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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 COUNTY OF SACRAMENTO

11
12 **PEOPLE OF THE STATE OF**
13 **CALIFORNIA,**

Case No.

14 Plaintiff,

15 v.

16 **1. DAVID TAI LEUNG,**
17 (DOB 12/15/1960; Xref 1910573)

FELONY COMPLAINT

18 **2. SUNNY SIUKEUNG CHAN,**
19 (DOB 6/1/1960; Xref 5356524)

20 **3. WENDY LAI IP,**
(DOB 8/14/1965 ; Xref 2161330)

21 Defendants.
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23 The Attorney General of the State of California hereby accuses DAVID TAI LEUNG,
24 SUNNY SIUKEUNG CHAN, and WENDY LAI IP of the following criminal offenses:
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COUNT 1

FILING FALSE TAX RETURN WITH INTENT TO EVADE PAYING TAXES

On or between May 2, 2016 through January 31, 2017, in the County of Sacramento, State of California, Defendant DAVID TAI LEUNG, being a person required to make, render, sign or verify a sales tax return for sellers permit number 101-330250, issued to Kome Japanese Seafood Buffet, Inc., unlawfully filed a false or fraudulent sales tax return for the period of January 1, 2016 through December 31, 2016, with the intent to defeat or evade the reporting, assessment, or payment of a tax liability in violation of Revenue and Tax Code section 7152, subdivision (a).

It is further alleged that Defendant DAVID TAI LEUNG acted with the intent to defeat or evade an unreported tax liability exceeding twenty-five thousand dollars (\$25,000) within a 12 consecutive month period, in violation of Revenue and Tax Code section 7153.5, a felony, in that Kome Japanese Seafood Buffet, Inc., owes \$99,777 in taxes for unreported sales to the California Department of Tax and Fee Administration for the period of January 1, 2016 through December 31, 2016.

COUNT 2

FILING FALSE TAX RETURN WITH INTENT TO EVADE PAYING TAXES

On or between May 2, 2016 through January 31, 2017, in the County of Sacramento, State of California, Defendant SUNNY SIUKEUNG CHAN, willfully aided or assisted in, or procured, counseled, or advised in, the preparation or presentation of a return, affidavit, claim, or other document that was fraudulent or false for sellers permit number 101-330250, issued to Kome Japanese Seafood Buffet, Inc., for the period of January 1, 2016 through December 31, 2016, with the intent to defeat or evade the reporting, assessment, or payment of a tax liability in violation of Revenue and Tax Code section 7152, subdivision (b).

It is further alleged that Defendant SUNNY SIUKEUNG CHAN acted with the intent to defeat or evade an unreported tax liability exceeding twenty-five thousand dollars (\$25,000) within a 12 consecutive month period, in violation of Revenue and Tax Code section 7153.5, a felony, in that Kome Japanese Seafood Buffet, Inc., owes \$99,777 in taxes for unreported sales to

1 the California Department of Tax and Fee Administration for the period of January 1, 2016
2 through December 31, 2016.

3 **COUNT 3**

4 **FILING FALSE TAX RETURN WITH INTENT TO EVADE PAYING TAXES**

5 On or between April 30, 2017 through January 31, 2018, in the County of Sacramento,
6 State of California, Defendant DAVID TAI LEUNG, being a person required to make, render,
7 sign or verify a sales tax return for sellers permit number 101-330250, issued to Kome Japanese
8 Seafood Buffet, Inc., unlawfully filed a false or fraudulent sales tax return for the period of
9 January 1, 2017 through December 31, 2017, with the intent to defeat or evade the reporting,
10 assessment, or payment of a tax liability in violation of Revenue and Tax Code section 7152,
11 subdivision (a).

12 It is further alleged that Defendant DAVID TAI LEUNG acted with the intent to defeat or
13 evade an unreported tax liability exceeding twenty-five thousand dollars (\$25,000) within a 12
14 consecutive month period, in violation of Revenue and Tax Code section 7153.5, a felony, in that
15 Kome Japanese Seafood Buffet, Inc., owes \$86,461 in taxes for unreported sales to the California
16 Department of Tax and Fee Administration for the period of January 1, 2017 through December
17 31, 2017.

18 **COUNT 4**

19 **FILING FALSE TAX RETURN WITH INTENT TO EVADE PAYING TAXES**

20 On or between April 30, 2017 through January 31, 2018, in the County of Sacramento,
21 State of California, Defendant SUNNY SIUKEUNG CHAN, willfully aided or assisted in, or
22 procured, counseled, or advised in, the preparation or presentation of a return, affidavit, claim, or
23 other document that was fraudulent or false for sellers permit number 101-330250, issued to
24 Kome Japanese Seafood Buffet, Inc., for the period of January 1, 2017 through December 31,
25 2017, with the intent to defeat or evade the reporting, assessment, or payment of a tax liability in
26 violation of Revenue and Tax Code section 7152, subdivision (b).
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1 It is further alleged that Defendant SUNNY SIUKEUNG CHAN acted with the intent to
2 defeat or evade an unreported tax liability exceeding twenty-five thousand dollars (\$25,000)
3 within a 12 consecutive month period, in violation of Revenue and Tax Code section 7153.5, a
4 felony, in that Kome Japanese Seafood Buffet, Inc., owes \$86,461 in taxes for unreported sales to
5 the California Department of Tax and Fee Administration for the period of January 1, 2017
6 through December 31, 2017.

