

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,

v.

ANDERSON ENELIKO ALEXANDER JR.,
dob 05/23/84;

JACOB BERGHAUS,
dob 06/19/90;

TROY ANDREW SCHOLDER,
dob 08/19/80;

KYLE PATRICK ROBERT DONEGAN,
dob 03/17/87;

JERMIE JOHNATHAN HOCANSON,
dob 08/31/81;

ADAM GEORGE HOUX,
dob 07/04/85;

GABRIEL RICARDO LUNA DE LA FUENTE,
dob 05/16/78;

WILLIAM PATRICK MCDONNAL,
dob 11/23/83;

TYSON MITCHELL RHOADS,
dob 07/08/95;

ROBERTO ARMANDO RUIZ,
dob 11/19/90;

TRAVIS WILLIAM SQUIRE,
dob 07/20/85;

JOSHUA WINTER,
dob 05/01/85;

MATTHEW SHANE GUNGLE,
dob 04/28/86;

CT No. SCD299757
DA No. AFC863

INDICTMENT

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,

v.

MIKAEL EVERETT PETERS,
dob 10/21/93;

BILLY MANUEL CASTELLANO,
dob 10/01/65;

HALEY MICHELLE CASTELLANO,
dob 02/23/01;

DANNY JAMES PINTO,
dob 09/08/00;

Defendants

The Grand Jury of the County of San Diego, State of California, accuses the Defendant(s) of committing, in the County of San Diego, State of California, before the finding of this Indictment, the following crime(s):

CHARGES

COUNT 1 - ATTEMPT MURDER

On or about June 6, 2023, TROY ANDREW SCHOLDER did unlawfully attempt to murder D.L., a human being, in violation of PENAL CODE SECTION 187(a) and PENAL CODE SECTION 664.

And it is further alleged that the above offense was willful, deliberate and premeditated, within the meaning of PENAL CODE SECTION 189.

And it is further alleged that in the commission and attempted commission of the above offense the defendant, TROY ANDREW SCHOLDER, personally inflicted great bodily injury upon D.L., not an accomplice to the above offense, within the meaning of PENAL CODE SECTION 12022.7(a).

And it is further alleged that in the commission and attempted commission of the above offense, the said defendant, TROY ANDREW SCHOLDER, personally used a deadly and dangerous weapon, to wit: a knife, within the meaning of PENAL CODE SECTION 12022(b)(1).

And it is further alleged that the defendant TROY ANDREW SCHOLDER did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

CHARGES (cont'd)

And it is further alleged that the defendant(s) TROY ANDREW SCHOLDER committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

COUNT 2 - ASSAULT WITH DEADLY WEAPON

On or about June 6, 2023, TROY ANDREW SCHOLDER did unlawfully commit an assault upon D.L. with a deadly weapon and instrument, in violation of PENAL CODE SECTION 245(a)(1).

And it is further alleged that in the commission and attempted commission of the above offense the defendant, TROY ANDREW SCHOLDER, personally inflicted great bodily injury upon D.L., not an accomplice to the above offense, within the meaning of PENAL CODE SECTION 12022.7(a).

And it is further alleged that in the commission and attempted commission of the above offense, the said defendant, TROY ANDREW SCHOLDER, personally used a deadly and dangerous weapon, to wit: a knife, within the meaning of PENAL CODE SECTION 12022(b)(1).

And it is further alleged that the defendant TROY ANDREW SCHOLDER did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) TROY ANDREW SCHOLDER committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

COUNT 3 - ASSAULT BY MEANS LIKELY TO PRODUCE GREAT BODILY INJURY

On or about June 6, 2023, ANDERSON ENELIKO ALEXANDER JR., JACOB BERGHAUS, KYLE PATRICK ROBERT DONEGAN, JERMIE JOHNATHAN HOCANSON, ADAM GEORGE HOUX, GABRIEL RICARDO LUNA DE LA FUENTE, WILLIAM PATRICK MCDONNAN, TYSON MITCHELL RHOADS, ROBERTO ARMANDO RUIZ, TRAVIS WILLIAM SQUIRE, JOSHUA WINTER, MATTHEW SHANE GUNGLE, and MIKAEL EVERETT PETERS did unlawfully commit an assault upon D.L. by means of force likely to produce great bodily injury, in violation of PENAL CODE SECTION 245(a)(4).

