

**FILED**  
**SAN MATEO COUNTY**

MAY 09 2022

Clerk of the Superior Court  
By   
DEPUTY CLERK

1 ROB BONTA  
Attorney General of California  
2 BRETT J. MORRIS  
Supervising Deputy Attorney General  
3 TIFFANY J. SUSZ (SBN 226665)  
Deputy Attorney General  
4 CAROLINE CHEN (SBN 213051)  
Deputy Attorney General  
5 1300 I Street, Suite 125  
P.O. Box 944255  
6 Sacramento, CA 94244-2550  
Telephone: (916) 210-7252  
7 E-mail: Tiffany.Susz@doj.ca.gov  
*Attorneys for People of the State of California*  
8

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 COUNTY OF SAN MATEO

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

Case No. 18SF14404ABC

14 Plaintiff,

15 v.

16 **JOSHUA GALANG GAMOS (DOB**  
17 **██████████)**

**SECOND AMENDED INFORMATION**

18 **CARLINA GALANG GAMOS, aka NORA**  
19 **GAMOS (DOB ██████████)**

20 **NOEL GALANG GAMOS (DOB**  
21 **██████████),**

22 Defendants.  
23

24 THE ATTORNEY GENERAL OF THE STATE OF CALIFORNIA accuses the above-  
25 named DEFENDANTS of the following criminal offenses:

26 ///

27 ///

28 ///

1 **COUNT ONE**

2 **(Conspiracy to Commit Human Trafficking, Penal Code section 182(a)/236.1(a), and**  
3 **Conspiracy to Commit Grand Theft of Labor, Penal Code section 182(a)/487(a))**

4 On or about and between December 30, 2008 and September 6, 2018, in the County of  
5 San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G.  
6 GAMOS did unlawfully commit the crime of CONSPIRACY, in violation of section 182(a)(1) of  
7 the PENAL CODE, a felony, in that said Defendants did unlawfully conspire together with each  
8 other to commit the crime of Human Trafficking, in violation of Section 236.1(a) of the PENAL  
9 CODE, a felony; and/or Grand Theft of Labor, in violation of Section 487(a) of the PENAL  
10 CODE, a felony; and that pursuant to and for the purpose of carrying out the objectives and  
11 purposes of the aforesaid conspiracy, the said Defendants committed the following overt acts  
12 throughout the alleged time period:

13 **Overt Act 1**

14 Defendants JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
15 owned Rainbow Bright Residential Facilities and Daycares at various locations throughout San  
16 Mateo County.

17 **Overt Act 2**

18 Defendants JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
19 sought out and employed either undocumented persons or vulnerable persons within the Filipino  
20 community to employ at Rainbow Bright Residential Facilities and Daycare by placing wanted  
21 advertisements in a Filipino newspaper within San Mateo County.

22 **Overt Act 3**

23 Defendants JOSHUA G. GAMOS or CARLINA G. GAMOS met with the potential new  
24 employees who responded to job advertisements and routinely asked for their immigration status.

25 **Overt Act 4**

26 Defendants JOSHUA G. GAMOS and CARLINA G. GAMOS took passports from some  
27 newly hired employees who did not have status in the country under the guise of promising the  
28 employee assistance with their status with an immigration attorney.

///

1           Overt Act 5

2           Defendants JOSHUA G. GAMOS and CARLINA G. GAMOS withheld passports from  
3 employees despite repeated attempts for the return of their passports. In some instances,  
4 DEFENDANT NOEL G. GAMOS only returned passports to employees upon the employees'  
5 resignation or termination from employment with Rainbow Bright.

6           Overt Act 6

7           DEFENDANTS told new employees that they would be required to work as a live-in  
8 caregiver at the Rainbow Bright adult care facilities and childcare facilities, and that Rainbow  
9 Bright would provide them food and a room to sleep in.

10          Overt Act 7

11          DEFENDANTS told employees they would be required to work five days per week, eight  
12 hours per day, and required employees to sign an "employment contract" whereby  
13 DEFENDANTS agreed to comply with all state employment laws, including state and federal  
14 wage-and-hour laws.

15          Overt Act 8

16          Once employees began to work at Rainbow Bright, DEFENDANTS required many  
17 employees to work twenty-four hours per day, seven days per week, and required employees to  
18 sleep on the floor of the facility.

19          Overt Act 9

20          DEFENDANTS required employees to provide round-the-clock care to 5 to 6  
21 developmentally delayed adults at their various Rainbow Bright facilities even if that meant the  
22 employee only received a few hours of sleep per night.

23          Overt Act 10

24          DEFENDANTS angrily refused employee requests for more pay or time off. It was  
25 common for DEFENDANTS to threaten to call immigration services to report the employee if the  
26 employee complained about the amount of their pay or being paid late.

27          ///

28          ///

1           Overt Act 11

2           DEFENDANTS JOSHUA G. GAMOS AND CARLINA G. GAMOS yelled at employees  
3 for making minor mistakes, and called them names such as “stupid,” and often reduced the little  
4 amount of money they were paid as punishment.

5           Overt Act 12

6           DEFENDANTS instructed employees that they were not allowed to talk to other  
7 employees while at work or outside of work. DEFENDANT JOSHUA G. GAMOS checked  
8 certain employees cell phones to determine whether the employees were talking to one another.

9           Overt Act 13

10          DEFENDANTS threatened to fire employees to ensure their deportation if employees  
11 violated a rule or challenged DEFENDANTS.

12          Overt Act 14

13          DEFENDANT JOSHUA G. GAMOS and CARLINA G. GAMOS told employees  
14 JOSHUA G. GAMOS either used to be the “police” or that he knew the police to instill fear and  
15 compliance with the employees.

