

1 ROBERT J. KOCHLY, District Attorney
County of Contra Costa
2 By: Bruce Flynn, BAR No. 151488
Deputy District Attorney
3 10 DOUGLAS DRIVE, STE.130
Martinez, California 94553
4 Telephone: (925) 646-2625

5 Attorneys for Plaintiff
6
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8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF CONTRA COSTA
WALNUT CREEK

10 THE PEOPLE OF THE STATE OF CALIFORNIA, No. 147476-6
11 Plaintiff, NOTICE OF MOTION AND
MOTION TO FILE AMENDED
12 v. COMPLAINT
Hearing:
13 DAVID ALEX KARAPETYAN, AND October 13, 2010
ZHIRAYR ZAMANYAN, AND Time: 9:00 a.m.
14 EDWIN HAMAZASPYAN, Department 36
DEFENDANT(S) ./

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16 TO DEFENDANT AND THE ATTORNEY OF RECORD:

17 Please take notice that on Wednesday, October 13, 2010, at
18 9:00 a.m., or as soon thereafter as counsel can be heard, in
19 Department 36 of the above-entitled Court, the People of the State
20 of California will move the Court to amend the Complaint on file
21 in the above-entitled case.
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1 This motion is based on the pleadings and records on file
2 in this matter, the Declaration of Bruce Flynn, and is made
3 pursuant to Penal Code section 1009.

4 DATED: October 12, 2010,
5 at Martinez, California.

Respectfully Submitted,

ROBERT J. KOCHLY
District Attorney

Bruce Flynn
Deputy District Attorney

28 BF/bs

1 ROBERT J. KOCHLY, District Attorney
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8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF CONTRA COSTA
WALNUT CREEK

10 THE PEOPLE OF THE STATE OF CALIFORNIA, No. 147476-6
11 Plaintiff, DECLARATION IN SUPPORT
12 v. OF MOTION TO FILE
AMENDED COMPLAINT
13 DAVID ALEX KARAPETYAN, AND
14 ZHIRAYR ZAMANYAN, AND
EDWIN HAMAZASPYAN,
15 DEFENDANT(S)./

16 I, Bruce Flynn, declare:

17 I am a Deputy District Attorney for Contra Costa County,
18 assigned to handle this case.

19 I am informed and believe that the herein requested
20 amendment is both necessary and proper to conform to the proof
21 expected at trial.

22 I declare under penalty of perjury that the foregoing is
23 true and correct to the best of my knowledge.

24 Executed this 12th day of October, 2010, at Martinez,
25 California.

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28 BF/bs

Bruce Flynn
Deputy District Attorney

1 ROBERT J. KOCHLY, District Attorney
County of Contra Costa
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8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF CONTRA COSTA
9 WALNUT CREEK

10 THE PEOPLE OF THE STATE OF CALIFORNIA, No. 147476-6
11 Plaintiff, ORDER TO FILE
AMENDED COMPLAINT

12 v.

13 DAVID ALEX KARAPETYAN, AND
14 ZHIRAYR ZAMANYAN, AND
EDWIN HAMAZASPYAN,
15 DEFENDANT(S) ./

16 Good cause appearing therefor:

17 IT IS HEREBY ORDERED that the attached Amended Complaint
18 be filed.

19 DATED:

20 JUDGE OF THE SUPERIOR COURT
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28 BF/bs

1 ROBERT J. KOCHLY, District Attorney
County of Contra Costa
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8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF CONTRA COSTA
WALNUT CREEK

10 THE PEOPLE OF THE STATE OF CALIFORNIA, No. 147476-6
11 Plaintiff, REQUEST FOR ORDER
12 v. SHORTENING TIME
13 DAVID ALEX KARAPETYAN, AND
14 ZHIRAYR ZAMANYAN, AND
EDWIN HAMAZASPYAN,
15 DEFENDANT(S)./

16 The People hereby request an Order Shortening Time for
17 notification of Defendant of the People's Motion to File Amended
18 Complaint be shortened from ten (10) days to _____ days.

