

THE SUPERIOR COURT, STATE OF CALIFORNIA
For the County of Santa Barbara
Santa Maria Division - Lompoc Region

THE PEOPLE OF THE STATE OF CALIFORNIA

Plaintiff,

vs.

EDWARD JUNIOR MACKLIN
AKA: ROBERT KAZUO MACKLIN
AKA: EDWARD MACKLIN

DOB: 09/12/1991
06/23/1993
09/12/1981
Defendant.

DA No. 22-03-490749
Court No.

FELONY COMPLAINT

AB109 INELIGIBLE

The undersigned is informed and believes that:

COUNT 1

On or about March 12, 2022, in the County of Santa Barbara, the crime of ARSON OF A STRUCTURE OR FOREST, in violation of **PENAL CODE SECTION 451(c)**, a Felony, was committed by EDWARD JUNIOR MACKLIN, who did willfully, unlawfully, and maliciously set fire to and burn and cause to be burned a structure or forest land located at 146 HOLLISTER RANCH RD. It is further alleged that the above offense is a serious felony within the meaning of Penal Code Section 1192.7(c)(14).

SPEC ALLEG - ARSON WITH AGGRAVATING FACTORS:

It is further alleged, pursuant to **PENAL CODE SECTION 451.1(a)(2)** that the following aggravating factors exist: a firefighter, peace officer, or other emergency personnel suffered great bodily injury as a result of the offense.

SPEC ALLEG – SERIOUS/VIOLENT/REGISTERABLE SEX OFFENSE FELONY

It is further alleged that the above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and/or a violent felony described in subdivision(s) of Penal Code section 667.5 and/or an offense requiring registration under the provisions Penal Code sections 290 et seq, pursuant to Penal Code section 1170(h), that the defendant is ineligible for a state prison sentence to be served in the county jail.

“NOTICE: Pursuant to Penal Code section 1170(f), notwithstanding any other provisions of this section, for purposes of subdivision (h) of section 1170, any allegation that a defendant is ineligible for a state prison sentence to be served in the county jail due to a prior or current conviction, or sentence enhancement, or because he or she is required to register as a sex offender, or because the legislature specifically excluded the offense, shall not be subject to dismissal pursuant to §1385 PC.”

SPECIAL ALLEGATION: AGGRAVATING FACTORS

It is further alleged as to Count(s) 1, that the People will seek findings from the jury on factors in aggravation pursuant to **California Rules of Court, Rule 4.421** that:

Pursuant to **California Rules of Court, Rule 4.421(b)**:

- (b)(2) The defendant's prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness;
- (b)(4) The defendant was on probation, mandatory supervision, post-release community supervision, or parole when the crime was committed;
- (b)(5) The defendant's prior performance on probation, mandatory supervision, post-release community supervision, or parole was unsatisfactory.

COUNT 2

On or about March 12, 2022, in the County of Santa Barbara, the crime of TRESPASS BY ENTERING AND OCCUPYING, in violation of **PENAL CODE SECTION 602(m)**, a Misdemeanor, was committed by EDWARD JUNIOR MACKLIN, who did unlawfully commit a trespass by entering and occupying real property and a structure located at HOLLISTER RANCH, without the consent of the owner, his/her agent, and the person in lawful possession thereof.

COUNT 3

On or about March 12, 2022, in the County of Santa Barbara, the crime of POSSESSION OF A CONTROLLED SUBSTANCE, in violation of **HEALTH & SAFETY CODE SECTION 11377(a)**, a Misdemeanor, was committed by EDWARD JUNIOR MACKLIN, who did willfully and unlawfully possess a controlled substance, to wit: METHAMPHETAMINE.

NOTICE: The defendant(s) are hereby put on notice that manufacturing, selling, distributing or sharing controlled substances in any form is extremely dangerous to human life. If you engage in this conduct and someone dies as a result of using or being exposed to a controlled substance, you may be charged with murder. (Penal Code section 189; *People v. Watson*, 30 Cal.3d 290 (1981)).

COUNT 4

On or about March 12, 2022, in the County of Santa Barbara, the crime of POSSESSION OF DRUG PARAPHERNALIA, in violation of **HEALTH & SAFETY CODE SECTION 11364(a)**, a Misdemeanor, was committed by EDWARD JUNIOR MACKLIN, who did willfully and unlawfully have in his/her possession an opium pipe or any device, contrivance, instrument, or paraphernalia used for injecting, ingesting, inhaling, smoking, or otherwise using a controlled substance.

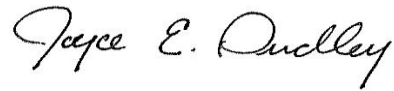
NOTICE: The defendant(s) are hereby put on notice that manufacturing, selling, distributing or sharing controlled substances in any form is extremely dangerous to human life. If you engage in this conduct and someone dies as a result of using or being exposed to a controlled substance, you may be charged with murder. (Penal Code section 189; *People v. Watson*, 30 Cal.3d 290 (1981)).

* * * * *

Pursuant to Penal Code Section 1054.5(b), the People are hereby informally requesting that defense 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 CONSISTS OF 4 COUNT(S).

Executed at Lompoc, California, on March 22, 2022.



MADISON WHITMORE
DEPUTY DISTRICT ATTORNEY

Agency: SBSO

<u>DEFENDANT NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>HGT</u>	<u>WGT</u>	<u>EYES</u>	<u>HAIR</u>	<u>DRIVER'S LICENSE</u>	<u>STS</u>	<u>COURT DATE</u>
Edward Junior Macklin	M	H	507	170	BRO	BLK	D1615054	WT	

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