

FILED
Clerk of the Superior Court

NOV 02 2021

By: D. Andrade, Deputy

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5 **ATTORNEY FOR DEFENDANT,**
6 **LARRY IBARRETA MILLETE**

7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10 **PEOPLE OF THE STATE OF**
11 **CALIFORNIA**

12 **PLAINTIFF**

13 **V**

14 **LARRY IBARRETA MILLETE,**
15
16

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18) **CASE NO. ~~CS31965T~~ CS 319857 DV**
19) **DA NO BC1569**
20) **DECLARATION OF JUDITH MILLETE IN**
21) **SUPPORT OF DEFENDANTS' REQUEST**
22) **TO SET BAIL**
23) **DATE: 11/4/2021**
24) **TIME: 1:30 PM**
25) **DEPT 12**

17 **I. Judith Millete, declare as follows:**

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19 1. I have personal knowledge of the facts contained herein, except those matters stated upon
20 information and belief, and as to those matters, I believe them to be true.
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22 **STATEMENT OF FACTS**

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24 2. I am the mother of Larry MILLETE. Larry and MAY MILLETE have been married for
25 about 21 years and they have three children, ages 5 (son), 9 and 11 years old (2 daughters). We
26 live in a five-bedroom house in Chula Vista, California. My husband and I lived with them for
27 over 11 years. MAY's changed in behavior and attitude began on January 2020. We had a
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1 birthday celebration for MAY's and Larry's daughter on January 10, 2020. May stayed in her
2 bedroom and did not come out to join the celebration. She did not greet her daughter Happy
3 Birthday. Since that time, she locked herself in the master bedroom and slept alone. She did not
4 check on the children. We did not see her coming and going. She was using the other
5 stairs. She did not say goodbye to any of us.
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8 3. Our three grandchildren are all attending school. And we help our son with the school,
9 cooking meals, laundry, cleaning, and taking care of the three kids. My husband and I have
10 taken residency with my Larry, May, and the grandchildren to help raise the children. MAY said
11 that she only wants to do her job at work because that is her identity. MAY was focused on her
12 career, and she would go out frequently by herself. She would go to bars and drink excessive
13 alcohol and come home drunk. She was unfaithful to Larry, became pregnant and had an
14 abortion. The Child's paternity is unknown. She admitted her infidelity and asked space away
15 from her husband and children. She left her family and moved in with her sister.
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19 4. On or about January 27, 2020, May told Larry that she wanted "space." So, Larry left for
20 Texas for a week. MAY wanted to leave the house and stay in the hotel. She said that she was
21 depressed, going crazy, and feeling unfulfilled. She continued drinking heavily hard liquor and
22 staying out until almost morning. May became self-centered. She was wild and
23 uncontrollable. Larry never hurt May physically. No domestic violence except for MAY's
24 yelling and yelling mad at Larry when they are arguing. Larry would even call MAY's father
25 every time she left the house mad without telling anyone of her whereabouts.
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1 4. About March or April of 2020, May moved out of the house. She packed clothes and
2 other personal items. According to her, she wanted "space."

3
4 5. On or about June 2020, MAY requested to be transferred out of her job to another
5 command because there was some issue regarding an affair with a co-worker.
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8 6. On or about June or July 2020, MAY had a secret abortion. We found this out later, after
9 Larry took her to the doctor because of profuse vaginal bleeding. Larry helped May to go to the
10 clinic and took care of her.
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13 7. After her abortion, May was already planning to move out. She was calling many men
14 and would get on on-line dating. She dressed sexy and she did not believe in God
15 anymore. Larry forgave MAY for the sake of the kids. He bought her what she wanted - a
16 vehicle and a motorcycle. MAY continued with her activities outside home - hiking, wine
17 tasting, barhopping, getting drunk and dating men. May did not care for her children since birth,
18 I was the one who attended to their needs, took them for their doctor's appointments and paid for
19 the medical co-pay. MAY did not want to be a mother; she did not want the responsibilities of a
20 mother. She ran away and abandoned her family.
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24 8. MAY's parents tried to help her after Larry told them her wrongful activities. MAY's
25 parents gave her advice. She did not listen to them, so they gave up on her. Around September
26 or October 2020, we saw MAY running after Larry inside our bedroom. MAY was chasing
27 Larry because he took MAY's cell phone. I then asked MAY why she did not want Larry to see
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1 her cellphone. MAY told me that there were men that she was randomly calling in her
2 cellphone. She said this is because she did not know what she was doing. After that, MAY was
3 shouting and shouting "I'm sorry, I'm so sorry" while Larry was hugging MAY.
4

5 9. Our daughter-in-law MAY (we call her Maya also) voluntarily left the house on or about
6 January 8, 2021. We do not know her whereabouts. For many months the Chula Vista Police
7 Department made statements that Larry was not a suspect and there is no evidence of foul-play in
8 May's disappearance.
9