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8 **COUNT 5**

9 **FILING FALSE TAX RETURN WITH INTENT TO EVADE PAYING TAXES**

10 On or between May 2, 2016 through January 31, 2017, in the County of Sacramento, State
11 of California, Defendant DAVID TAI LEUNG, being a person required to make, render, sign or
12 verify a sales tax return for sellers permit number 102-159128, issued to Silicon Valley
13 Development, Inc., doing business as Tomi Japanese Seafood Buffet, unlawfully filed a false or
14 fraudulent sales tax return for the period of January 1, 2016 through December 31, 2016, with the
15 intent to defeat or evade the reporting, assessment, or payment of a tax liability in violation of
16 Revenue and Tax Code section 7152, subdivision (a).

17 It is further alleged that Defendant DAVID TAI LEUNG acted with the intent to defeat or
18 evade an unreported tax liability exceeding twenty five thousand dollars (\$25,000) within a 12
19 consecutive month period, in violation of Revenue and Tax Code section 7153.5, a felony, in that
20 Silicon Valley Development, Inc., doing business as Tomi Japanese Seafood Buffet owes \$52,395
21 in taxes for unreported sales to the California Department of Tax and Fee Administration for the
22 period of January 1, 2016 through December 31, 2016.

23 **COUNT 6**

24 **FILING FALSE TAX RETURN WITH INTENT TO EVADE PAYING TAXES**

25 On or between May 2, 2016 through January 31, 2017, in the County of Sacramento, State
26 of California, Defendant SUNNY SIUKEUNG CHAN, willfully aided or assisted in, or procured,
27 counseled, or advised in, the preparation or presentation of a return, affidavit, claim, or other
28 document that was fraudulent or false for sellers permit number 102-159128, issued to Silicon

1 Valley Development, Inc., doing business as Tomi Japanese Seafood Buffet, for the period of
2 January 1, 2016 through December 31, 2016, with the intent to defeat or evade the reporting,
3 assessment, or payment of a tax liability in violation of Revenue and Tax Code section 7152,
4 subdivision (b).

5 It is further alleged that Defendant SUNNY SIUKEUNG CHAN acted with the intent to
6 defeat or evade an unreported tax liability exceeding twenty five thousand dollars (\$25,000)
7 within a 12 consecutive month period, in violation of Revenue and Tax Code section 7153.5, a
8 felony, in that Silicon Valley Development, Inc., doing business as Tomi Japanese Seafood Buffet
9 owes \$52,395 in taxes for unreported sales to the California Department of Tax and Fee
10 Administration for the period of January 1, 2016 through December 31, 2016.

11 **COUNT 7**

12 **FILING FALSE TAX RETURN WITH INTENT TO EVADE PAYING TAXES**

13 On or between April 30, 2017 through January 31, 2018, in the County of Sacramento,
14 State of California, Defendant DAVID TAI LEUNG, being a person required to make, render,
15 sign or verify a sales tax return for sellers permit number 102-159128, issued to Silicon Valley
16 Development, Inc., doing business as Tomi Japanese Seafood Buffet, unlawfully filed a false or
17 fraudulent sales tax return for the period of January 1, 2017 through December 31, 2017, with the
18 intent to defeat or evade the reporting, assessment, or payment of a tax liability in violation of
19 Revenue and Tax Code section 7152, subdivision (a).

20 It is further alleged that Defendant DAVID TAI LEUNG acted with the intent to defeat or
21 evade an unreported tax liability exceeding twenty five thousand dollars (\$25,000) within a 12
22 consecutive month period, in violation of Revenue and Tax Code section 7153.5, a felony, in that
23 Silicon Valley Development, Inc., doing business as Tomi Japanese Seafood Buffet owes \$49,064
24 in taxes for unreported sales to the California Department of Tax and Fee Administration for the
25 period of January 1, 2017 through December 31, 2017.
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COUNT 8

FILING FALSE TAX RETURN WITH INTENT TO EVADE PAYING TAXES

On or between April 30, 2017 through January 31, 2018, in the County of Sacramento, State of California, Defendant SUNNY SIUKEUNG CHAN, willfully aided or assisted in, or procured, counseled, or advised in, the preparation or presentation of a return, affidavit, claim, or other document that was fraudulent or false for sellers permit number 102-159128, issued to Silicon Valley Development, Inc., doing business as Tomi Japanese Seafood Buffet, for the period of January 1, 2017 through December 31, 2017, with the intent to defeat or evade the reporting, assessment, or payment of a tax liability in violation of Revenue and Tax Code section 7152, subdivision (b).