16          Overt Act 15

17          DEFENDANTS employed elderly women as “domestic helpers” and required them to  
18 work from early morning to late at night cleaning their personal homes and residential adult  
19 facilities and day care facilities without additional pay, and required the “domestic helpers” to  
20 sleep on the floor.

21          Overt Act 16

22          DEFENDANT JOSHUA G. GAMOS regularly woke his fifty-nine-year-old live-in  
23 housekeeper, M.C., around 1:00 a.m. to demand that she massage his legs until he fell asleep. He  
24 did not allow his housekeeper to enter his home if he was not home, therefore, she would often be  
25 left outside in the cold, rain, and left hungry.

26          Overt Act 17

27          DEFENDANT CARLINA G. GAMOS brought M.C. to DEFENDANT NOEL G.  
28 GAMOS and GERLEN B. GAMOS’ home at 104 Westmoor Avenue in Daly City to make her

1 clean. At this same time M.C.'s sister, C.M., worked as a housekeeper for NOEL and GERLEN.  
2 DEFENDANT CARLINA G. GAMOS instructed C.M. and M.C. that they were not allowed to  
3 talk to one another or be in the same room when they were together at the house.

4 Overt Act 18

5 DEFENDANT JOSHUA G. GAMOS and CARLINA G. GAMOS instructed the  
6 employees to lie to any government official about the hours the employee worked for the family  
7 or Rainbow Bright if any licensing board or other government agency visited the facilities.

8 Overt Act 19

9 DEFENDANTS JOSHUA G. GAMOS and NOEL G. GAMOS sought out the younger  
10 female employees, typically those in their early twenties, for personal, sexual relationships with  
11 the young women. DEFENDANT NOEL G. GAMOS offered gifts to younger employees in  
12 exchange for sex acts, and also touched a female employee inappropriately.

13 Overt Act 20

14 DEFENDANT JOSHUA G. GAMOS initiated romantic and/or sexual relationships with  
15 younger female employees, to wit, A.Y. and A.M. He used force, violence, and duress to  
16 accomplish his sexual acts against younger female employees; leaving bruises on A.Y., a female  
17 employee, when she resisted him.

18 Overt Act 21

19 DEFENDANTS used sleep deprivation, physical force, and psychological tactics with the  
20 employees.

21 Overt Act 22

22 DEFENDANT JOSHUA G. GAMOS utilized the male employees as care takers for the  
23 male clients at the Rainbow Bright facilities, as construction workers, handymen, car detailers for  
24 his luxury cars, and as personal drivers for him or the facilities. DEFENDANT JOSHUA G.  
25 GAMOS demanded the males work into the middle of night detailing his cars or handling any  
26 other manual labor job he required.

27 ///

28 ///

1           Overt Act 23

2           DEFENDANT JOSHUA G. GAMOS, employed H.M. as a Rainbow Bright Transport  
3 driver, and also as a household maid/servant. When H.M. was not providing transport for the  
4 company, DEFENDANT JOSHUA G. GAMOS required H.M. to work at his home as a  
5 housekeeper, dog-walker, and construction worker. He did not allow this employee to enter his  
6 Hillsborough home when he was not home, therefore, he would often be left outside in the cold  
7 with DEFENDANT JOSHUA G. GAMOS' dogs, and left hungry.

8           Overt Act 24

9           DEFENDANTS JOSHUA G. GAMOS and CARLINA G. GAMOS threatened Rainbow  
10 Bright Transport drivers who they employed with deportation for failure to follow the rules or  
11 voicing complaints about the oppressive working conditions.

12           Overt Act 25

13           DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
14 owned Rainbow Bright Residential Facilities and Daycare at various locations throughout San  
15 Mateo County.

16           Overt Act 26

17           DEFENDANTS CARLINA G. GAMOS and GERLEN B. GAMOS required that live-in  
18 caregivers and domestic helpers work at the childcare facilities located on the bottom floor of the  
19 home of GERLEN B. GAMOS and DEFENDANT NOEL G. GAMOS. Similarly,  
20 DEFENDANTS required employees they hired as "teachers" for the childcare facilities to live-in  
21 the childcare facility, and also assist at the adult care homes when needed or on the weekends,  
22 when they were scheduled to have days off.

23           Overt Act 27

24           DEFENDANTS failed to pay employees adequate minimum wage or overtime pay for  
25 working at Rainbow Bright adult care and child care facilities, along with employees employed as  
26 drivers with the transport company.

27           ///

28           ///

1           Overt Act 28

2           DEFENDANTS required employees to sign an “employment contract” written in English  
3 that stated DEFENDANTS would comply with all state employment laws, including state and  
4 federal wage-and-hour laws. DEFENDANTS orally translated terms of the contract falsely,  
5 making representations to employees who had little or no understanding of the English language.

6           Overt Act 29

7           DEFENDANTS instructed employees to lie to any government official who may ask  
8 about the hours DEFENDANTS require they work, to state that they work 8 hours only, and, if  
9 employees did not speak English well, DEFENDANTS instructed these employees to hide from  
10 government officials if they showed up on site, which employees did.

11           Overt Act 30

12           DEFENDANTS and Rainbow Bright failed to report the correct number of employees to  
13 EDD, and the hours the employees worked, which resulted in unreported employee earnings in  
14 excess of \$2 million.

15           Overt Act 31

16           DEFENDANTS told prospective employees that they would live in the facility, work 5  
17 days per week, and work 8 hours per day at a set monthly salary, which typically ranged from  
18 \$1000 to \$1200 per month.

19           Overt Act 32

20           When employees began to work at Rainbow Bright, DEFENDANTS required them to  
21 work 7 days per week, twenty-four hours per day, with a pay range of \$1000 to \$1200 per month.