19 This request is made on the basis of the Declaration of
20 Bruce Flynn.

21 DATED: October 12, 2010,
22 at Martinez, California.

Respectfully submitted,
ROBERT J. KOCHLY
District Attorney

Bruce Flynn
Deputy District Attorney

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28 BF/bs

1 ROBERT J. KOCHLY, District Attorney
County of Contra Costa
2 By: Bruce Flynn, BAR No. 151488
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8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF CONTRA COSTA
WALNUT CREEK

10 THE PEOPLE OF THE STATE OF CALIFORNIA, No. 147476-6
11 Plaintiff, DECLARATION IN SUPPORT
OF REQUEST FOR ORDER
12 v. SHORTENING TIME
13 DAVID ALEX KARAPETYAN, AND
14 ZHIRAYR ZAMANYAN, AND
EDWIN HAMAZASPYAN,
15 DEFENDANT(S) ./

16 I, Bruce Flynn, declare:

17 It is necessary that the time for service of the Notice of
18 Motion and Motion to File Amended Complaint in this action be
19 shortened so that it may be served no later than Tuesday,
20 October 12, 2010.

21 The next court appearance in this matter is presently set
22 for Wednesday, October 13, 2010, at 9:00 a.m., and the basis for
23 the motion herein is as follows:
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I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Executed this 12th day of October, 2010, at Martinez, California.

Bruce Flynn
Deputy District Attorney

BF/bs

1 ROBERT J. KOCHLY, District Attorney
County of Contra Costa
2 By: Bruce Flynn, BAR No. 151488
Deputy District Attorney
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4 Telephone: (925) 646-2625

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6 Attorneys for Plaintiff

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8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF CONTRA COSTA
9 WALNUT CREEK

10 THE PEOPLE OF THE STATE OF CALIFORNIA, No. 147476-6
11 Plaintiff, ORDER SHORTENING
12 v. TIME

13 DAVID ALEX KARAPETYAN, AND
ZHIRAYR ZAMANYAN, AND
14 EDWIN HAMAZASPYAN,
15 DEFENDANT(S) ./

16 Good cause appearing therefor:

17 IT IS HEREBY ORDERED that the time for notification of
18 Defendant of the People's Motion to File Amended Complaint be
19 shortened from ten (10) days to _____ days, and that the
20 motion be calendared on Wednesday, October 13, 2010, at 9:00 a.m.

21
22 DATED:

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24 JUDGE OF THE SUPERIOR COURT

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28 BF/bs

SUPERIOR COURT OF CALIFORNIA
COUNTY OF CONTRA COSTA
WALNUT CREEK

THE PEOPLE OF THE STATE OF CALIFORNIA,

VS.

DAVID ALEX KARAPETYAN, AND
ZHIRAYR ZAMANYAN, AND
EDWIN HAMAZASPYAN,

DEFENDANT(S) ./

NO. 147476-6

DA NO. C 10 002876-1

1ST AMENDED COMPLAINT -
FELONY

- .01) PC 182(a)(1)
- 02) PC 530.5(a)
- 03) PC 530.5(a)
- 04) PC 530.5(a)
- 05) PC 530.5(a)
- 06) PC 530.5(a)
- 07) PC 530.5(a)
- 08) PC 530.5(a)
- 09) PC 530.5(a)
- 10) PC 530.5(a)
- 11) PC 530.5(a)
- 12) PC 530.5(a)
- 13) PC 530.5(a)
- 14) PC 530.5(a)
- 15) PC 530.5(a)
- 16) PC 530.5(a)
- 17) PC 530.5(a)
- 18) PC 530.5(a)
- 19) PC 530.5(a)
- 20) PC 530.5(a)
- 21) PC 530.5(a)
- 22) PC 530.5(a)
- 23) PC 530.5(a)
- 24) PC 530.5(a)
- 25) PC 530.5(a)
- 26) PC 530.5(a)
- 27) PC 530.5(a)
- 28) PC 530.5(a)
- 29) PC 530.5(a)
- 30) PC 530.5(a)
- 31) PC 530.5(a)
- 32) PC 530.5(a)
- 33) PC 530.5(a)
- 34) PC 530.5(a)
- 35) PC 530.5(a)
- 36) PC 530.5(a)
- 37) PC 530.5(a)
- 38) PC 530.5(a)
- 39) PC 530.5(a)
- 40) PC 530.5(a)
- 41) PC 530.5(a)
- 42) PC 530.5(a)
- 43) PC 530.5(a)

1ST AMENDED

PEOPLE V. DAVID ALEX KARAPETYAN; ET AL
PAGE 2

NO. 147476-6

DA NO. C 10 002876-1

W/DEF ENHANCEMENTS

The undersigned states, on information and belief, that DAVID ALEX KARAPETYAN, ZHIRAYR ZAMANYAN and EDWIN HAMAZASPYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 182(a)(1) (CONSPIRACY TO COMMIT CRIME), committed as follows:

On or about November 1, 2009 through February 26, 2010, at Martinez, in Contra Costa County, the Defendant, DAVID ALEX KARAPETYAN, ZHIRAYR ZAMANYAN and EDWIN HAMAZASPYAN, did unlawfully conspire together and with PERSONS WHOSE IDENTITIES ARE UNKNOWN to commit the crime of Identity Theft and Grand Theft, a violation of section 530.5 and 487(a) of the Penal Code, a felony.