It is further alleged that Defendant SUNNY SIUKEUNG CHAN acted with the intent to defeat or evade an unreported tax liability exceeding twenty five thousand dollars (\$25,000) within a 12 consecutive month period, in violation of Revenue and Tax Code section 7153.5, a felony, in that Silicon Valley Development, Inc., doing business as Tomi Japanese Seafood Buffet owes \$49,064 in taxes for unreported sales to the California Department of Tax and Fee Administration for the period of January 1, 2017 through December 31, 2017.

COUNT 9

MISREPRESENTATION TO EVADE PAYING TAXES

On or between January 1, 2013 and June 30, 2018, in the county of Santa Clara, DAVID TAI LEUNG did unlawfully commit the crime of willfully making a misrepresentation to the Employment Development Department (EDD) for the purpose of lowering his contribution required of the defendant pursuant to Unemployment Insurance Code (UIC) section 1088(a), a violation of UIC section 2101.5, a felony, to wit: failed to report \$1,180,690.82 in wages paid to employees of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-3.

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COUNT 10

MISREPRESENTATION TO EVADE PAYING TAXES

On or between January 1, 2016 and June 30, 2018, in the county of Santa Clara, DAVID TAI LEUNG did unlawfully commit the crime of willfully making a misrepresentation to the Employment Development Department (EDD) for the purpose of lowering his contribution required of the defendant pursuant to Unemployment Insurance Code (UIC) section 1088(a), a violation of UIC section 2101.5, a felony, to wit: failed to report \$303,732.94 in wages paid to employees of Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

COUNT 11

FAILED TO PAY UNEMPLOYMENT INSURANCE AND TRAINING TAX

On or between January 1, 2013 and December 31, 2017, in the county of Santa Clara, DAVID TAI LEUNG did unlawfully commit the crime of willfully failing to pay unemployment insurance and employment training tax due to EDD pursuant to UIC section 1110, a violation of UIC 2108, a felony, to wit: failed to pay \$20,701.61 in unemployment insurance and \$386.07 in employment training tax on behalf of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-3.

COUNT 12

FAILED TO PAY UNEMPLOYMENT INSURANCE AND TRAINING TAX

On or between January 1, 2016 and June 30, 2018, in the county of Santa Clara, DAVID TAI LEUNG did unlawfully commit the crime of willfully failing to pay unemployment insurance and employment training tax due to EDD pursuant to UIC section 1110, a violation of UIC 2108, a felony, to wit: failed to pay \$3,249.84 in unemployment insurance and \$89.59 in employment training tax on behalf of Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

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COUNT 13

FAILED TO PAY DISABILITY INSURANCE

On or between January 1, 2013 and June 30, 2018, in the county of Santa Clara, DAVID TAI LEUNG did willfully and unlawfully failed to pay disability insurance deductions on behalf of workers to EDD on the date on which they became delinquent, in violation of UIC section 2110.3, a felony, to wit: failed to pay \$11,236.65 in disability insurance for workers of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-3.

COUNT 14

FAILED TO PAY DISABILITY INSURANCE

On or between January 1, 2016 and June 30, 2018, in the county of Santa Clara, DAVID TAI LEUNG did willfully and unlawfully failed to pay disability insurance deductions on behalf of workers to EDD on the date on which they became delinquent, in violation of UIC section 2110.3, a felony, to wit: failed to pay \$2,812.63 in disability insurance for workers of Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

COUNT 15

FILED FALSE EMPLOYMENT TAX RETURN

On or between January 1, 2013 and June 30, 2018, in the county of Santa Clara, DAVID TAI LEUNG did willfully and unlawfully fail to file or filed falsely, EDD reports of contributions and reports of wages paid to defendant’s workers, as required by UIC section 13021, a violation of UIC section 2117.5, a felony, to wit: filed an EDD report of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-3 and underreported wages paid to employees by \$1,180,690.82.

COUNT 16

FILED FALSE EMPLOYMENT TAX RETURN

On or between January 1, 2017 and June 30, 2018, in the county of Santa Clara, DAVID TAI LEUNG did willfully and unlawfully fail to file or filed falsely, EDD reports of contributions and reports of wages paid to defendant’s workers, as required by UIC section 13021, a violation

1 of UIC section 2117.5, a felony, to wit: filed an EDD report of Toshi Food Service Inc., EDD
2 Employer Account XXX-X291-7 and underreported wages paid to employees by \$303,732.94.

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4 **COUNT 17**

5 **FAILED TO COLLECT AND PAY INCOME TAX**

6 On or between January 1, 2013 and June 30, 2018, in the county of Santa Clara, DAVID
7 TAI LEUNG did unlawfully commit the crime of willfully failing to collect and truthfully
8 account for, and pay personal income tax as required by UIC sections 13020 and 13021, a
9 violation of 2118.5, a felony, to wit: filed to pay \$7,279.17 in personal income tax on behalf of
10 employees of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-3.