22                                   **COUNT TWO**  
23                                   **(Human Trafficking, Penal Code section 236.1(a))**

24           On or about and between January 1, 2014 and November 3, 2014, in the County of San  
25 Mateo, DEFENDANTS JOSHUA G. GAMOS and CARLINA G. GAMOS committed the crime  
26 of HUMAN TRAFFICKING, in violation of PENAL CODE section 236.1(a), a felony, in that  
27 they did willfully and unlawfully deprive and/or violate the personal liberty of M.C. with the  
28 intent to obtain forced labor or services.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**COUNT THREE**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between January 1, 2014 and November 3, 2014, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS and CARLINA G. GAMOS 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 from M.C., which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT FOUR**  
**(Human Trafficking, Penal Code section 236.1(a))**

On or about and between December 30, 2008 and June 15, 2009, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS and CARLINA G. GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the personal liberty of D.M. with the intent to obtain forced labor or services.

**COUNT FIVE**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between December 30, 2008 and June 15, 2009, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS committed the crime of GRAND THEFT, in violation of PENAL CODE section 487(a), a felony, in that they knowingly and designedly, by a false and fraudulent representation and pretense, obtain labor by fraud from D.M., which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT SIX**  
**(Human Trafficking, Penal Code section 236.1(a))**

On or between December 30, 2008 and June 12, 2009, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS and CARLINA G. GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section 236.1(a), a felony, in that they



1 did willfully and unlawfully deprive and/or violate the personal liberty of R.A. with the intent to  
2 obtain forced labor or services.

3 **COUNT SEVEN**  
4 **(Grand Theft of Labor, Penal Code section 487(a))**

5 On or about and between December 30, 2008 and June 15, 2009, in the County of San  
6 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
7 committed the crime of GRAND THEFT, in violation of PENAL CODE section 487(a), a felony,  
8 in that they did knowingly and designedly, by a false and fraudulent representation and pretense,  
9 obtain labor by fraud from R.A., which had a value exceeding nine hundred and fifty dollars  
10 (\$950).

11 **COUNT EIGHT**  
12 **(Human Trafficking, Penal Code section 236.1(a))**

13 On or about and between December 30, 2008 and June 12, 2009, in the County of San  
14 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
15 committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section  
16 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the personal  
17 liberty of A.O. with the intent to obtain forced labor or services.

18 **COUNT NINE**  
19 **(Grand Theft of Labor, Penal Code section 487(a))**

20 On or about and between December 30, 2008 and June 12, 2009, in the County of San  
21 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
22 committed the crime of GRAND THEFT, in violation of PENAL CODE section 487(a), a felony,  
23 in that they knowingly and designedly, by a false and fraudulent representation and pretense,  
24 obtain labor by fraud from A.O., which had a value exceeding nine hundred and fifty dollars  
25 (\$950).

26 ///  
27 ///  
28 ///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**COUNT TEN**  
**(Human Trafficking, Penal Code section 236.1(a))**

On or about and between December 30, 2008 and June 12, 2009, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS and CARLINA G. GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the personal liberty of M.J.C. with the intent to obtain forced labor or services.

**COUNT ELEVEN**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between December 30, 2008 and June 12, 2009, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS and CARLINA G. GAMOS, committed the crime of GRAND THEFT, in violation of Penal Code section 487(a), a felony, in that they knowingly and designedly, by a false and fraudulent representation and pretense, obtain labor by fraud from M.J.C., which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT TWELVE**  
**(Human Trafficking, Penal Code section 236.1(a))**

On or about and between December 30, 2008 and August 15, 2009, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the personal liberty of O.M. with the intent to obtain forced labor or services.

**COUNT THIRTEEN**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between December 30, 2008 and August 15, 2009, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS, committed the crime of GRAND THEFT, in violation of Penal Code section 487(a), a felony, in that they knowingly and designedly, by a false and fraudulent representation and pretense, obtain labor by fraud from O.M., which had a value exceeding nine hundred and fifty dollars (\$950).

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**COUNT FOURTEEN**  
**(Human Trafficking, Penal Code section 236.1(a))**

On or about and between May 1, 2010 and October 12, 2014, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the personal liberty of A.Y. with the intent to obtain forced labor or services.

**COUNT FIFTEEN**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between May 1, 2010 and October 12, 2014, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS committed the crime of GRAND THEFT, in violation of PENAL CODE section 487(a), a felony, in that they knowingly and designedly, by a false and fraudulent representation and pretense, obtain labor by fraud from A.Y., which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT SIXTEEN**  
**(Rape, Penal Code section 261(a)(2))**

On or about and between January 1, 2011 and April 16, 2013, in the County of San Mateo, DEFENDANT JOSHUA G. GAMOS committed the crime of RAPE BY FORCE OR THREAT OR DURESS, in violation of PENAL CODE section 261(a)(2), a felony, in that JOSHUA G. GAMOS did willfully and unlawfully accomplish an act of sexual intercourse with A.Y., a person not the spouse of JOSHUA G. GAMOS, against the will of said person, and by means of force, violence, menace, and fear of immediate and unlawful bodily injury on A.Y. and another. (27 Alisal house, Pacifica).

///  
///  
///  
///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**COUNT SEVENTEEN**  
**(Rape, Penal Code section 261(a)(2))**

On or about and between January 1, 2011 and April 16, 2013, in the County of San Mateo, DEFENDANT JOSHUA G. GAMOS committed the crime of RAPE BY FORCE OR THREAT OR DURESS, in violation of PENAL CODE section 261(a)(2), a felony, in that JOSHUA G. GAMOS did willfully and unlawfully accomplish an act of sexual intercourse with A.Y., a person not the spouse of JOSHUA G. GAMOS, against the will of said person, and by means of force, violence, menace, and fear of immediate and unlawful bodily injury on A.Y. and another. (Del Prado house, Daly City on floor).