It is further alleged that pursuant to and for the purpose of carrying out the objects and purposes of the conspiracy, the Defendant and the other conspirators committed the following overt act and acts in Contra Costa County and in Solano County:

OVERT ACT NO. 1: On November 30, 2009 Defendant Zhirayr Zamanyan withdrew \$500.00 from the account of Hudson and Sarah George without their permission using the ATM machine located at the Bank of America, 70 Solano Square, Benicia, California.

OVERT ACT NO. 2: On February 25, 2010 Defendants David Alex Karapetyan and Zhirayr Zmanyakan drove a 2009 Cadillac Escalade to the 7-11 located at 530 Morello Avenue, Martinez, California.

OVERT ACT NO. 3: On February 25, 2010 Defendant Zhirayr Zamanyan parked the Cadillac Escalade next to pump number 12.

OVERT ACT NO. 4: On February 25, 2010 Defendants David Alex Karapetyan and Zhirayr Zamanyan exited the Cadillac Escalade and approached pump number 12.

OVERT ACT NO. 5: On February 23, 2010 Defendant David Alex Karapetyan opened the pump by using a key he had in his possession.

OVERT ACT NO. 6: On February 25, 2010 Defendant David Alex Karapetyan removed a decoy skimmer from pump number 12.

OVERT ACT NO. 7: On February 25, 2010 Defendant David Alex Karapetyan and Zhirayr Zamanyan were found in possession of a GPS device that had 7-11, 530 Morello Avenue, Martinez, California; 7-11, 3012 Howe Road, Martinez, California; 7-11, 500 Military East, Benicia, California; and 7-11, 2222 Las Positas, Livermore, California programmed in.

OVERT ACT NO. 8: On February 25, 2010 Defendant David Alex Karapetyan possessed a set of keys used to open gas pumps.

OVERT ACT NO. 9: On February 25, 2010 Defendants David Alex Karapetyan and Zhirayr Zamanyan possessed two "skimming" devices.

OVERT ACT NO. 10: On February 27, 2010 Investigators Sanjay Ramrakha of Northern California Computer Crime Task Force (NC3TF) recovered a "skimming" device from pump number 12 at the 7-11 located at 2222 Las Positas, Livermore, California.

COUNT TWO:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 8, 2009, at San Francisco, in San Francisco County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Neda Nejad and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Neda Nejad.

COUNT THREE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 9, 2009, at San Francisco and San Mateo, in San Francisco and San Mateo Counties, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Timothy Nelson and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Timothy Nelson.

COUNT FOUR:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at San Mateo, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Kathy Lavezzo and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Kathy Lavezzo.

COUNT FIVE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at San Mateo, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Bob Hadasy and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Bob Hadasy.

COUNT SIX:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at San Mateo, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Helen Murphy and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Helen Murphy.

COUNT SEVEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at San Mateo, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of William Palma and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of William Palma.

COUNT EIGHT:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at San Mateo, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Udayasree Kathalyan and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Udayasree Kathalyan.

COUNT NINE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at Burlingame, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Vivian Costello and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Vivian Costello.

COUNT TEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at Burlingame, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Bruce Hubley and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Bruce Hubley.

COUNT ELEVEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at San Mateo, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Rodrigo Ramirez and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Rodrigo Ramirez.

COUNT TWELVE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at San Mateo, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of James Demetris and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of James Demetris.

COUNT THIRTEEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 12, 2009, at San Mateo and Millbrae, San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Judith Whitmere and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Judith Whitmere.

COUNT FOURTEEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 12, 2009, at Millbrae, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Kathleen Scott and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Kathleen Scott.

COUNT FIFTEEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 12, 2009, at San Mateo, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Alfred Alemagna and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Alfred Alemagna.

COUNT SIXTEEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 12, 2009, at San Mateo, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Juan Escobar III and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Juan Escobar III.

COUNT SEVENTEEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 12, 2009, at San Mateo, in San Mateo County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Tara Fletcher and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Tara Fletcher.