11 **COUNT 18**

12 **FAILED TO COLLECT AND PAY INCOME TAX**

13 On or between January 1, 2017 and June 30, 2018, in the county of Santa Clara, DAVID
14 TAI LEUNG did unlawfully commit the crime of willfully failing to collect and truthfully
15 account for, and pay personal income tax as required by UIC sections 13020 and 13021, a
16 violation of 2118.5, a felony, to wit: filed to pay \$1,732.79 in personal income tax on behalf of
17 employees of Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

18 **COUNT 19**

19 **ASSISTED IN MAKING A FALSE STATEMENT TO EVADE TAXES**

20 On or between January 1, 2013 and June 30, 2018, in the county of Santa Clara, WENDY
21 LAI IP willfully aided or assisted David Tai Leung in making a false statement or presentation, or
22 knowingly failed to disclose a material fact, in order to lower or avoid any contribution due to the
23 EDD, in violation of UIS 2101.6, subdivision (b), a felony, to wit: aided DAVID TAI LEUNG in
24 filing fraudulent employment tax returns for Tomi Japanese Seafood and Grill Inc., EDD
25 Employer Account XXX-X357-3 and Toshi Food Service Inc., EDD Employer Account XXX-
26 X291-7.

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COUNT 20

MISREPRESENTATION TO EVADE PAYING TAXES

On or between January 1, 2012 and June 30, 2018, in the county of San Mateo, DAVID TAI LEUNG did unlawfully commit the crime of willfully making a misrepresentation to the EDD for the purpose of lowering his contribution required of the defendant, a violation of UIC section 2101.5, a felony, to wit: failed to report \$1,561,920.89 in wages paid to employees of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2.

COUNT 21

MISREPRESENTATION TO EVADE PAYING TAXES

On or between January 1, 2016 and June 30, 2018, in the county of San Mateo, DAVID TAI LEUNG did unlawfully commit the crime of willfully making a misrepresentation to the EDD for the purpose of lowering contributions required of the defendant, a violation of UIC section 2101.5, a felony, to wit: failed to report \$741,865.42 in wages paid to employees of Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

COUNT 22

FAILED TO PAY UNEMPLOYMENT INSURANCE AND TRAINING TAX

On or between January 1, 2012 and June 30, 2018, in the county of San Mateo, DAVID TAI LEUNG did unlawfully commit the crime of willfully failing to pay unemployment insurance and employment training tax due to EDD pursuant to UIC section 1110, a violation of UIC 2108, a felony, to wit: failed to pay \$49,010.36 in unemployment insurance and \$87.29 in employment training tax on behalf of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2.

COUNT 23

FAILED TO PAY UNEMPLOYMENT INSURANCE AND TRAINING TAX

On or between January 1, 2016 and June 30, 2018, in the county of San Mateo, DAVID TAI LEUNG did unlawfully commit the crime of willfully failing to pay unemployment insurance and employment training tax due to EDD pursuant to UIC section 1110, a violation of

1 UIC 2108, a felony, to wit: failed to pay \$4,337.41 in unemployment insurance and \$123.79 in
2 employment training tax on behalf of Koshi Food Service Inc., EDD Employer Account XXX-
3 X292-5.

4 **COUNT 24**

5 **FAILED TO PAY DISABILITY INSURANCE**

6 On or between January 1, 2012 and June 30, 2018, in the county of San Mateo, DAVID
7 TAI LEUNG did willfully and unlawfully fail to pay disability insurance deductions on behalf of
8 workers to EDD on the date on which they became delinquent, in violation of UIC section
9 2110.3, a felony, to wit: failed to pay \$14,662.06 in disability insurance for workers of Kome
10 Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2.

11 **COUNT 25**

12 **FAILED TO PAY DISABILITY INSURANCE**

13 On or between January 1, 2016 and June 30, 2018, in the county of San Mateo, DAVID
14 TAI LEUNG did willfully and unlawfully fail to pay disability insurance deductions on behalf of
15 workers to EDD on the date on which they became delinquent, in violation of UIC section
16 2110.3, a felony, to wit: failed to pay \$6,709.45 in disability insurance for workers of Koshi Food
17 Service Inc., EDD Employer Account XXX-292-5.