And it is further alleged that the defendant ANDERSON ENELIKO ALEXANDER JR. did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

CHARGES (cont'd)

And it is further alleged that the defendant(s) ANDERSON ENELIKO ALEXANDER JR. committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant JACOB BERGHAUS did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) JACOB BERGHAUS committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant KYLE PATRICK ROBERT DONEGAN did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) KYLE PATRICK ROBERT DONEGAN committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant JERMIE JOHNATHAN HOCANSON did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant ADAM GEORGE HOUX did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) ADAM GEORGE HOUX committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant GABRIEL RICARDO LUNA DE LA FUENTE did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant WILLIAM PATRICK MCDONNAL did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

CHARGES (cont'd)

And it is further alleged that the defendant(s) WILLIAM PATRICK MCDONNAL committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant TYSON MITCHELL RHOADS did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) TYSON MITCHELL RHOADS committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant ROBERTO ARMANDO RUIZ did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant TRAVIS WILLIAM SQUIRE did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant JOSHUA WINTER did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) JOSHUA WINTER committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant MATTHEW SHANE GUNGLE did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) MATTHEW SHANE GUNGLE committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant MIKAEL EVERETT PETERS did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

CHARGES (cont'd)

COUNT 4 - ASSAULT BY MEANS LIKELY TO PRODUCE GREAT BODILY INJURY

On or about June 6, 2023, ANDERSON ENELIKO ALEXANDER JR., JACOB BERGHAUS, TROY ANDREW SCHOLDER, KYLE PATRICK ROBERT DONEGAN, JERMIE JOHNATHAN HOCANSON, ADAM GEORGE HOUX, GABRIEL RICARDO LUNA DE LA FUENTE, WILLIAM PATRICK MCDONNAL, TYSON MITCHELL RHOADS, ROBERTO ARMANDO RUIZ, TRAVIS WILLIAM SQUIRE, JOSHUA WINTER, MATTHEW SHANE GUNGLE, and MIKAEL EVERETT PETERS did unlawfully commit an assault upon T.P. by means of force likely to produce great bodily injury, in violation of PENAL CODE SECTION 245(a)(4).

And it is further alleged that the defendant ANDERSON ENELIKO ALEXANDER JR. did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) ANDERSON ENELIKO ALEXANDER JR. committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant JACOB BERGHAUS did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) JACOB BERGHAUS committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant TROY ANDREW SCHOLDER did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) TROY ANDREW SCHOLDER committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant KYLE PATRICK ROBERT DONEGAN did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) KYLE PATRICK ROBERT DONEGAN committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

CHARGES (cont'd)

And it is further alleged that the defendant JERMIE JOHNATHAN HOCANSON did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant ADAM GEORGE HOUX did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) ADAM GEORGE HOUX committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant GABRIEL RICARDO LUNA DE LA FUENTE did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that in the commission and attempted commission of the above offense the defendant, WILLIAM PATRICK MCDONNAL, personally inflicted great bodily injury upon T.P., not an accomplice to the above offense, within the meaning of PENAL CODE SECTION 12022.7(a).

And it is further alleged that the defendant WILLIAM PATRICK MCDONNAL did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) WILLIAM PATRICK MCDONNAL committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant TYSON MITCHELL RHOADS did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) TYSON MITCHELL RHOADS committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant ROBERTO ARMANDO RUIZ did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

CHARGES (cont'd)

And it is further alleged that the defendant TRAVIS WILLIAM SQUIRE did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant JOSHUA WINTER did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) JOSHUA WINTER committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant MATTHEW SHANE GUNGLE did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

And it is further alleged that the defendant(s) MATTHEW SHANE GUNGLE committed and attempted to commit a hate crime and voluntarily acted in concert with another person, either personally and by aiding and abetting another person, within the meaning of PENAL CODE SECTION 422.75(b).

