

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO
CENTRAL DIVISION**

COPY

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,
 v.
 LONG T TRAN,
dob 02/28/62;
Defendant

CT No. M270079

COMPLAINT-MISDEMEANOR

FILED

Clerk of the Superior Court

AUG 31 2020

By: Lori Brown, Deputy

PC296 DNA TEST STATUS SUMMARY

Defendant

DNA Testing Requirements

TRAN, LONG T

Manual review of DNA status is required

CHARGE SUMMARY

Count	Charge	Issue Type	Sentence Range	Special Allegations	Allegation Effect
1	PC368(c) TRAN, LONG T	Misdemeanor	6 Mos		
2	PC368(d) TRAN, LONG T	Misdemeanor	1 Yr/\$1000		
3	PC166(a)(4) TRAN, LONG T	Misdemeanor	6 Mos		
4	PC166(a)(4) TRAN, LONG T	Misdemeanor	6 Mos		
5	PC166(a)(4) TRAN, LONG T	Misdemeanor	6 Mos		
6	PC166(a)(4) TRAN, LONG T	Misdemeanor	6 Mos		
7	PC166(a)(4) TRAN, LONG T	Misdemeanor	6 Mos		
8	PC166(a)(4) TRAN, LONG T	Misdemeanor	6 Mos		

CHARGE SUMMARY (cont'd)

<u>Count</u>	<u>Charge</u>	<u>Issue Type</u>	<u>Sentence Range</u>	<u>Special Allegations</u>	<u>Allegation Effect</u>
9	PC166(a)(4) TRAN, LONG T	Misdemeanor	6 Mos		
10	HS1540(a) TRAN, LONG T	Misdemeanor	180 days/\$1000		
11	HS1540(a) TRAN, LONG T	Misdemeanor	180 days/\$1000		
12	HS1540(a) TRAN, LONG T	Misdemeanor	180 days/\$1000		
13	HS1540(a) TRAN, LONG T	Misdemeanor	180 days/\$1000		
14	HS1540(a) TRAN, LONG T	Misdemeanor	180 days/\$1000		
15	HS1540(a) TRAN, LONG T	Misdemeanor	180 days/\$1000		
16	HS1540(a) TRAN, LONG T	Misdemeanor	180 days/\$1000		
17	SDMC31.0121 TRAN, LONG T	Misdemeanor	6 Mos/\$1,000		
18	SDMC31.0121 TRAN, LONG T	Misdemeanor	6 Mos/\$1,000		
19	SDMC31.0121 TRAN, LONG T	Misdemeanor	6 Mos/\$1,000		
20	SDMC31.0121 TRAN, LONG T	Misdemeanor	6 Mos/\$1,000		
21	SDMC31.0121 TRAN, LONG T	Misdemeanor	6 Mos/\$1,000		
22	SDMC31.0121 TRAN, LONG T	Misdemeanor	6 Mos/\$1,000		
23	SDMC31.0121 TRAN, LONG T	Misdemeanor	6 Mos/\$1,000		

PC1054.3

INFORMAL REQUEST FOR DISCOVERY

The undersigned, certifying upon information and belief, complains that in the County of San Diego, State of California, the Defendant(s) did commit the following crime(s):

CHARGES

COUNT 1 - WILLFUL CRUELTY TO ELDER/DEPENDENT ADULT

On or about and between June 4, 2020 and June 17, 2020, LONG T. TRAN, being a person who knew and reasonably should have known that [REDACTED] was a dependent adult, under circumstances and conditions other than those likely to produce great bodily harm and death, did willfully and unlawfully cause and permit a dependent adult, to suffer, and did inflict thereon unjustifiable physical pain and mental suffering; and having the care and custody of a dependent adult did willfully and unlawfully cause and permit the person and health of a dependent adult to be injured, and did willfully and unlawfully cause and permit [REDACTED] to be placed in a situation in which his or her person and health was endangered, in violation of PENAL CODE SECTION 368(c).

COUNT 2 - THEFT FROM ELDER/DEPENDENT ADULT (\$950 or less)

On or about and between July 5, 2020 and July 7, 2020, LONG T. TRAN, did unlawfully violate a provision of law proscribing theft, embezzlement, forgery, fraud, and Penal Code Section 530.5 proscribing identity theft with respect to the property and personal identifying information of a dependent adult, knowing and having reason to know that the victim was a dependent adult, when the money, labor, goods, services, and real and personal property taken and obtained was of a value of nine hundred fifty dollars (\$950) or less in violation of PENAL CODE SECTION 368(d).