18 **COUNT 26**

19 **FILED FALSE EMPLOYMENT TAX RETURN**

20 On or between January 1, 2012 and December 31, 2017, in the county of San Mateo,
21 DAVID TAI LEUNG did willfully and unlawfully fail to file or filed falsely, EDD reports of
22 contributions and reports of wages paid to defendant's workers, as required by UIC section
23 13021, a violation of UIC section 2117.5, a felony, to wit: filed an EDD report of Kome Japanese
24 Seafood Buffet Inc., EDD Employer Account XXX-X183-2 and underreported wages paid to
25 employees by \$1,561,920.89.
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COUNT 27

FILED FALSE EMPLOYMENT TAX RETURN

On or between January 1, 2016 and March 31, 2018, in the county of San Mateo, DAVID TAI LEUNG did willfully and unlawfully fail to file or filed falsely, EDD reports of contributions and reports of wages paid to defendant’s workers, as required by UIC section 13021, a violation of UIC section 2117.5, a felony, to wit: filed an EDD report of Koshi Food Service Inc., EDD Employer Account XXX-X292-5 and underreported wages paid to employees by \$741,865.42.

COUNT 28

FAILED TO COLLECT AND PAY INCOME TAX

On or between January 1, 2012 and December 31, 2017, in the county of San Mateo, DAVID TAI LEUNG did unlawfully commit the crime of willfully failing to collect and truthfully account for, and pay personal income tax as required by UIC sections 13020 and 13021, a violation of 2118.5, a felony, to wit: filed to pay \$39,467.59 in personal income tax on behalf of employees of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2.

COUNT 29

FAILED TO COLLECT AND PAY INCOME TAX

On or between January 1, 2016 and March 31, 2018, in the county of San Mateo, DAVID TAI LEUNG did unlawfully commit the crime of willfully failing to collect and truthfully account for, and pay personal income tax as required by UIC sections 13020 and 13021, a violation of 2118.5, a felony, to wit: filed to pay \$9,934.40 in personal income tax on behalf of employees of Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

COUNT 30

ASSISTED IN MAKING A FALSE STATEMENT TO EVADE TAXES

On or between January 1, 2012 and the June 30, 2018, in the county of San Mateo, WENDY LAI IP and SUNNY SIUKEUNG CHAN willfully aided or assisted David Tai Leung in making a false statement or presentation, or knowingly failed to disclose a material fact, in order to lower or avoid any contribution to the EDD, in violation of UIS 2101.6, subdivision (b),

1 a felony, to wit: aided DAVID TAI LEUNG in filing fraudulent employment tax returns for
2 Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2 and Koshi Food
3 Service Inc., EDD Employer Account XXX-X292-5.

4 **COUNT 31**

5 **(GRAND THEFT OF LABOR)**

6 On or between July 13, 2014 and June 24, 2017, in the county of San Mateo, DAVID TAI
7 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
8 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
9 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
10 hundred and fifty dollars (\$950), to wit: failed to pay \$14,245.74 in wages to Lei Cai who was an
11 employee of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2 and
12 Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

13 **COUNT 32**

14 **(GRAND THEFT OF LABOR)**

15 On or between June 14, 2015 and May 27, 2017, in the county of San Mateo, DAVID TAI
16 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
17 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
18 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
19 hundred and fifty dollars (\$950), to wit: failed to pay \$6,481.71 in wages to Shuqiao Guan who
20 was an employee of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2
21 and Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

22 **COUNT 33**

23 **(GRAND THEFT OF LABOR)**

24 On or between July 13, 2014 and May 27, 2017, in the county of San Mateo, DAVID
25 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
26 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
27 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
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1 hundred and fifty dollars (\$950), to wit: failed to pay \$18,482.67 in wages to Yuan Sen Huang
2 who was an employee of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-
3 X183-2 and Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

4 **COUNT 34**

5 **(GRAND THEFT OF LABOR)**

6 On or between February 22, 2015 and May 13, 2017, in the county of San Mateo, DAVID
7 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
8 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
9 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
10 hundred and fifty dollars (\$950), to wit: failed to pay \$18,131.83 in wages to Leming Li who was
11 an employee of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2 and
12 Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

13 **COUNT 35**

14 **(GRAND THEFT OF LABOR)**

15 On or between October 5, 2014 and June 24, 2017, in the county of San Mateo, DAVID
16 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
17 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
18 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
19 hundred and fifty dollars (\$950), to wit: failed to pay \$9,879.50 in wages to Zhi Tao Liu who was
20 an employee of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2 and
21 Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

22 **COUNT 36**

23 **(GRAND THEFT OF LABOR)**

24 On or between July 13, 2014 and June 24, 2017, in the county of San Mateo, DAVID
25 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
26 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
27 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
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1 hundred and fifty dollars (\$950), to wit: failed to pay \$3,861.35 in wages to Zhi Heng Long who
2 was an employee of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2
3 and Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

4 **COUNT 37**

5 **(GRAND THEFT OF LABOR)**

6 On or between July 13, 2014 and June 24, 2017, in the county of San Mateo, DAVID
7 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
8 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
9 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
10 hundred and fifty dollars (\$950), to wit: failed to pay \$36,207.44 in wages to Yao Ping Ma who
11 was an employee of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2
12 and Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

13 **COUNT 38**

14 **(GRAND THEFT OF LABOR)**

15 On or between July 13, 2014 and July 22, 2017, in the county of San Mateo, DAVID TAI
16 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
17 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
18 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
19 hundred and fifty dollars (\$950), to wit: failed to pay \$14,975.50 in wages to Chiu Ping Tam who
20 was an employee of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2
21 and Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