COUNT EIGHTEEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 12, 2009, at San Mateo and San Francisco, in San Mateo and San Francisco Counties, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Janet Healy and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Janet Healy.

COUNT NINETEEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 12, 2009, at San Mateo and San Francisco, in San Mateo and San Francisco Counties, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Patricia Potter and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Patricia Potter.

COUNT TWENTY:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 12, 2009, at San Mateo and San Francisco, in San Mateo and San Francisco Counties, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Ellie Cahill and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Ellie Cahill.

COUNT TWENTY-ONE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 13, 2009, at San Mateo and San Francisco, in San Mateo and San Francisco Counties, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of William O'Shaughnessy and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of William O'Shaughnessy.

COUNT TWENTY-TWO:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 13, 2009, at San Mateo and San Francisco, in San Mateo and San Francisco Counties, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Christopher Barcklay and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Christopher Barcklay.

COUNT TWENTY-THREE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 13, 2009, at San Francisco, in San Francisco County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Lisa Mumbach and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Lisa Mumbach.

COUNT TWENTY-FOUR:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 13, 2009, at San Francisco, in San Francisco County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Barbara Marinaro and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Barbara Marinaro.

COUNT TWENTY-FIVE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 14, 2009, at San Francisco, in San Francisco County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Harry Hall and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Harry Hall.

COUNT TWENTY-SIX:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 14, 2009, at San Francisco, in San Francisco County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of John Park and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of John Park.

COUNT TWENTY-SEVEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 14, 2009, at San Mateo and San Francisco, in San Mateo and San Francisco Counties, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Raquel Rodriguez and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Raquel Rodriguez.

COUNT TWENTY-EIGHT:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 15, 2009, at Palo Alto, in Santa Clara County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Janice Klein and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Janice Klein.

COUNT TWENTY-NINE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 15, 2009, at Palo Alto, in Santa Clara County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Paul Gendotti and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Paul Gendotti.

COUNT THIRTY:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 15, 2009, at San Mateo and Palo Alto, in San Mateo and Santa Clara Counties, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Jennifer Maltz and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Jennifer Maltz.

COUNT THIRTY-ONE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 15, 2009, at Palo Alto, in Santa Clara County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Christopher Reid and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Christopher Reid.

COUNT THIRTY-TWO

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 17, 2009, at Sacramento, in Sacramento County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Alyse Goni and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Alyse Goni.

COUNT THIRTY-THREE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 18, 2009, at Sacramento, in Sacramento County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Maria Radchenko and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Maria Radchenko.

COUNT THIRTY-FOUR:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 18, 2009, at Sacramento and San Mateo, in Sacramento and San Mateo Counties, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Robert Bean and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Robert Bean.

COUNT THIRTY-FIVE:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 18, 2009, at Sacramento, in Sacramento County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Yvonne Walker and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Yvonne Walker.

COUNT THIRTY-SIX:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 18, 2009, at Sacramento, in Sacramento County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Dorothy Dekker and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Dorothy Dekker.

COUNT THIRTY-SEVEN:

The undersigned further states, on information and belief, that DAVID ALEX KARAPETYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 21, 2009, at Sacramento, in Sacramento County, the Defendant, DAVID ALEX KARAPETYAN, did willfully and unlawfully obtain personal identifying information of Ronald Bertucelli and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Ronald Bertucelli.

COUNT THIRTY-EIGHT:

The undersigned further states, on information and belief, that EDWIN HAMAZASPYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 18, 2009, at San Mateo and Citrus Heights, in San Mateo and Sacramento Counties, the Defendant, EDWIN HAMAZASPYAN, did willfully and unlawfully obtain personal identifying information of Charles Gould Jr. and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Charles Gould Jr.

COUNT THIRTY-NINE:

The undersigned further states, on information and belief, that EDWIN HAMAZASPYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 18, 2009, at Citrus Heights, in Sacramento County, the Defendant, EDWIN HAMAZASPYAN, did willfully and unlawfully obtain personal identifying information of Carolyn Yee and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Carolyn Yee.

COUNT FORTY:

The undersigned further states, on information and belief, that ZHIRAYR ZAMANYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at San Mateo, in San Mateo County, the Defendant, ZHIRAYR ZAMANYAN, did willfully and unlawfully obtain personal identifying information of Willis Morrisson and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Willis Morrisson.

