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8 ATTORNEYS FOR THE PEOPLE OF THE STATE OF CALIFORNIA

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
WEST JUSTICE CENTER

JUL 11 2019

DAVID H. YAMASAKI, Clerk of the Court

BY: C. KOEHL, DEPUTY

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10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **COUNTY OF ORANGE, WEST JUSTICE CENTER**

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

14 **Plaintiff,**

15 **v.**

16 **AYETTE V. LOO**, ALIAS SCARLETT LILIAN NERY
17 VELEZ, AYETTE SCARLETT LOO
18 DOB: 10/21/1952,

19 **MARINA ABANILLA JOCAME**, ALIAS
20 MARINA A. JOCAME, MARINA JOCAME
21 DOB: 10/19/1964,

22 **&**

23 **BONIFACIO RUIZ**, ALIAS BONNIE RUIZ,
24 BONIFACIO PELLETERO RUIZ
25 DOB: 11/30/1973,

26 **Defendants.**

FIRST AMENDED FELONY COMPLAINT

Case No.

AG Docket Nos. OR2018100164, OR2019100099,
OR2019100098

Charges:

Count 1: Physical Elder Abuse, PC 368(b)(1) –
all defendants
Ct 2: Financial Elder Abuse, PC 368(e)(1) – *Loo*
only
Ct 3: Financial Elder Abuse, PC 368(e)(1) – *Loo*
only
Ct 4: Grand Theft, PC 487(a) – *Loo only*
Ct 5: Grand Theft, PC 487(a) – *Loo only*
Ct 6: Failure to Report Abuse, W&I 15630(h) –
Ruiz and Loo only
Ct 7: Failure to Report Abuse, W&I 15630(h) –
Ruiz only
Ct 8: Operation of Unlicensed RCFE, H&S
1569.40(d) – *all defendants*
Ct 9: Willful and Repeated Violations of
Regulations, H&S 1569.40(a)– *all defendants*
Ct 10 -14: Failure to File Tax Returns (Personal),
RT 19706 – *Loo only*

1 Based on information and belief, the undersigned declares that, before the filing of this
2 Felony Complaint, defendants AYETTE LOO, MARINA JOCAME, and BONIFACIO RUIZ
3 committed the following crimes in the County of Orange and elsewhere in the State of California:

4 **COUNT 1**

5 **Penal Code §368(b)(1) - Physical Elder and Dependent Adult Abuse**
6 **(All Defendants)**

7 Beginning on or before December 18, 2017, and continuing on through at least January 3,
8 2018, defendants AYETTE LOO, MARINA JOCAME, and BONIFACIO RUIZ did, under
9 circumstances and conditions likely to produce great bodily harm and death, knowingly and
10 willfully cause and permit the victim, *Vincent N.*, an elder and dependent adult, to suffer, and
11 inflicted thereon, unjustifiable physical pain and mental suffering and, having the care and custody
12 of said victim, willfully caused and permitted him to be placed in a situation in which his health
13 was endangered, and knew and reasonably should have known that said person, *Vincent N.*, was an
14 elder and dependent adult, in violation of Penal Code §368(b)(1), a felony.

15 **COUNT 2**

16 **Penal Code §368(e)(1) - Financial Elder Abuse by a Caretaker**
17 **(LOO Only)**

18 Beginning on or before December 18, 2017 and continuing on through at least January 3,
19 2018, defendant AYETTE LOO, being a caretaker, committed theft, embezzlement, forgery, fraud,
20 and identity theft with respect to the property and personal identifying information of *Vincent N.*, an
21 elder, with the property and money having a value exceeding \$950.00, while defendant knew that
22 *Vincent N.* was an elder, in violation of Penal Code §368(e)(1), a felony.

23 **COUNT 3**

24 **Penal Code §368(e)(1) - Financial Elder Abuse by a Caretaker**
25 **(LOO Only)**

26 Beginning on or before September 27, 2017 and continuing on through at least January 30,
27 2018, defendant AYETTE LOO, being a caretaker, committed theft, embezzlement, forgery, fraud,
28 and identity theft with respect to the property and personal identifying information of *Shizuko Y.*, an

1 elder, with the property and money having a value exceeding \$950.00, while defendant knew that
2 *Shizuko Y.* was an elder, in violation of Penal Code §368(e)(1), a felony.

3 **COUNT 4**

4 **Penal Code §487(a) - Grand Theft**
5 **(LOO Only)**

6 Beginning on or before December 18, 2017 and continuing on through at least January 3,
7 2018, defendant AYETTE LOO did willfully and unlawfully take from *Vincent N.*, money or
8 property in excess of \$950, in violation of Penal Code §487(a), a felony.

9 **COUNT 5**

10 **Penal Code §487(a) - Grand Theft**
11 **(LOO Only)**

12 Beginning on or before September 27, 2017 and continuing on through at least January 30,
13 2018, defendant AYETTE LOO did willfully and unlawfully take from *Shizuko Y.*, money or
14 property in excess of \$950, in violation of Penal Code §487(a), a felony.

15 **COUNT 6**

16 **Welfare and Institutions Code §15630(h) - Failure to Report Abuse**
17 **(RUIZ and LOO Only)**

18 Defendants AYETTE LOO and BONIFACIO RUIZ were mandated reporters, as defined in
19 Welfare and Institutions Code section 15630(a), and, on or about September 26, 2017 and
20 continuing on through at least January 12, 2018, did willfully and unlawfully fail to report, and/or
21 impeded and/or inhibited a report of physical abuse, as defined in Welfare and Institutions Code
22 section 15610.3, against *Shizuko Y.*, an elder or dependent adult, in violation of Welfare and
23 Institutions Code §15630(h), a misdemeanor.