22 **COUNT 39**

23 **(GRAND THEFT OF LABOR)**

24 On or between July 13, 2014 and May 27, 2017, in the county of San Mateo, DAVID TAI
25 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
26 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
27 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
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1 hundred and fifty dollars (\$950), to wit: failed to pay \$20,930.67 in wages to Zhen Heng Yu who
2 was an employee of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-X183-2
3 and Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

4 **COUNT 40**

5 **(GRAND THEFT OF LABOR)**

6 On or between July 13, 2014 and May 27, 2017, in the county of San Mateo, DAVID TAI
7 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
8 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
9 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
10 hundred and fifty dollars (\$950), to wit: failed to pay \$38,684.22 in wages to Yue Hua Zheng
11 who was an employee of Kome Japanese Seafood Buffet Inc., EDD Employer Account XXX-
12 X183-2 and Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

13 **COUNT 41**

14 **(GRAND THEFT OF LABOR)**

15 On or between December 14, 2014 and May 27, 2017, in the county of San Mateo,
16 DAVID TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in
17 violation of PENAL CODE section 487(a), a felony, in that they did knowingly and designedly,
18 by a false and fraudulent representation and pretense, obtain labor by fraud, which had a value
19 exceeding nine hundred and fifty dollars (\$950), to wit: failed to pay \$12,592.23 in wages to
20 Yehuan Zhou who was an employee of Kome Japanese Seafood Buffet Inc., EDD Employer
21 Account XXX-X183-2 and Koshi Food Service Inc., EDD Employer Account XXX-X292-5.

22 **COUNT 42**

23 **(GRAND THEFT OF LABOR)**

24 On or between May 12, 2013 and May 5, 2018, in the County of Santa Clara, DAVID TAI
25 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
26 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
27 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
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1 hundred and fifty dollars (\$950), to wit: failed to pay \$29,255.92 in wages to Nancy Truong Banh
2 who was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-
3 X357-3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

4 **COUNT 43**

5 **(GRAND THEFT OF LABOR)**

6 On or between May 12, 2013 and May 5, 2018, in the County of Santa Clara, DAVID TAI
7 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
8 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
9 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
10 hundred and fifty dollars (\$950), to wit: failed to pay \$28,209.90 in wages to Maria Godinez who
11 was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-
12 3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

13 **COUNT 44**

14 **(GRAND THEFT OF LABOR)**

15 On or between May 12, 2013 and May 5, 2018, in the County of Santa Clara, DAVID TAI
16 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
17 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
18 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
19 hundred and fifty dollars (\$950), to wit: failed to pay \$11,045.69 in wages to Francisco
20 Hernandez-Jimenez who was an employee of Tomi Japanese Seafood and Grill Inc., EDD
21 Employer Account XXX-X357-3 and Toshi Food Service Inc., EDD Employer Account XXX-
22 X291-7.

23 **COUNT 45**

24 **(GRAND THEFT OF LABOR)**

25 On or between May 12, 2013 and May 5, 2018, in the County of Santa Clara, DAVID TAI
26 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
27 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
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1 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
2 hundred and fifty dollars (\$950), to wit: failed to pay \$35,166.48 in wages to Qi Hou who was an
3 employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-3 and
4 Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

5 **COUNT 46**

6 **(GRAND THEFT OF LABOR)**

7 On or between August 2, 2015 and January 27, 2018, in the County of Santa Clara,
8 DAVID TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in
9 violation of PENAL CODE section 487(a), a felony, in that they did knowingly and designedly,
10 by a false and fraudulent representation and pretense, obtain labor by fraud, which had a value
11 exceeding nine hundred and fifty dollars (\$950), to wit: failed to pay \$3,234.20 in wages to Zhen
12 Pan Hu who was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account
13 XXX-X357-3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

14 **COUNT 47**

15 **(GRAND THEFT OF LABOR)**

16 On or between May 12, 2013 and May 5, 2018, in the County of Santa Clara, DAVID TAI
17 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
18 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
19 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
20 hundred and fifty dollars (\$950), to wit: failed to pay \$5,852.80 in wages to Dun Sheng Huang
21 who was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-
22 X357-3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

23 **COUNT 48**

24 **(GRAND THEFT OF LABOR)**

25 On or between October 13, 2013 and May 5, 2018, in the County of Santa Clara, DAVID
26 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
27 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
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1 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
2 hundred and fifty dollars (\$950), to wit: failed to pay \$33,172.44 in wages to Hui
3 Shi Huang who was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer
4 Account XXX-X357-3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

5 **COUNT 49**

6 **(GRAND THEFT OF LABOR)**

7 On or between May 12, 2013 and May 5, 2018, in the County of Santa Clara, DAVID TAI
8 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
9 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
10 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
11 hundred and fifty dollars (\$950), to wit: failed to pay \$35,802.75 in wages to Yuan Shan Huang
12 who was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-
13 X357-3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