**COUNT EIGHTEEN**  
**(Rape, Penal Code section 261(a)(2))**

On or about and between January 1, 2011 and April 16, 2013, in the County of San Mateo, DEFENDANT JOSHUA G. GAMOS committed the crime of RAPE BY FORCE OR THREAT OR DURESS, in violation of PENAL CODE section 261(a)(2), a felony, in that JOSHUA G. GAMOS did willfully and unlawfully accomplish an act of sexual intercourse with A.Y., a person not the spouse of JOSHUA G. GAMOS, against the will of said person, and by means of force, violence, menace, and fear of immediate and unlawful bodily injury on A.Y. and another. (Del Prado house, Daly city on table).

**NOTICE:** Conviction for any of the offenses alleged in Count Seventeen, Eighteen, or Nineteen will require DEFENDANT JOSHUA G. GAMOS to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime.

**COUNT NINETEEN**  
**(Human Trafficking, Penal Code section 236.1(a))**

On or about and between January 1, 2014 and December 6, 2014, in the County of San Mateo, DEFENDANTS CARLINA G. GAMOS AND NOEL G. GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the personal liberty of C.M. with the intent to obtain forced labor or services.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**COUNT TWENTY**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between January 1, 2014 and December 6, 2014, in the County of San Mateo, DEFENDANTS CARLINA G. GAMOS AND NOEL G. GAMOS committed the crime of GRAND THEFT, in violation of PENAL CODE section 487(a), a felony, in that they knowingly and designedly, by a false and fraudulent representation and pretense, obtain labor by fraud C.M., which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT TWENTY-ONE**  
**(Human Trafficking, Penal Code section 236.1(a))**

On or about and between June 1, 2009 and December 31, 2012, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, AND NOEL G. GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the personal liberty of D.A.M. with the intent to obtain forced labor or services.

**COUNT TWENTY-TWO**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between June 1, 2009 and December 31, 2012, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS, 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 from D. A. M., which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT TWENTY-THREE**  
**(Human Trafficking, Penal Code section 236.1(a))**

On or about and between February 1, 2016 and September 30, 2016, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, AND NOEL G. GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE

1 section 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the  
2 personal liberty of H.M. with the intent to obtain forced labor or services.

3 **COUNT TWENTY-FOUR**  
4 **(Grand Theft of Labor, Penal Code section 487(a))**

5 On or about and between February 1, 2016 and September 30, 2016, in the County of San  
6 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS,  
7 committed the crime of GRAND THEFT, in violation of PENAL CODE SECTION 487(a), a  
8 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
9 pretense, obtain labor by fraud from H.M., which had a value exceeding nine hundred and fifty  
10 dollars (\$950).

11 **COUNT TWENTY-FIVE**  
12 **(Human Trafficking, Penal Code section 236.1(a))**

13 On or about and between December 1, 2016 and February 28, 2018, in the County of San  
14 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, AND NOEL G.  
15 GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE  
16 section 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the  
17 personal liberty of H.P. with the intent to obtain forced labor or services.

18 **COUNT TWENTY-SIX**  
19 **(Grand Theft of Labor, Penal Code section 487(a))**

20 On or about and between December 1, 2016 and February 28, 2018, in the County of San  
21 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS,  
22 committed the crime of GRAND THEFT, in violation of PENAL CODE SECTION 487(a), a  
23 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
24 pretense, obtain labor by fraud from H.P., which had a value exceeding nine hundred and fifty  
25 dollars (\$950).

26 ///

27 ///

28 ///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**COUNT TWENTY-SEVEN**  
**(Human Trafficking, Penal Code section 236.1(a))**

On or about and between May 1, 2015 and October 31, 2016, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the personal liberty of N.G. with the intent to obtain forced labor or services.

**COUNT TWENTY-EIGHT**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between April 1, 2016 and October 31, 2016, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS 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 from N.G., which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT TWENTY-NINE**  
**(Human Trafficking, Penal Code section 236.1(a))**

On or about and between March 1, 2010 and November 30, 2010, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the personal liberty of Maria C. with the intent to obtain forced labor or services.

**COUNT THIRTY**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between March 1, 2010 and November 30, 2010, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS 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

1 pretense, obtain labor by fraud from Maria C., which had a value exceeding nine hundred and  
2 fifty dollars (\$950).

3 **COUNT THIRTY-ONE**  
4 **(Human Trafficking, Penal Code section 236.1(a))**

5 On or about and between September 1, 2015 and February 28, 2016, in the County of San  
6 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
7 committed the crime of HUMAN TRAFFICKING, in violation of PENAL CODE section  
8 236.1(a), a felony, in that they did willfully and unlawfully deprive and/or violate the personal  
9 liberty of L.G. with the intent to obtain forced labor or services.

10 **COUNT THIRTY-TWO**  
11 **(Grand Theft of Labor, Penal Code section 487(a))**

12 On or about and between September 1, 2015 and February 28, 2016, in the County of San  
13 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
14 committed the crime of GRAND THEFT, in violation of PENAL CODE SECTION 487(a), a  
15 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
16 pretense, obtain labor by fraud from L.G., which had a value exceeding nine hundred and fifty  
17 dollars (\$950).

18 **COUNT THIRTY-THREE**  
19 **(Grand Theft of Labor, Penal Code section 487(a))**

20 On or about and between April 1, 2015 and June 22, 2016, in the County of San Mateo,  
21 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
22 committed the crime of GRAND THEFT, in violation of PENAL CODE SECTION 487(a), a  
23 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
24 pretense, obtain labor by fraud from A.B., which had a value exceeding nine hundred and fifty  
25 dollars (\$950).