10 10. May had expressed interest in leaving the family home. She had been out drinking more
11 and more, drinking with friends and relatives getting very drunk. Her behavior has been bizarre,
12 locking herself inside the master's bedroom. She refused to allow any of the children to see her
13 by locking herself inside the room. She did not join us, or Larry, or the children for breakfast,
14 lunch or dinner. Larry took food for her to eat inside the bedroom where she stayed most of the
15 time. When Larry was out working, my husband Benito brought her food inside her room.
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18 11. The children are safe, very happy and healthy despite their missing mother. They are all
19 doing good in school and other school activities. May did not really take care of her
20 children. She did not cook meals for them. She will order food for her to be delivered or pick-
21 up only for herself. She failed to take care of their clothes and their things. She did not tuck
22 them in when they go to sleep or even take a look to kiss goodnight.
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25 12. May locked herself in the bedroom and no matter how much crying the 4-year-old son
26 would do, she would not open her door. Even after the son would fall asleep in front of her
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1 bedroom door, exhausted from crying. May did not pay attention to her kids. I witnessed that
2 for over 10 years. Larry, my husband and me take care of the children. We have not seen Larry
3 hurt May even though she was sleeping with other men and ignoring their children. Larry wanted
4 a whole family for their children. Larry even moved out of the master bedroom to give May
5 "space." Larry and we are continuing to pray for May's safe return.
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8 13. About two days before May disappeared, her boyfriend 's wife called May asking May
9 about who was the father of the aborted baby; and further told May that she will be investigated
10 together with May's boyfriend. After these conversations, May was not seen any more in the
11 house. Before she disappeared, May borrowed some money from her parents and took some
12 cash from the safe.
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15 14. A few days before May disappeared, May was mad at Larry because Larry wanted May
16 to take care of the kids. May told Larry - that Larry loves the children more than her. May
17 walked away from her responsibilities toward the children. She wanted to live a single- person -
18 life. The children are used to no communication with their mother because she locked her room
19 and would not allow the kids to enter. May brought her two identification cards, her driver's
20 license, cellphone, clothes and money when she left the house.
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24 14. My husband Benito Millete was admitted to the hospital on January 17, 2021, after
25 repeated episodes of loss of consciousness. He was on medications, so Larry had to take care of
26 the children and us and still go to work.
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1 15. Since May's disappearance the Chula Vista Police officers have searched our home four
2 times since January 2021. May's family made a report or referral to the Child Welfare Services
3 that Larry was neglecting his children. The first referral was on February 3, 2021, and then
4 another referral a few months later. Both referrals were closed with no finding of neglect or
5 abuse.

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8 16. Then a few days later, my son started receiving hate letters and death threats, and people
9 leaving nasty notes on our front door, insulting, accusing Larry of a crime. These people were
10 also accusing my husband and I of participating in a crime. We were very afraid and concerned
11 so we did not participate in joining any of the searches for May.

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14 17. On May 7, 2021, Larry's guns were seized. We do not have any firearms inside the
15 house. The guns that Larry owned never left his house and were never fired. Larry is the
16 Security Officer at his work, and he keeps the firearms in a large, locked safety metal
17 container. He usually keeps the firearms disassembled. The children do not have access to his
18 firearms, and they have been trained in regard to gun safety. They understand that they are not to
19 handle the guns. We are also with the grandchildren 24 hours supervising them, watching and
20 caring for them. The children have never been harmed. There has been no violence in the
21 house.
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25 18. My son Larry is not a violent person, and he has not hurt nor harmed anyone. He
26 collected guns as a hobby and interest with my brother-in-law Ricky Lincoln who also collects
27 guns. His guns are registered and have gone through the required background checks.
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2 19. The Child Welfare Services of San Diego County personnel have been to the house and
3 checked on the welfare of the children. They have investigated thoroughly and arrived at a
4 conclusion that our grandchildren are safe, healthy and well-cared for. Larry knows how to
5 protect his children.
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8 20. Larry is not a danger to the community or to the public. He has obeyed the requirements
9 of being a gun owner. He has not harmed anyone. Larry could not even join the search for his
10 missing wife because some people in these groups have an intense hatred for him and accused
11 him of being responsible for his wife's disappearance. The potential of violence was in the
12 air. Larry is not dangerous to the public, he is not violent, and he served his country and
13 continues to serve his country.
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15 Based on the foregoing, we respectfully request the court to set reasonable bail for Larry A.
16 Millete.
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18 I declare under penalty of perjury under the laws of the State of California that the foregoing is
19 true and correct.

20 Dated: November 1, 2021. By: Judith I. Millete

21 I declare under penalty of perjury under the laws of the State of California that the foregoing is
22 true and correct. Executed this 3rd day of Nov 2020, in San Diego, California.
23

24 By:

25 s/ Judith I. Millete

26 Judith I. Millete
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