the meaning of the Penal Code §1203.045, thereby requiring defendant be  
11 denied probation.

12 **Tolling of Statute of Limitations – Penal Code §803(d)**

13 It is further alleged that the defendant JEANNIE ELLEN MERCIER was not within the  
14 State of California from May 13, 2015 to the date of filing of this complaint.

15 I declare under penalty of perjury, on information and belief, that the foregoing is true and  
16 correct.

17  
18  
19 Dated: March 12, 2019

20 Jeanne Ellen Mercier  
21 DOB: 02/14/1954  
22 SSN: 547-96-8151  
23 CII: A27403392  
24 Height: 5'4"  
25 Weight: 170 lbs.  
26 Hair: Blonde  
27 Eyes: Blue  
28 CADL: D4425122  
ORDL: 4351256

XAVIER BECERRA  
Attorney General of California



KRISTOFFER A. REICH,  
Deputy Attorney General

*Attorneys for the People of the State of  
California*

1 PURSUANT TO PENAL CODE §1054.5(b), THE PEOPLE ARE HEREBY  
2 INFORMALLY REQUESTING THAT DEFENDANT'S COUNSEL PROVIDE  
3 DISCOVERY TO THE PEOPLE AS REQUIRED BY PENAL CODE §1054.3.

3 **Restitution Claimed:**

4 [ ] None

5 [ ] \$ \_\_\_\_\_

6 [X] To be determined

7  
8 Time estimate for preliminary examination: 1 day

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10 **INFORMATION**

11 Dated: \_\_\_\_\_

XAVIER BECERRA, Attorney General

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\_\_\_\_\_  
KRISTOFFER A. REICH,  
Deputy Attorney General

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Attorneys for the People of the State of California

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