

THE SUPERIOR COURT, STATE OF CALIFORNIA  
For the County of Santa Barbara  
Figueroa Division

THE PEOPLE OF THE STATE OF CALIFORNIA

vs.

LYNN GAY HOGAN

Plaintiff,

DA No. 17-09-409582

Court No.

*17CR09765*

**FELONY COMPLAINT**

**AB109 INELIGIBLE**

WENDY SUE PUCHLI

DOB: 10/24/1969

AKA: WENDY SUE ANZIVINO  
AKA: WENDY ANZIVINO  
AKA: WENDY S PUCHLI

DOB: 07/22/1967

MICHELLE LOUISE LAVIN

DOB: 06/16/1960

AKA: MICHELLE LOUISE HINDS  
AKA: MICHELE LOUISE COUNCIL  
AKA: SHELLIE COUNCIL  
AKA: MICHELLE L LAVIN

RICHARD EDWARD KAPLINSKI, JR

DOB: 05/20/1964

VINCENT RAY ANZIVINO

DOB: 07/03/1974

AKA: VINCENT RAY ANZVINO  
AKA: MICHAEL EDWARD SEAGALE  
AKA: JON PATRICK SEAGALE

MICHAEL L ELLIOTT

DOB: 03/07/1975

CHRISTINA HUFFMAN

DOB: 12/15/1987

AKA: CHRISTINA TAYLOR  
AKA: CHRISTINA ANN HUFFMAN  
AKA: CHRISTINA ANN TAYLOR

DOB: 12/15/1987

DOB: 12/15/1987

LEANNA YUMIKO HARADA

DOB: 10/24/1974

MICHAEL EDWARD ANZIVINO

DOB: 07/23/1971

AKA: MICHAEL EDWARD ANZIVING  
AKA: MIKE ANZIVING  
AKA: MIKE ANZIVINO

Defendants.

**FILED**  
**SUPERIOR COURT OF CALIFORNIA**  
**COUNTY OF SANTA BARBARA**

**SEP 22 2017**

Darrel E. Parker, Executive Officer  
BY *Eddie E.*  
Ebanen Enriquez, Deputy Clerk

The undersigned is informed and believes that:

COUNT 1

On or between May 27, 2008 and July 25, 2017, in the County of Santa Barbara, the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of **PENAL CODE SECTION 424**, a Felony, was committed by LYNN GAY HOGAN, who being a person described in section 424 charged with the receipt, safekeeping, transfer, and distribution of public moneys, did without authority of law, appropriate the same, and a portion thereof, to personal use and the use of another.

**SPEC ALLEG-EXCESSIVE LOSS OVER \$1,300,000**

It is further alleged that in the commission of the above offense(s) the said defendant, with the intent to do so, took, damaged and destroyed property of a value exceeding \$1,300,000, within the meaning of Penal Code Section 12022.6(c).

**SPEC ALLEG-EXCESSIVE LOSS-OVER \$100,000**

It is further alleged that the above offense is a theft of over \$100,000, within the meaning of Penal Code section 1203.045(a).

COUNT 2

On or between May 27, 2008 and July 25, 2017, in the County of Santa Barbara, the crime of FORGERY, in violation of **PENAL CODE SECTION 470(d)**, a Felony, was committed by LYNN GAY HOGAN, did, with the intent to defraud, falsely make, alter, forge or counterfeit, utter, publish, pass or attempt to offer to pass, as true and genuine, SINGLE PAYMENT CLAIM FORM, knowing the same to be false, altered, forged or counterfeited.

COUNT 3

On or between May 27, 2008 and July 25, 2017, in the County of Santa Barbara, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of **PENAL CODE SECTION 182(a)(1)**, a Felony, was committed by LYNN GAY HOGAN, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of Section 424, of the Penal Code, a Felony and that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendant(s) committed the following overt act and acts at and in the County of SANTA BARBARA:

**OVERT ACTS:**

1. Between May 27, 2008 and July 25, 2017 Lynn Hogan created false vendor numbers during her employment in the Public Works department of the County of Santa Barbara in order to have issued false refund checks payable to Wendy Puchli, Michelle Lavin, Leanna Harada, Mike Anzivino, Class Seven Co., Christian Huffman, Harriet Orr, Mike Elliot, Vince Anzivino, Richard Kaplinski, Ryan Council, and TVYFC.
2. Between April 29, 2015 and July 17, 2015 Lynn Hogan deposited falsely created refund checks from the County of Santa Barbara payable to TVYFC into a Tri Valley Youth Football Conference bank account.

**SPECIAL ALLEGATION – AGGRAVATED WHITE COLLAR CRIME ENHANCEMENT  
TRANSACTIONS OVER \$500,000: Penal Code §186.11(a) (1) and (2)**

It is further alleged, pursuant to Penal Code section 186.11(a) (1) and (2), that the offenses set forth in counts 1-3, committed by LYNN GAY HOGAN are related felonies, a material element of which is fraud and embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking of more than Five Hundred Thousand Dollars (\$500,000).