And it is further alleged that the defendant MIKAEL EVERETT PETERS did commit the above felony offense for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members within the meaning of PENAL CODE SECTION 186.22(b)(1).

COUNT 5 - EVADING OFFICER WITH RECKLESS DRIVING

On or about June 6, 2023, MATTHEW SHANE GUNGLE did unlawfully, while operating a motor vehicle and hearing a siren and seeing a lighted red lamp emanating from a distinctively marked vehicle operated by a peace officer, evade, flee and otherwise attempt to elude the pursuing peace officers' motor vehicle, and in doing so did drive and attempt to drive a vehicle in willful and wanton disregard for the safety of persons and property, in violation of VEHICLE CODE SECTION 2800.2(a).

COUNT 6 - POSSESSION OF LEADED CANE/BILLY/BLACKJACK/SANDBAG/SANDCLUB/SAP/SLUNGSHOT

On or about June 6, 2023, MATTHEW SHANE GUNGLE did unlawfully manufacture, cause to be manufactured, import into the State of California, keep for sale, offer and expose for sale, and give, lend, and possess an instrument and weapon of the kind commonly known as a collapsible baton, in violation of PENAL CODE SECTION 22210.

CHARGES (cont'd)

COUNT 7 - ACCESSORY AFTER THE FACT

On or about June 6, 2023, BILLY MANUEL CASTELLANO, HALEY MICHELLE CASTELLANO, and DANNY JAMES PINTO did, having knowledge that Troy Scholder had committed a felony, unlawfully harbor, conceal and aid Troy Scholder with the intent that Troy Scholder might avoid and escape from arrest, trial, conviction and punishment, in violation of PENAL CODE SECTION 32.



PRIORS

TROY ANDREW SCHOLDER:

FIRST SERIOUS FELONY PRIOR

And it is further alleged that said defendant, TROY ANDREW SCHOLDER, was convicted of the following serious felony(ies), separately brought and tried, which under California law is punishable by imprisonment in state prison, within the meaning of PENAL CODE SECTIONS 667(a)(1), 668, AND 1192.7(c).

<u>Charge</u>	<u>Date of Conviction</u>	<u>Court Number</u>	<u>Court</u>	<u>County</u>	<u>State</u>
PC211/PC186.22(b)(1)	08/13/2014	SCD235740	Superior Court	San Diego	CA

STRIKE PRIOR(S)

And it is further alleged pursuant to Penal Code sections 667(b) through (i), 1170.12, and 668 that the defendant, TROY ANDREW SCHOLDER, has suffered the following prior conviction(s) and juvenile adjudication(s), which are now serious or violent felonies under California law whether committed in California or elsewhere.

<u>Charge</u>	<u>Date of Conviction</u>	<u>Court Number</u>	<u>Court</u>	<u>County</u>	<u>State</u>
PC211/PC186.22(b)(1)	08/13/2014	SCD235740	Superior Court	San Diego	CA



PRIORS (cont'd)

BILLY MANUEL CASTELLANO:

STRIKE PRIOR(S)

And it is further alleged pursuant to Penal Code sections 667(b) through (i), 1170.12, and 668 that the defendant, BILLY MANUEL CASTELLANO, has suffered the following prior conviction(s) and juvenile adjudication(s), which are now serious or violent felonies under California law whether committed in California or elsewhere.

Charge	Date of Conviction	Court Number	Court	County	State
PC496	01/29/2013	SCD235740	Superior Court	San Diego	CA
PC186.22(b)(1)	01/29/2013	SCD235740	Superior Court	San Diego	CA



THIS INDICTMENT, NUMBERED SCD299757, CONSISTS OF 7 COUNTS.

"A TRUE BILL"

Summer Stephan

District Attorney, County of San Diego, State of California

Foreman of the Grand Jury

Deputy District Attorney

DATE: _____

DATE: _____