14 **COUNT 50**

15 **(GRAND THEFT OF LABOR)**

16 On or between September 14, 2014 and May 5, 2018, in the County of Santa Clara,
17 DAVID TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in
18 violation of PENAL CODE section 487(a), a felony, in that they did knowingly and designedly,
19 by a false and fraudulent representation and pretense, obtain labor by fraud, which had a value
20 exceeding nine hundred and fifty dollars (\$950), to wit: failed to pay \$18,549.84 in wages to Jian
21 Hui Luo who was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account
22 XXX-X357-3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

23 **COUNT 51**

24 **(GRAND THEFT OF LABOR)**

25 On or between May 12, 2013 and May 5, 2018, in the County of Santa Clara, DAVID TAI
26 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
27 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
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1 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
2 hundred and fifty dollars (\$950), to wit: failed to pay \$29,300.49 in wages to Guillermo Javier
3 Perez who was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account
4 XXX-X357-3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

5 **COUNT 52**

6 **(GRAND THEFT OF LABOR)**

7 On or between November 22, 2015 and December 30, 2017, in the County of Santa Clara,
8 DAVID TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in
9 violation of PENAL CODE section 487(a), a felony, in that they did knowingly and designedly,
10 by a false and fraudulent representation and pretense, obtain labor by fraud, which had a value
11 exceeding nine hundred and fifty dollars (\$950), to wit: failed to pay \$1,019.70 in wages to
12 Maribel Rosales who was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer
13 Account XXX-X357-3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

14 **COUNT 53**

15 **(GRAND THEFT OF LABOR)**

16 On or between May 12, 2013 and May 5, 2018, in the County of Santa Clara, DAVID TAI
17 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
18 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
19 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
20 hundred and fifty dollars (\$950), to wit: failed to pay \$21,288.18 in wages to Qiwen Situ who was
21 an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-3
22 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

23 **COUNT 54**

24 **(GRAND THEFT OF LABOR)**

25 On or between March 15, 2015 and May 5, 2018, in the County of Santa Clara, DAVID
26 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
27 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
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1 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
2 hundred and fifty dollars (\$950), to wit: failed to pay \$18,954.28 in wages to Yamei Xiao who
3 was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-
4 3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

5 **COUNT 55**

6 **(GRAND THEFT OF LABOR)**

7 On or between April 10, 2016 and May 5, 2018, in the County of Santa Clara, DAVID
8 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
9 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
10 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
11 hundred and fifty dollars (\$950), to wit: failed to pay \$18,627.75 in wages to Jun Zhou who was
12 an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-3
13 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

14 **COUNT 56**

15 **(GRAND THEFT OF LABOR)**

16 On or between January 3, 2016 and May 5, 2018, in the County of Santa Clara, DAVID
17 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
18 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
19 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
20 hundred and fifty dollars (\$950), to wit: failed to pay \$30,060.38 in wages to Zheng Li who was
21 an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-3
22 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

23 **COUNT 57**

24 **(GRAND THEFT OF LABOR)**

25 On or between May 12, 2013 and May 5, 2018, in the County of Santa Clara, DAVID TAI
26 LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL
27 CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
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1 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
2 hundred and fifty dollars (\$950), to wit: failed to pay \$14,095.73 in wages to Le Que Yen who
3 was an employee of Tomi Japanese Seafood and Grill Inc., EDD Employer Account XXX-X357-
4 3 and Toshi Food Service Inc., EDD Employer Account XXX-X291-7.

5 **COUNT 58**

6 **(GRAND THEFT OF LABOR)**

7
8 On or between April 16, 2017 and August 31, 2017, in the County of Contra Costa,
9 DAVID TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in
10 violation of PENAL CODE section 487(a), a felony, in that they did knowingly and designedly,
11 by a false and fraudulent representation and pretense, obtain labor by fraud, which had a value
12 exceeding nine hundred and fifty dollars (\$950), to wit: failed to pay \$8,808.38 in wages to Jenny
13 Chan who was an employee of Silicon Valley Development Inc., dba Tomi Japanese Seafood
14 Buffet., EDD Employer Account XXX-X499-0 and Yoshi Food Service Inc., EDD Employer
15 Account XXX-X293-3.

16 **COUNT 59**

17 **(GRAND THEFT OF LABOR)**

18 On or between May 16, 2013 and May 15, 2018, in the County of Contra Costa, DAVID
19 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
20 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
21 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
22 hundred and fifty dollars (\$950), to wit: failed to pay \$80,831.88 in wages to Chao Peng Guan
23 who was an employee of Silicon Valley Development Inc., dba Tomi Japanese Seafood Buffet.,
24 EDD Employer Account XXX-X499-0 and Yoshi Food Service Inc., EDD Employer Account
25 XXX-X293-3.