**COUNT 4**

On or between May 27, 2008 and July 25, 2017, in the County of Santa Barbara, the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of **PENAL CODE SECTION 424**, a Felony, was committed by WENDY SUE PUCHLI, who aided and abetted Lynn Gay Hogan, who is a person described in section 424 charged with the receipt, safekeeping, transfer, and distribution of public moneys, who did without authority of law, appropriate the same, and a portion thereof, to personal use and the use of another.

**SPEC ALLEG-EXCESSIVE LOSS OVER \$1,300,000**

It is further alleged that in the commission of the above offense(s) the said defendant, with the intent to do so, took, damaged and destroyed property of a value exceeding \$1,300,000, within the meaning of Penal Code Section 12022.6(c).

**SPEC ALLEG-EXCESSIVE LOSS-OVER \$100,000**

It is further alleged that the above offense is a theft of over \$100,000, within the meaning of Penal Code section 1203.045(a).

**COUNT 5**

On or between May 27, 2008 and July 25, 2017, in the County of Santa Barbara, the crime of FORGERY, in violation of **PENAL CODE SECTION 470(d)**, a Felony, was committed by WENDY SUE PUCHLI, did, with the intent to defraud, aided and abetted Lynn Gay Hogan, who did falsely make, alter, forge or counterfeit, utter, publish, pass or attempt to offer to pass, as true and genuine, SINGLE PAYMENT CLAIM FORM, knowing the same to be false, altered, forged or counterfeited.

**COUNT 6**

On or between May 27, 2008 and July 25, 2017, in the County of Santa Barbara, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of **PENAL CODE SECTION 182(a)(1)**, a Felony, was committed by WENDY SUE PUCHLI, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of Section 424, of the Penal Code, a Felony and that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendant(s) committed the following overt act and acts at and in the County of SANTA BARBARA.

**OVERT ACTS:**

1. Between May 27, 2008 and July 25, 2017 Lynn Hogan created false vendor numbers during her employment in the Public Works department of the County of Santa Barbara in order to have issued false refund checks payable to Wendy Puchli, Michelle Lavin, Leanna Harada, Mike Anzivino, Class Seven Co., Christian Huffman, Harriet Orr, Mike Elliot, Vince Anzivino, Richard Kaplinski, Ryan Council, and TVYFC

2. Between May 27, 2008 and November 17, 2015 Wendy Puchli deposited falsely created refund checks from the County of Santa Barbara payable to Wendy Puchli into her personal bank account.

**SPECIAL ALLEGATION – AGGRAVATED WHITE COLLAR CRIME ENHANCEMENT  
TRANSACTIONS OVER \$500,000: Penal Code §186.11(a) (1) and (2)**

It is further alleged, pursuant to Penal Code section 186.11(a) (1) and (2), that the offenses set forth in counts 4-6, committed by WENDY SUE PUCHLI are related felonies, a material element of which is fraud and embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking of more than Five Hundred Thousand Dollars (\$500,000).

COUNT 7

On or between August 19, 2009 and July 25, 2017, in the County of Santa Barbara, the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of **PENAL CODE SECTION 424**, a Felony, was committed by MICHELLE LOUISE LAVIN, who aided and abetted Lynn Gay Hogan, who is a person described in section 424 charged with the receipt, safekeeping, transfer, and distribution of public moneys, who did without authority of law, appropriate the same, and a portion thereof, to personal use and the use of another.

**SPEC ALLEG-EXCESSIVE LOSS OVER \$1,300,000**

It is further alleged that in the commission of the above offense(s) the said defendant, with the intent to do so, took, damaged and destroyed property of a value exceeding \$1,300,000, within the meaning of Penal Code Section 12022.6(c).

**SPEC ALLEG-EXCESSIVE LOSS-OVER \$100,000**

It is further alleged that the above offense is a theft of over \$100,000, within the meaning of Penal Code section 1203.045(a).

COUNT 8

On or between August 19, 2009 and July 25, 2017, in the County of Santa Barbara, the crime of FORGERY, in violation of **PENAL CODE SECTION 470(b)**, a Felony, was committed by MICHELLE LOUISE LAVIN, did, with the intent to defraud, aided and abetted Lynn Gay Hogan, who did falsely make, alter, forge or counterfeit, utter, publish, pass or attempt to offer to pass, as true and genuine, SINGLE PAYMENT CLAIM FORM, knowing the same to be false, altered, forged or counterfeited.