26 ///

27 ///

28 ///





1 committed the crime of GRAND THEFT in violation of PENAL CODE SECTION 487(a), a  
2 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
3 pretense, obtain labor by fraud from Teresita Nabua, which had a value exceeding nine hundred  
4 and fifty dollars (\$950).

5 **COUNT THIRTY-EIGHT**  
6 **(Grand Theft of Labor, Penal Code section 487(a))**

7 On or about and between August 15, 2009 and February 15, 2011, in the County of San  
8 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
9 committed the crime of GRAND THEFT in violation of PENAL CODE SECTION 487(a), a  
10 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
11 pretense, obtain labor by fraud from Lourdes Panganiban, which had a value exceeding nine  
12 hundred and fifty dollars (\$950).

13 **COUNT THIRTY-NINE**  
14 **(Grand Theft of Labor, Penal Code section 487(a))**

15 On or about and between January 31, 2014 and October 18, 2014, in the County of San  
16 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
17 committed the crime of GRAND THEFT in violation of PENAL CODE SECTION 487(a), a  
18 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
19 pretense, obtain labor by fraud from Richard Abalos, which had a value exceeding nine hundred  
20 and fifty dollars (\$950).

21 **COUNT FORTY**  
22 **(Grand Theft of Labor, Penal Code section 487(a))**

23 On or about and between June 1, 2012 and December 18, 2012, in the County of San  
24 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
25 committed the crime of GRAND THEFT in violation of PENAL CODE SECTION 487(a), a  
26 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
27 pretense, obtain labor by fraud from Albert Ydian, which had a value exceeding nine hundred and  
28 fifty dollars (\$950).

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**COUNT FORTY-ONE**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between September 1, 2012 and December 23, 2012, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS 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 from Eva Suelo, which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT FORTY-TWO**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between April 1, 2012 and December 23, 2012, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS 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 from Elnora Panilag, which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT FORTY-THREE**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between February 15, 2014 and August 15, 2014, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS 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 from Andrew Del Rosario, which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT FORTY-FOUR**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between July 1, 2013 and September 30, 2013, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS

1 committed the crime of GRAND THEFT in violation of PENAL CODE SECTION 487(a), a  
2 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
3 pretense, obtain labor by fraud from Florentino Sagun, which had a value exceeding nine hundred  
4 and fifty dollars (\$950).

5 **COUNT FORTY-FIVE**  
6 **(Grand Theft of Labor, Penal Code section 487(a))**

7 On or about and between February 1, 2010 and December 31, 2013, in the County of San  
8 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
9 committed the crime of GRAND THEFT in violation of PENAL CODE SECTION 487(a), a  
10 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
11 pretense, obtain labor by fraud from Amiel Gatus, which had a value exceeding nine hundred and  
12 fifty dollars (\$950).

13 **COUNT FORTY-SIX**  
14 **(Grand Theft of Labor, Penal Code section 487(a))**

15 On or about and between December 1, 2011 and April 30, 2013, in the County of San  
16 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
17 committed the crime of GRAND THEFT in violation of PENAL CODE SECTION 487(a), a  
18 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
19 pretense, obtain labor by fraud from Helen Guinooban, which had a value exceeding nine  
20 hundred and fifty dollars (\$950).

21 **COUNT FORTY-SEVEN**  
22 **(Grand Theft of Labor, Penal Code section 487(a))**

23 On or about and between January 1, 2011 and April 30, 2013, in the County of San Mateo,  
24 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
25 committed the crime of GRAND THEFT in violation of PENAL CODE SECTION 487(a), a  
26 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
27 pretense, obtain labor by fraud from Redentor Mallari, which had a value exceeding nine hundred  
28 and fifty dollars (\$950).

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**COUNT FORTY-EIGHT**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between October 1, 2013 and December 31, 2013, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS 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 from Raquel Rendon, which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT FORTY-NINE**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between June 1, 2009 and July 31, 2011, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS 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 from Ryan Pangilinan, which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT FIFTY**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between February 1, 2013 and October 8, 2013, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS 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 from Derby Ninobla, which had a value exceeding nine hundred and fifty dollars (\$950).

**COUNT FIFTY-ONE**  
**(Grand Theft of Labor, Penal Code section 487(a))**

On or about and between January 1, 2009 and December 31, 2014, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS

1 committed the crime of GRAND THEFT in violation of PENAL CODE SECTION 487(a), a  
2 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
3 pretense, obtain labor by fraud from Rainbow Bright employees employed during this time  
4 period, which had a value exceeding nine hundred and fifty dollars (\$950).

5 **COUNT FIFTY-TWO**  
6 **(Grand Theft of Labor, Penal Code section 487(a))**

7 On or about and between January 1, 2015 and September 6, 2018, in the County of San  
8 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
9 committed the crime of GRAND THEFT in violation of PENAL CODE SECTION 487(a), a  
10 felony, in that they did knowingly and designedly, by a false and fraudulent representation and  
11 pretense, obtain labor by fraud from Rainbow Bright employees employed during this time  
12 period, which had a value exceeding nine hundred and fifty dollars (\$950).

13 **COUNT FIFTY-THREE**  
14 **(Workers' Compensation Fraud, Insurance Code section 11880(a))**

15 On or about and between October 26, 2013, and October 9, 2015, in the County of San  
16 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
17 committed the crime of WORKERS' COMPENSATION FRAUD, in violation of INSURANCE  
18 CODE SECTION 11880(a), a felony, in that DEFENDANTS did knowingly make, and cause to  
19 be made, a false and fraudulent statement, orally and in writing, of a fact material to the  
20 determination of the premium, rate, and cost of a policy of workers' compensation insurance  
21 issued and administered by the State Compensation Insurance Fund, for the purpose of reducing  
22 the premium, rate, and cost of insurance.