COUNT 3 - DISOBEYING COURT ORDER

On or about and between February 1, 2020 and February 29, 2020, LONG T. TRAN did unlawfully commit contempt of court by willful disobedience of a process and order lawfully issued by a court, to wit: Judgment in San Diego Superior Court case number 37-2015-00003916-CU-MC-CTL, filed on August 10, 2015, in violation of PENAL CODE SECTION 166(a)(4).

COUNT 4 - DISOBEYING COURT ORDER

On or about and between March 1, 2020 and March 31, 2020, LONG T. TRAN did unlawfully commit contempt of court by willful disobedience of a process and order lawfully issued by a court, to wit: Judgment in San Diego Superior Court case number 37-2015-00003916-CU-MC-CTL, filed on August 10, 2015, in violation of PENAL CODE SECTION 166(a)(4).

CHARGES (cont'd)

COUNT 5 - DISOBEYING COURT ORDER

On or about and between April 1, 2020 and April 30, 2020, LONG T. TRAN did unlawfully commit contempt of court by willful disobedience of a process and order lawfully issued by a court, to wit: Judgment in San Diego Superior Court case number 37-2015-00003916-CU-MC-CTL, filed on August 10, 2015, in violation of PENAL CODE SECTION 166(a)(4).

COUNT 6 - DISOBEYING COURT ORDER

On or about and between May 1, 2020 and May 31, 2020, LONG T. TRAN did unlawfully commit contempt of court by willful disobedience of a process and order lawfully issued by a court, to wit: Judgment in San Diego Superior Court case number 37-2015-00003916-CU-MC-CTL, filed on August 10, 2015, in violation of PENAL CODE SECTION 166(a)(4).

COUNT 7 - DISOBEYING COURT ORDER

On or about and between June 1, 2020 and June 30, 2020, LONG T. TRAN did unlawfully commit contempt of court by willful disobedience of a process and order lawfully issued by a court, to wit: Judgment in San Diego Superior Court case number 37-2015-00003916-CU-MC-CTL, filed on August 10, 2015, in violation of PENAL CODE SECTION 166(a)(4).

COUNT 8 - DISOBEYING COURT ORDER

On or about and between July 1, 2020 and July 31, 2020, LONG T. TRAN did unlawfully commit contempt of court by willful disobedience of a process and order lawfully issued by a court, to wit: Judgment in San Diego Superior Court case number 37-2015-00003916-CU-MC-CTL, filed on August 10, 2015, in violation of PENAL CODE SECTION 166(a)(4).

COUNT 9 - DISOBEYING COURT ORDER

On or about and between August 1, 2020 and August 24, 2020, LONG T. TRAN did unlawfully commit contempt of court by willful disobedience of a process and order lawfully issued by a court, to wit: Judgment in San Diego Superior Court case number 37-2015-00003916-CU-MC-CTL, filed on August 10, 2015, in violation of PENAL CODE SECTION 166(a)(4).

CHARGES (cont'd)

COUNT 10 - UNLICENSED COMMUNITY CARE FACILITY

On or about and between February 1, 2020 and February 29, 2020, LONG T. TRAN did own, operate, establish, manage, conduct, and maintain a community care facility, as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1502 which is an unlicensed community care facility as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1503.5, in violation of HEALTH AND SAFETY CODE SECTION 1540(a).

COUNT 11 - UNLICENSED COMMUNITY CARE FACILITY

On or about and between March 1, 2020 and March 31, 2020, LONG T. TRAN did own, operate, establish, manage, conduct, and maintain a community care facility, as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1502 which is an unlicensed community care facility as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1503.5, in violation of HEALTH AND SAFETY CODE SECTION 1540(a).

COUNT 12 - UNLICENSED COMMUNITY CARE FACILITY

On or about and between April 1, 2020 and April 30, 2020, LONG T. TRAN did own, operate, establish, manage, conduct, and maintain a community care facility, as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1502 which is an unlicensed community care facility as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1503.5, in violation of HEALTH AND SAFETY CODE SECTION 1540(a).

COUNT 13 - UNLICENSED COMMUNITY CARE FACILITY

On or about and between May 1, 2020 and May 31, 2020, LONG T. TRAN did own, operate, establish, manage, conduct, and maintain a community care facility, as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1502 which is an unlicensed community care facility as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1503.5, in violation of HEALTH AND SAFETY CODE SECTION 1540(a).