24 **COUNT 7**

25 **Welfare and Institutions Code §15630(h) - Failure to Report Abuse**
26 **(RUIZ Only)**

27 Defendant BONIFACIO RUIZ was a mandated reporter, as defined in Welfare and
28 Institutions Code section 15630(a), and, on or about December 18, 2017 and continuing on through
at least January 12, 2018, did willfully and unlawfully fail to report, and/or impeded and/or

1 inhibited a report of physical abuse, as defined in Welfare and Institutions Code section 15610.3,
2 and neglect of *Vincent N.*, an elder or dependent adult, in violation of Welfare and Institutions Code
3 §15630(h), a misdemeanor.

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5 **COUNT 8**
6 **Health and Safety Code §1569.40 (d) - Operation of Unlicensed**
7 **Residential Care Facility for the Elderly**
8 **(All Defendants)**

9 Beginning on or before June 1, 2017 and continuing through at least January 31, 2018,
10 defendants AYETTE LOO, BONIFACIO RUIZ, and MARISA JOCAME did unlawfully own,
11 operate, establish, manage, conduct, and maintain an unlicensed residential care facility for the
12 elderly, as defined in subdivision (a) of Health and Safety Code section 1569.44, in violation of
13 Health and Safety §1569.40(d), a misdemeanor.

14 **COUNT 9**
15 **Health and Safety Code §1569.40(a) - Willful and Repeated Violation of Regulations**
16 **(All Defendants)**

17 Beginning on or before June 1, 2017 and continuing on through at least January 31, 2018,
18 defendants AYETTE LOO, BONIFACIO RUIZ, and MARISA JOCAME willfully and repeatedly
19 violated a rule and regulation promulgated under Health and Safety Code, Division 2, Chapter 3; in
20 violation of Health and Safety Code §1569.40(a), a misdemeanor.

21 **COUNT 10**
22 **Revenue and Taxation Code 19706 - Failure to File Tax Return (Personal 2013)**
23 **(Loo Only)**

24 Up to the date of the filing of this First Amended Felony Complaint, defendant AYETTE
25 LOO, has willfully and unlawfully failed to file a 2013 California Personal Income Tax Return,
26 with the intent to evade any tax imposed by Part 10 and Part 11 of the Revenue and Taxation Code,
27 in violation of Revenue and Taxation Code § 19706, a felony.

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1 **COUNT 11**

2 **Revenue and Taxation Code 19706 - Failure to File Tax Return (Personal 2014)**
3 **(Loo Only)**

4 Up to the date of the filing of this First Amended Felony Complaint, defendant AYETTE
5 LOO, has willfully and unlawfully failed to file a 2014 California Personal Income Tax Return,
6 with the intent to evade any tax imposed by Part 10 and Part 11 of the Revenue and Taxation Code,
7 in violation of Revenue and Taxation Code § 19706, a felony.

8 **COUNT 12**

9 **Revenue and Taxation Code 19706 - Failure to File Tax Return (Personal 2015)**
10 **(Loo Only)**

11 Up to the date of the filing of this First Amended Felony Complaint, defendant AYETTE
12 LOO, has willfully and unlawfully failed to file a 2015 California Personal Income Tax Return,
13 with the intent to evade any tax imposed by Part 10 and Part 11 of the Revenue and Taxation Code,
14 in violation of Revenue and Taxation Code § 19706, a felony.

15 **COUNT 13**

16 **Revenue and Taxation Code 19706 - Failure to File Tax Return (Personal 2016)**
17 **(Loo Only)**

18 Up to the date of the filing of this First Amended Felony Complaint, defendant AYETTE
19 LOO, has willfully and unlawfully failed to file a 2016 California Personal Income Tax Return,
20 with the intent to evade any tax imposed by Part 10 and Part 11 of the Revenue and Taxation Code,
21 in violation of Revenue and Taxation Code § 19706, a felony.

22 **COUNT 14**

23 **Revenue and Taxation Code 19706 - Failure to File Tax Return (Personal 2017)**
24 **(Loo Only)**

25 Up to the date of the filing of this First Amended Felony Complaint, defendant AYETTE
26 LOO, has willfully and unlawfully failed to file a 2017 California Personal Income Tax Return,
27 with the intent to evade any tax imposed by Part 10 and Part 11 of the Revenue and Taxation Code,
28 in violation of Revenue and Taxation Code § 19706, a felony.

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

2 Dated: July 10, 2019

XAVIER BECERRA
Attorney General of California

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5 AISHWARYA NAIDU,
6 Deputy Attorney General, California Department of
7 Justice
8 Declarant

9 DOJ Docket Nos. OR2018100164, OR2019100099, OR2019100098

10 **RESTITUTION CLAIMED:**

11 \$ _____

12 None

13 To be determined

14
15 **REQUESTED BAIL:**

16 **LOO: \$100,000**

17 **JOCAME: \$50,000**

18 **RUIZ: \$50,000**

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20 **PURSUANT TO PENAL CODE §1054.5(b), THE PEOPLE ARE HEREBY INFORMALLY**
21 **REQUESTING THAT DEFENDANTS' COUNSEL PROVIDE DISCOVERY TO THE**
22 **PEOPLE AS REQUIRED BY PENAL CODE §1054.3.**