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COUNT 60

(GRAND THEFT OF LABOR)

On or between January 1, 2015 and May 15, 2018, in the County of Contra Costa, DAVID TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine hundred and fifty dollars (\$950), to wit: failed to pay \$16,974.18 in wages to Kiu Sun Leung who was an employee of Silicon Valley Development Inc., dba Tomi Japanese Seafood Buffet., EDD Employer Account XXX-X499-0 and Yoshi Food Service Inc., EDD Employer Account XXX-X293-3.

COUNT 61

(GRAND THEFT OF LABOR)

On or between August 1, 2013 and May 15, 2018, in the County of Contra Costa, DAVID TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine hundred and fifty dollars (\$950), to wit: failed to pay \$97,214.25 in wages to Chunlan Tan who was an employee of Silicon Valley Development Inc., dba Tomi Japanese Seafood Buffet., EDD Employer Account XXX-X499-0 and Yoshi Food Service Inc., EDD Employer Account XXX-X293-3.

COUNT 62

(GRAND THEFT OF LABOR)

On or between June 1, 2013 and May 15, 2018, in the County of Contra Costa, DAVID TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine hundred and fifty dollars (\$950), to wit: failed to pay \$83,520.38 in wages to Wa Hoa Un who

1 was an employee of Silicon Valley Development Inc., dba Tomi Japanese Seafood Buffet., EDD
2 Employer Account XXX-X499-0 and Yoshi Food Service Inc., EDD Employer Account XXX-
3 X293-3.

4 **COUNT 63**
5 **(GRAND THEFT OF LABOR)**

6 On or between March 1, 2015 and April 30, 2018, in the County of Contra Costa, DAVID
7 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
8 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
9 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
10 hundred and fifty dollars (\$950), to wit: failed to pay \$13,133.18 in wages to Xiao Bin Xia who
11 was an employee of Silicon Valley Development Inc., dba Tomi Japanese Seafood Buffet., EDD
12 Employer Account XXX-X499-0 and Yoshi Food Service Inc., EDD Employer Account XXX-
13 X293-3.

14 **COUNT 64**
15 **(GRAND THEFT OF LABOR)**

16 On or between January 1, 2016 and May 15, 2018, in the County of Contra Costa, DAVID
17 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
18 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
19 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
20 hundred and fifty dollars (\$950), to wit: failed to pay \$49,359.50 in wages to Kon Yu Ma who
21 was an employee of Silicon Valley Development Inc., dba Tomi Japanese Seafood Buffet., EDD
22 Employer Account XXX-X499-0 and Yoshi Food Service Inc., EDD Employer Account XXX-
23 X293-3.

24 **COUNT 65**
25 **(GRAND THEFT OF LABOR)**

26 On or between May 16, 2013 and May 15, 2018, in the County of Contra Costa, DAVID
27 TAI LEUNG and WENDY LAI IP committed the crime of GRAND THEFT, in violation of
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1 PENAL CODE section 487(a), a felony, in that they did knowingly and designedly, by a false and
2 fraudulent representation and pretense, obtain labor by fraud, which had a value exceeding nine
3 hundred and fifty dollars (\$950), to wit: failed to pay \$31,227.00 in wages to Shilun Mai who was
4 an employee of Silicon Valley Development Inc., dba Tomi Japanese Seafood Buffet., EDD
5 Employer Account XXX-X499-0 and Yoshi Food Service Inc., EDD Employer Account XXX-
6 X293-3.

7
8 **SPECIAL ALLEGATION**
9 **(EXCESSIVE TAKINGS)**

10 It is further alleged as to Counts 31 through Sixty 65 that in the commission of the above
11 offenses the said defendants, DAVID TAI LEUNG and WENDY LAI IP, with the intent to do so,
12 took, damaged and destroyed property of a value exceeding \$100,000, within the meaning of
13 Penal Code section 1203.045.

14 **SENTENCING ENHANCEMENT**
15 **(WHITE COLLAR CRIME ENHANCEMENT)**

16 It is further alleged that the crimes charged in Counts 31 through 65 are related felonies, a
17 material element of which is fraud and embezzlement, that involve a pattern of related felony
18 conduct, and the pattern of related felony conduct involves the taking of more than five hundred
19 thousand dollars (\$500,000), within the meaning of Penal Code section 186.11(a)(2).

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1 Pursuant to Penal Code Section 1054.5, subdivision (b), the People of the State of
2 California hereby informally request that defense counsel provide to the People of the State of
3 California all discovery as required by Penal Code Section 1054.3.

4 **DECLARATION**

5 I verify under information and belief, pursuant to Penal Code section 806, that the
6 forgoing is true and correct.
7

8 Dated: April 30, 2021

Respectfully Submitted,

9 _____
10 ROB BONTA
Attorney General of California

11 *Randy Mailman*

12
13 RANDY M. MAILMAN
Supervising Deputy Attorney General
14 *Attorneys for the People of the State of California*