23 **COUNT FIFTY-FOUR**  
24 **(Unemployment Insurance Code section 2117.5)**

25 On or about and between July 1, 2008 and June 30, 2009, in the County of San Mateo,  
26 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
27 unlawfully commit the crime of FAILURE TO FILE A RETURN by acting to evade  
28 unemployment insurance tax, in violation of UNEMPLOYMENT INSURANCE CODE

1 SECTION 2117.5, a felony, in that said DEFENDANTS willfully failed to file a return and report  
2 and to supply information, with the intent to evade any tax imposed by such code.

3 **COUNT FIFTY-FIVE**  
4 **(Unemployment Insurance Code section 2117.5)**

5 On or about and between July 1, 2009 and June 30, 2010, in the County of San Mateo,  
6 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
7 unlawfully commit the crime of FAILURE TO FILE A RETURN by acting to evade  
8 unemployment insurance tax, in violation of UNEMPLOYMENT INSURANCE CODE  
9 SECTION 2117.5, a felony, in that said DEFENDANTS willfully failed to file a return and report  
10 and to supply information, with the intent to evade any tax imposed by such code.

11 **COUNT FIFTY-SIX**  
12 **(Unemployment Insurance Code section 2117.5)**

13 On or about and between July 1, 2010 and June 30, 2011, in the County of San Mateo,  
14 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
15 unlawfully commit the crime of FAILURE TO FILE A RETURN by acting to evade  
16 unemployment insurance tax, in violation of UNEMPLOYMENT INSURANCE CODE  
17 SECTION 2117.5, a felony, in that said DEFENDANTS willfully failed to file a return and report  
18 and to supply information, with the intent to evade any tax imposed by such code.

19 **COUNT FIFTY-SEVEN**  
20 **(Unemployment Insurance Code section 2117.5)**

21 On or about and between July 1, 2011 and June 30, 2012, in the County of San Mateo,  
22 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
23 unlawfully commit the crime of FAILURE TO FILE A RETURN by acting to evade  
24 unemployment insurance tax, in violation of UNEMPLOYMENT INSURANCE CODE  
25 SECTION 2117.5, a felony, in that said DEFENDANTS willfully failed to file a return and report  
26 and to supply information, with the intent to evade any tax imposed by such code.

27 ///

28 ///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**COUNT FIFTY-EIGHT**  
**(Unemployment Insurance Code section 2117.5)**

On or about and between July 1, 2012 and June 30, 2013, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did unlawfully commit the crime of FAILURE TO FILE A RETURN by acting to evade unemployment insurance tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2117.5, a felony, in that said DEFENDANTS willfully failed to file a return and report and to supply information, with the intent to evade any tax imposed by such code.

**COUNT FIFTY-NINE**  
**(Unemployment Insurance Code section 2117.5)**

On or about and between July 1, 2013 and June 30, 2014, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did unlawfully commit the crime of FAILURE TO FILE A RETURN by acting to evade unemployment insurance tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2117.5, a felony, in that said DEFENDANTS willfully failed to file a return and report and to supply information, with the intent to evade any tax imposed by such code.

**COUNT SIXTY**  
**(Unemployment Insurance Code section 2117.5)**

On or about and between July 1, 2014 and June 30, 2015, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did unlawfully commit the crime of FAILURE TO FILE A RETURN by acting to evade unemployment insurance tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2117.5, a felony, in that said DEFENDANTS willfully failed to file a return and report and to supply information, with the intent to evade any tax imposed by such code.

**COUNT SIXTY-ONE**  
**(Unemployment Insurance Code section 2117.5)**

On or about and between July 1, 2015 and June 30, 2016, in the County of San Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did



1 unlawfully commit the crime of FAILURE TO FILE A RETURN by acting to evade  
2 unemployment insurance tax, in violation of UNEMPLOYMENT INSURANCE CODE  
3 SECTION 2117.5, a felony, in that said DEFENDANTS willfully failed to file a return and report  
4 and to supply information, with the intent to evade any tax imposed by such code.

5 **COUNT SIXTY-TWO**  
6 **(Unemployment Insurance Code section 2117.5)**

7 On or about and between July 1, 2016 and September 30, 2017, in the County of San  
8 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
9 did unlawfully commit the crime of FAILURE TO FILE A RETURN by acting to evade  
10 unemployment insurance tax, in violation of UNEMPLOYMENT INSURANCE CODE  
11 SECTION 2117.5, a felony, in that said DEFENDANTS willfully failed to file a return and report  
12 and to supply information, with the intent to evade any tax imposed by such code.

13 **COUNT SIXTY-THREE**  
14 **(Unemployment Insurance Code section 2118.5)**

15 On or about and between July 1, 2008 and June 30, 2009, in the County of San Mateo,  
16 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
17 unlawfully commit the crime of FAILURE TO COLLECT OR PAY Unemployment Insurance  
18 tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2118.5, a felony, in that  
19 said DEFENDANTS although required by the Unemployment Insurance Code to collect, account  
20 for, and pay over any tax or amount required to be withheld, did then and there willfully fail to  
21 collect and truthfully account for and pay over such tax or amount.

22 **COUNT SIXTY-FOUR**  
23 **(Unemployment Insurance Code section 2118.5)**

24 On or about and between July 1, 2009 and June 30, 2010, in the County of San Mateo,  
25 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
26 unlawfully commit the crime of FAILURE TO COLLECT OR PAY Unemployment Insurance  
27 tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2118.5, a felony, in that  
28 said DEFENDANTS although required by the Unemployment Insurance Code to collect, account

1 for, and pay over any tax or amount required to be withheld, did then and there willfully fail to  
2 collect and truthfully account for and pay over such tax or amount.