COUNT FORTY-ONE:

The undersigned further states, on information and belief, that ZHIRAYR ZAMANYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at San Mateo, in San Mateo County, the Defendant, ZHIRAYR ZAMANYAN, did willfully and unlawfully obtain personal identifying information of Bruce Parker and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Bruce Parker.

COUNT FORTY-TWO:

The undersigned further states, on information and belief, that ZHIRAYR ZAMANYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at Burlingame, in San Mateo County, the Defendant, ZHIRAYR ZAMANYAN, did willfully and unlawfully obtain personal identifying information of Jeffrey Glasson and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Jeffrey Glasson.

COUNT FORTY-THREE:

The undersigned further states, on information and belief, that ZHIRAYR ZAMANYAN, Defendant, did commit a felony, a violation of PENAL CODE SECTION 530.5(a) (IDENTITY THEFT), committed as follows:

On or about December 11, 2009, at San Mateo, in San Mateo County, the Defendant, ZHIRAYR ZAMANYAN, did willfully and unlawfully obtain personal identifying information of Jeanne Hoffman and did unlawfully use that information to obtain and attempt to obtain credit, goods, services, real property, or medical information without the consent of Jeanne Hoffman.

DEFENDANT ENHANCEMENT
FELONY WITH PRIOR CALIFORNIA PRISON CONVICTION

It is further alleged, pursuant to Penal Code section 667.5(b), that prior to the commission of the offenses charged herein, on or about April 7, 2008, in the Superior Court of the State of California, in and for the County of Van Nuys, the Defendant, DAVID ALEX KARAPETYAN, was convicted of Petty Theft with Priors, a felony, in violation of Penal Code section 484/666, a crime for which the Defendant served a separate prison term, and the Defendant did not remain free for a period of five years of both prison custody and the commission of an offense resulting in a felony conviction.

DEFENDANT
PROBATION INELIGIBILITY
TWO PRIOR FELONY CONVICTIONS
CALIFORNIA PRIOR CONVICTION

It is further alleged, pursuant to Penal Code section 1203(e)(4), that the Defendant, DAVID ALEX KARAPETYAN, is ineligible for probation, in that prior to the commission of the crimes, as charged above, the Defendant was convicted of the following felonies:

<u>CONVICTION DATE</u>	<u>CHARGE</u>	<u>COURT</u>
07/19/2005	PC 487(a)	Burbank Superior
04/17/2008	PC 484/666	Van Nuys Superior

DEFENDANT ENHANCEMENT
FELONY WITH PRIOR CALIFORNIA PRISON CONVICTION

It is further alleged, pursuant to Penal Code section 667.5(b), that prior to the commission of the offenses charged herein, on or about July 2, 2007, in the Superior Court of the State of California, in and for the County of Victorville, the Defendant, ZHIRAYR ZAMANYAN, was convicted of Possession of Controlled Substance., a felony, in violation of Health and Safety Code section 11350(a), a crime for which the Defendant served a separate prison term, and the Defendant did not remain free for a period of five years of both prison custody and the commission of an offense resulting in a felony conviction.

DEFENDANT ENHANCEMENT
FELONY WITH PRIOR CALIFORNIA PRISON CONVICTION

It is further alleged, pursuant to Penal Code section 667.5(b), that prior to the commission of the offenses charged herein, on or about February 15, 2007, in the Superior Court of the State of California, in and for the County of Los Angeles, the Defendant, ZHIRAYR ZAMANYAN, was convicted of two counts of Forging Access Card, felonies, in violation of Penal Code section 484f(a), crimes for which the Defendant served a separate prison term, and the Defendant did not remain free for a period of five years of both prison custody and the commission of an offense resulting in a felony conviction.

DEFENDANT
PROBATION INELIGIBILITY
TWO PRIOR FELONY CONVICTIONS
CALIFORNIA PRIOR CONVICTION

It is further alleged, pursuant to Penal Code section 1203(e)(4), that the Defendant, ZHIRAYR ZAMANYAN, is ineligible for probation, in that prior to the commission of the crimes, as charged above, the Defendant was convicted of the following felonies:

<u>CONVICTION DATE</u>	<u>CHARGE</u>	<u>COURT</u>
05/30/2003	PC 484I(c)	Glendale Superior
07/02/2007	H&S 11350(a)	Victorville Superior
02/15/2007	PC 484f(a) x 2	Central Los Angeles Superior

CHARGE
JURISDICTIONAL ALLEGATION
OFFENSE COMMITTED IN MULTIPLE COUNTIES

It is further alleged, pursuant to Penal Code section 781, that the above offenses were committed in part in Contra Costa County and in part in Sacramento, San Mateo, Santa Clara and San Francisco Counties.