COUNT 14 - UNLICENSED COMMUNITY CARE FACILITY

On or about and between June 1, 2020 and June 30, 2020, LONG T. TRAN did own, operate, establish, manage, conduct, and maintain a community care facility, as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1502 which is an unlicensed community care facility as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1503.5, in violation of HEALTH AND SAFETY CODE SECTION 1540(a).

CHARGES (cont'd)

COUNT 15 - UNLICENSED COMMUNITY CARE FACILITY

On or about and between July 1, 2020 and July 31, 2020, LONG T. TRAN did own, operate, establish, manage, conduct, and maintain a community care facility, as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1502 which is an unlicensed community care facility as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1503.5, in violation of HEALTH AND SAFETY CODE SECTION 1540(a).

COUNT 16 - UNLICENSED COMMUNITY CARE FACILITY

On or about and between August 1, 2020 and August 24, 2020, LONG T. TRAN did own, operate, establish, manage, conduct, and maintain a community care facility, as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1502 which is an unlicensed community care facility as defined in subdivision (a) of HEALTH AND SAFETY CODE SECTION 1503.5, in violation of HEALTH AND SAFETY CODE SECTION 1540(a).

COUNT 17 - NO CERTIFICATE OF TAX PAYMENT

On or about and between February 1, 2020 and February 29, 2020, LONG T. TRAN did unlawfully engage in any business, trade and occupation without first obtaining a certificate of payment, in violation of SAN DIEGO MUNICIPAL CODE SECTION 31.0121.

COUNT 18 - NO CERTIFICATE OF TAX PAYMENT

On or about and between March 1, 2020 and March 31, 2020, LONG T. TRAN did unlawfully engage in any business, trade and occupation without first obtaining a certificate of payment, in violation of SAN DIEGO MUNICIPAL CODE SECTION 31.0121.

COUNT 19 - NO CERTIFICATE OF TAX PAYMENT

On or about and between April 1, 2020 and April 30, 2020, LONG T. TRAN did unlawfully engage in any business, trade and occupation without first obtaining a certificate of payment, in violation of SAN DIEGO MUNICIPAL CODE SECTION 31.0121.

COUNT 20 - NO CERTIFICATE OF TAX PAYMENT

On or about and between May 1, 2020 and May 31, 2020, LONG T. TRAN did unlawfully engage in any business, trade and occupation without first obtaining a certificate of payment, in violation of SAN DIEGO MUNICIPAL CODE SECTION 31.0121.

CHARGES (cont'd)

COUNT 21 - NO CERTIFICATE OF TAX PAYMENT

On or about and between June 1, 2020 and June 30, 2020, LONG T. TRAN did unlawfully engage in any business, trade and occupation without first obtaining a certificate of payment, in violation of SAN DIEGO MUNICIPAL CODE SECTION 31.0121.

COUNT 22 - NO CERTIFICATE OF TAX PAYMENT

On or about and between July 1, 2020 and July 31, 2020, LONG T. TRAN did unlawfully engage in any business, trade and occupation without first obtaining a certificate of payment, in violation of SAN DIEGO MUNICIPAL CODE SECTION 31.0121.

COUNT 23 - NO CERTIFICATE OF TAX PAYMENT

On or about and between August 1, 2020 and August 24, 2020, LONG T. TRAN did unlawfully engage in any business, trade and occupation without first obtaining a certificate of payment, in violation of SAN DIEGO MUNICIPAL CODE SECTION 31.0121.

NOTICE: Any defendant named on this complaint who is on criminal probation for a misdemeanor offense within the City of San Diego or the City of Poway is, by receiving this complaint, on notice that the evidence presented to the court at the trial on this complaint is presented for a dual purpose: the People are seeking a conviction on the charges and simultaneously, the People are seeking a revocation of the defendant's probation, on any and all such probation grants, utilizing the same evidence, at the trial. Defenses to either or both procedures should be considered and presented as appropriate at the trial.

Pursuant to PENAL CODE SECTION 1054.5(b), the People are hereby informally requesting that defendant's counsel provide discovery to the People as required by PENAL CODE SECTION 1054.3.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER M270079, CONSISTS OF 23 COUNTS.

Executed at City of San Diego, County of San Diego, State of California, on August 27, 2020.



COMPLAINANT