3 **COUNT SIXTY-FIVE**  
4 **(Unemployment Insurance Code section 2118.5)**

5 On or about and between July 1, 2010 and June 30, 2011, in the County of San Mateo,  
6 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
7 unlawfully commit the crime of FAILURE TO COLLECT OR PAY Unemployment Insurance  
8 tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2118.5, a felony, in that  
9 said DEFENDANTS although required by the Unemployment Insurance Code to collect, account  
10 for, and pay over any tax or amount required to be withheld, did then and there willfully fail to  
11 collect and truthfully account for and pay over such tax or amount.

12 **COUNT SIXTY-SIX**  
13 **(Unemployment Insurance Code section 2118.5)**

14 On or about and between July 1, 2011 and June 30, 2012, in the County of San Mateo,  
15 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
16 unlawfully commit the crime of FAILURE TO COLLECT OR PAY Unemployment Insurance  
17 tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2118.5, a felony, in that  
18 said DEFENDANTS although required by the Unemployment Insurance Code to collect, account  
19 for, and pay over any tax or amount required to be withheld, did then and there willfully fail to  
20 collect and truthfully account for and pay over such tax or amount.

21 **COUNT SIXTY-SEVEN**  
22 **(Unemployment Insurance Code section 2118.5)**

23 On or about and between July 1, 2012 and June 30, 2013, in the County of San Mateo,  
24 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
25 unlawfully commit the crime of FAILURE TO COLLECT OR PAY Unemployment Insurance  
26 tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2118.5, a felony, in that  
27 said DEFENDANTS although required by the Unemployment Insurance Code to collect, account  
28

1 for, and pay over any tax or amount required to be withheld, did then and there willfully fail to  
2 collect and truthfully account for and pay over such tax or amount.

3 **COUNT SIXTY-EIGHT**  
4 **(Unemployment Insurance Code section 2118.5)**

5 On or about and between July 1, 2013 and June 30, 2014, in the County of San Mateo,  
6 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
7 unlawfully commit the crime of FAILURE TO COLLECT OR PAY Unemployment Insurance  
8 tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2118.5, a felony, in that  
9 said DEFENDANTS although required by the Unemployment Insurance Code to collect, account  
10 for, and pay over any tax or amount required to be withheld, did then and there willfully fail to  
11 collect and truthfully account for and pay over such tax or amount.

12 **COUNT SIXTY-NINE**  
13 **(Unemployment Insurance Code section 2118.5)**

14 On or about and between July 1, 2014 and June 30, 2015, in the County of San Mateo,  
15 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
16 unlawfully commit the crime of FAILURE TO COLLECT OR PAY Unemployment Insurance  
17 tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2118.5, a felony, in that  
18 said DEFENDANTS although required by the Unemployment Insurance Code to collect, account  
19 for, and pay over any tax or amount required to be withheld, did then and there willfully fail to  
20 collect and truthfully account for and pay over such tax or amount.

21 **COUNT SEVENTY**  
22 **(Unemployment Insurance Code section 2118.5)**

23 On or about and between July 1, 2015 and June 30, 2016, in the County of San Mateo,  
24 DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS did  
25 unlawfully commit the crime of FAILURE TO COLLECT OR PAY Unemployment Insurance  
26 tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2118.5, a felony, in that  
27 said DEFENDANTS although required by the Unemployment Insurance Code to collect, account  
28

1 for, and pay over any tax or amount required to be withheld, did then and there willfully fail to  
2 collect and truthfully account for and pay over such tax or amount.

3 **COUNT SEVENTY-ONE**  
4 **(Unemployment Insurance Code section 2118.5)**

5 On or about and between July 1, 2016 and September 30, 2017, in the County of San  
6 Mateo, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS  
7 did unlawfully commit the crime of FAILURE TO COLLECT OR PAY Unemployment  
8 Insurance tax, in violation of UNEMPLOYMENT INSURANCE CODE SECTION 2118.5, a  
9 felony, in that said DEFENDANTS although required by the Unemployment Insurance Code to  
10 collect, account for, and pay over any tax or amount required to be withheld, did then and there  
11 willfully fail to collect and truthfully account for and pay over such tax or amount.

12 **SPECIAL ALLEGATION**  
13 **(Excessive Takings)**

14 It is further alleged as to Counts One through Fifteen and Counts Nineteen through  
15 Seventy-One that in the commission of the above offenses the said DEFENDANTS JOSHUA G.  
16 GAMOS, CARLINA G. GAMOS, and NOEL G. GAMOS, with the intent to do so, took funds of  
17 a value exceeding \$100,000 within the meaning of Penal Code section 1203.045(a).

18 **SENTENCING ENHANCEMENT**  
19 **(White Collar Crime Enhancement)**

20 It is further alleged that the crimes charged in Counts One through Fifteen and Counts  
21 Nineteen through Seventy-One are related felonies, two or more, which a material element of  
22 which is fraud or embezzlement, that involve a pattern of related felony conduct, and the pattern  
23 of related felony conduct involves the taking of more than five hundred thousand dollars  
24 (\$500,000), within the meaning of Penal Code section 186.11(a)(2).

25 It is further alleged that the crimes charged in Counts One through Fifteen and Counts  
26 Nineteen through Seventy-One are related felonies, two or more, which a material element of  
27 which is fraud or embezzlement, that involve a pattern of related felony conduct, and the pattern  
28

1 of related felony conduct involves the taking of more than one hundred thousand dollars  
2 (\$100,000), within the meaning of Penal Code section 186.11(a)(1).