1ST AMENDED

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NO. 147476-6
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CHARGE
JURISDICTIONAL ALLEGATION
STOLEN PROPERTY

It is further alleged, pursuant to subdivision (a) of Penal Code section 786, that property taken in the above offenses were thereafter brought into Contra Costa County, and were received in Contra Costa County with the knowledge that the property had been stolen and embezzled.

COMPLAINANT REQUESTS THAT DEFENDANT(S) BE DEALT WITH ACCORDING TO LAW.
I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
CORRECT.

DATED: October 12, 2010 AT MARTINEZ, CALIFORNIA

DETECTIVE ESTANOL
COMPLAINANT

BRUCE FLYNN/bs
DEPUTY DISTRICT ATTORNEY

MARTINEZ POLICE DEPARTMENT

SUPERIOR COURT OF CALIFORNIA
COUNTY OF CONTRA COSTA
WALNUT CREEK

THE PEOPLE OF THE STATE OF CALIFORNIA,

V.

DAVID ALEX KARAPETYAN

DEFENDANT(S) ./

NO. 147476-6
DA NO. C 10 002876-1
DECLARATION

THE UNDERSIGNED DECLARES:

DECLARANT IS AN OFFICER OF THE AGENCY SHOWN BELOW, WHICH AGENCY HAS CONDUCTED AN OFFICIAL INVESTIGATION INTO THE ABOVE-ENTITLED CAUSE. ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE AS IF SET FORTH IN FULL ARE COPIES OF THE DOCUMENTS, LISTED BELOW, AND ATTENDANT DOCUMENTS THERETO.

MARTINEZ POLICE DEPARTMENT

CASE NO. 10-654

SAID INCORPORATED DOCUMENTS WERE PREPARED IN THE ORDINARY COURSE OF BUSINESS AND PURSUANT TO THE SWORN DUTY OF THE OFFICER SUBSCRIBING SAME.

DECLARANT IS INFORMED AND THEREFORE BELIEVES THAT SAID DEFENDANT COMMITTED THE OFFENSE(S) CHARGED IN THE ACCOMPANYING COMPLAINT IN THE MANNER AND BY THE MEANS AS SET FORTH IN SAID INCORPORATED DOCUMENTS AND THEREFORE PRAYS

(XX) THAT A WARRANT BE ISSUED FOR THE ARREST OF SAID DEFENDANT.

(XX) DEFENDANT BE HELD IN CUSTODY UNTIL BAIL IS POSTED.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

DATED: October 12, 2010

DETECTIVE ESTANOL
DECLARANT

MARTINEZ POLICE DEPARTMENT
AGENCY

ORDER

THE COURT FINDS, BASED ON THE DECLARATION FILED HEREIN, THAT THERE IS PROBABLE CAUSE TO BELIEVE THE ABOVE-NAMED DEFENDANT COMMITTED THE CRIME(S) ALLEGED IN THE COMPLAINT AND ORDERS THAT:

- () A WARRANT BE ISSUED FOR THE ARREST OF SAID DEFENDANT.
- () DEFENDANT BE HELD IN CUSTODY UNTIL BAIL IS POSTED.
- () BAIL SET AT \$ _____.

DATED:

JUDGE OF THE SUPERIOR COURT

SUPERIOR COURT OF CALIFORNIA
COUNTY OF CONTRA COSTA
WALNUT CREEK

THE PEOPLE OF THE STATE OF CALIFORNIA,

V.

ZHIRAYR ZAMANYAN

DEFENDANT(S) ./

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DA NO. C 10 002876-1
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DETECTIVE ESTANOL
DECLARANT

MARTINEZ POLICE DEPARTMENT
AGENCY

ORDER

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- () BAIL SET AT \$ _____.

DATED:

JUDGE OF THE SUPERIOR COURT

SUPERIOR COURT OF CALIFORNIA
COUNTY OF CONTRA COSTA
WALNUT CREEK

THE PEOPLE OF THE STATE OF CALIFORNIA,

V.

EDWIN HAMAZASPYAN

DEFENDANT(S) ./

NO. 147476-6
DA NO. C 10 002876-1
DECLARATION

THE UNDERSIGNED DECLARES:

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DECLARANT

MARTINEZ POLICE DEPARTMENT
AGENCY

ORDER

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DATED:

JUDGE OF THE SUPERIOR COURT