3 **SENTENCING FACTORS**

4 **(Aggravating Factors)**

5 The Plaintiff further alleges, pursuant to California Penal Code section 1170(b) and  
6 California Rules of Court 4.421(a), that for each of the following crimes charged in Counts One  
7 through Seventy-One, and the sentencing enhancements, there exist circumstances in aggravation  
8 that are factors relating to the crime which are not elements of the individual crimes charged:

- 9 1. For Counts 1-52, the crime involved great violence, great bodily harm, threat of great  
10 bodily harm, or other acts disclosing a high degree of cruelty, viciousness, or callousness  
11 (CA Rules of Court 4.421(a)(1));
- 12 2. For Counts 1-52, the victim(s) were particularly vulnerable (CA Rules of Court  
13 4.421(a)(3));
- 14 3. For Counts 1-71, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and  
15 NOEL G. GAMOS induced others to participate in the commission of the crime or  
16 occupied a position of leadership or dominance of other participants in its commission  
17 (CA Rule of Court 4.42(a)(4));
- 18 4. For Counts 1-71, the manner in which the crime was carried out indicates planning,  
19 sophistication, or professionalism (CA Rules of Court 4.421(a)(9));
- 20 5. For Counts 1-71, the crime involved an attempted or actual taking or damage of great  
21 monetary value (CA Rule of Court 4.421(a)(9));
- 22 6. For Counts 1-71, DEFENDANTS JOSHUA G. GAMOS, CARLINA G. GAMOS, and  
23 NOEL G. GAMOS took advantage of a position of trust or confidence to commit the  
24 offense (CA Rule of Court 4.421(a)(11));
- 25 7. For Counts 16-18, DEFENDANT JOSHUA G. GAMOS engaged in violent conduct which  
26 indicated a serious danger to society (CA Rule of Court 4.421(b)).

27 //

28 //

1 **TOLLING OF THE STATUTE OF LIMITATIONS**

2 IT IS FURTHER ALLEGED, as described in Penal Code section 803(c), that none of the  
3 above violations were discovered earlier than November 3, 2014. On October 6, 2014, the United  
4 States Department of Labor (DOL) assigned a Wage and Hour Investigator regarding a  
5 July 17, 2014 allegation by one of the Defendants' employees, a named victim charged in Count  
6 43. That victim called the DOL on July 17, 2014 to express his concerns about how  
7 DEFENDANTS JOSHUA and CARLINA GAMOS used disrespectful language toward some  
8 employees. Pursuant to the DOL's usual wage and hour intake process, the DOL gathered  
9 information from that victim about general working conditions at Rainbow Bright. Since that  
10 victim had a pre-existing relationship with DEFENDANT JOSHUA GAMOS, that victim had  
11 also communicated his concerns to DEFENDANT JOSHUA GAMOS who reassured him he  
12 would take care of it. On October 10, 2014, DOL investigators visited two Rainbow Bright  
13 facilities and interviewed four Rainbow Bright employees. Based upon observations from those  
14 site visits, DOL investigators believed there may be violations of the Federal Fair Labor  
15 Standards Act. After October 10, 2014, the DOL continued to conduct site visits to other  
16 Rainbow Bright facilities, interviewed other employees, obtained, reviewed, and analyzed  
17 Defendants' payroll and numerous bank records.

18 Subsequently, on November 3, 2014, a DOL investigator met M.C., the victim of the  
19 crimes alleged in Counts Two and Three of the Information, at M.C.'s workplace, DEFENDANT  
20 JOSHUA GAMOS' personal home. When the DOL investigator talked to M.C. about her  
21 working conditions and employer, M.C reported physical abuse by her employer, which caused  
22 DOL to suspect that criminal conduct was taking place at the subject location. At that point, the  
23 DOL expanded its investigation and made a referral to law enforcement that day.

24 Subsequently, investigators identified victims of crimes as alleged in Count One and  
25 Counts Four through Fifteen, and Counts Nineteen through Seventy-One, none of whom had  
26 previously reported their work conditions to a government agency or law enforcement agency. In  
27 the law enforcement interviews, some victims reported Defendants' taking or keeping their  
28

1 passports, or making promises to assist with securing legal immigration status for those victims in  
2 the United States.

3 Furthermore, in the DOL and law enforcement interviews, the victims showed a lack of  
4 understanding and familiarity with United States laws and numerous victims had not worked in  
5 the United States previously, and as such, did not know that Defendants' conduct was illegal.  
6 Numerous victims told law enforcement that Defendants required them to sign an employment  
7 contract upon commencing their employment with Rainbow Bright. This employment contract  
8 was written in English, and the section for the employees' work schedule and hours was often left  
9 blank. Moreover, numerous victims explained that they were unable to read the contract, or were  
10 given insufficient time to review the contract, or to understand the terms of the contract. Since  
11 the contract was written in English, a foreign language to the employees, the employees had to  
12 rely upon Defendants' translations or representations of the contracts' contents. In these ways,  
13 the Defendants intentionally led the victims to believe that their work conditions and rate of pay  
14 were legal under California minimum wage law when they were not as shown by this criminal  
15 investigation.

16 Furthermore, on September 5, 2018, an arrest warrant in Case Number 18SF010634  
17 issued for Defendants detailing the particulars of the felonies they committed.

18 \* \* \* \* \*

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

22 **DECLARATION**

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

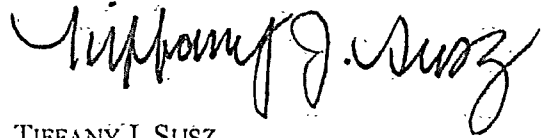
25  
26  
27  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Dated: May 9, 2022

Respectfully Submitted,

ROB BONTA  
Attorney General of California  
BRETT J. MORRIS  
Supervising Deputy Attorney General



TIFFANY J. SUSZ  
Deputy Attorney General  
*Attorneys for People of the State of  
California*