COUNT 9

On or between August 19, 2009 and July 25, 2017, in the County of Santa Barbara, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of **PENAL CODE SECTION 182(a)(1)**, a Felony, was committed by MICHELLE LOUISE LAVIN, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of Section 424, of the Penal Code, a Felony and that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendant(s) committed the following overt act and acts at and in the County of SANTA BARBARA:

## OVERT ACTS:

1. Between May 27, 2008 and July 25, 2017 Lynn Hogan created false vendor numbers during her employment in the Public Works department of the County of Santa Barbara in order to have issued false refund checks payable to Wendy Puchli, Michelle Lavin, Leanna Harada, Mike Anzivino, Class Seven Co., Christian Huffman, Harriet Orr, Mike Elliot, Vince Anzivino, Richard Kaplinski, Ryan Council, and TVYFC.
2. Between August 19, 2009 and June 20, 2017 Michele Lavin deposited falsely created refund checks from the County of Santa Barbara payable to Michelle Lavin and Ryan Council into her personal bank account, and a bank account of Ryan Council.

## **SPECIAL ALLEGATION – AGGRAVATED WHITE COLLAR CRIME ENHANCEMENT TRANSACTIONS OVER \$500,000: Penal Code §186.11(a) (1) and (2)**

It is further alleged, pursuant to Penal Code section 186.11(a) (1) and (2), that the offenses set forth in counts 7-9, committed by MICHELLE LOUISE LAVIN are related felonies, a material element of which is fraud and embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking of more than Five Hundred Thousand Dollars (\$500,000).

### COUNT 10

On or between September 23, 2013 and July 25, 2017, in the County of Santa Barbara, the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of **PENAL CODE SECTION 424**, a Felony, was committed by RICHARD EDWARD KAPLINSKI, JR, who aided and abetted Lynn Gay Hogan who is a person described in section 424 charged with the receipt, safekeeping, transfer, and distribution of public moneys, who did without authority of law, appropriate the same, and a portion thereof, to personal use and the use of another.

### **SPEC ALLEG-EXCESSIVE LOSS OVER \$200,000**

It is further alleged that in the commission of the above offense(s) the said defendant, with the intent to do so, took, damaged and destroyed property of a value exceeding \$200,000, within the meaning of Penal Code Section 12022.6(a)(2).

### **SPEC ALLEG-EXCESSIVE LOSS-OVER \$100,000**

It is further alleged that the above offense is a theft of over \$100,000, within the meaning of Penal Code section 1203.045(a).

### COUNT 11

On or between September 23, 2013 and July 25, 2017, in the County of Santa Barbara, the crime of FORGERY, in violation of **PENAL CODE SECTION 470(d)**, a Felony, was committed by RICHARD EDWARD KAPLINSKI, JR, did, with the intent to defraud, aided and abetted Lynn Gay Hogan, who falsely make, alter, forge or counterfeit, utter, publish, pass or attempt to offer to pass, as true and genuine, SINGLE PAYMENT CLAIM FORM, knowing the same to be false, altered, forged or counterfeited.

COUNT 12

On or between September 23, 2013 and July 25, 2017, in the County of Santa Barbara, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of **PENAL CODE SECTION 182(a)(1)**, a Felony, was committed by RICHARD EDWARD KAPLINSKI, JR, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of Section 424, of the Penal Code, a Felony and that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendant(s) committed the following overt act and acts at and in the County of SANTA BARBARA.

**OVERT ACTS:**

1. Between May 27, 2008 and July 25, 2017 Lynn Hogan created false vendor numbers during her employment in the Public Works department of the County of Santa Barbara in order to have issued false refund checks payable to Wendy Puchli, Michelle Lavin, Leanna Harada, Mike Anzivino, Class Seven Co., Christian Huffman, Harriet Orr, Mike Elliot, Vince Anzivino, Richard Kaplinski, Ryan Council, and TVYFC
2. Between September 23, 2013 and April 15, 2015 Richard Kaplinski deposited falsely created refund checks from the County of Santa Barbara payable to Richard Kaplinski into his personal bank account.

**SPECIAL ALLEGATION – AGGRAVATED WHITE COLLAR CRIME ENHANCEMENT  
TRANSACTIONS OVER \$500,000: Penal Code §186.11(a) (1) and (2)**

It is further alleged, pursuant to Penal Code section 186.11(a) (1) and (2), that the offenses set forth in counts 10-12, committed by RICHARD EDWARD KAPLINSKI, JR are related felonies, a material element of which is fraud and embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking of more than Five Hundred Thousand Dollars (\$500,000).

COUNT 13

On or between August 19, 2009 and July 25, 2017, in the County of Santa Barbara, the crime of PUBLIC OFFICER CRIME , in violation of **PENAL CODE SECTION 424**, a Felony, was committed by VINCENT RAY ANZIVINO, who aided and abetted Lynn Gay Hogan who is being a person described in section 424 charged with the receipt, safekeeping, transfer, and distribution of public moneys, who did without authority of law, appropriate the same, and a portion thereof, to personal use and the use of another.

**SPEC ALLEG-EXCESSIVE LOSS OVER \$1,300,000**

It is further alleged that in the commission of the above offense(s) the said defendant, with the intent to do so, took, damaged and destroyed property of a value exceeding \$1,300,000, within the meaning of Penal Code Section 12022.6(c).

**SPEC ALLEG-EXCESSIVE LOSS-OVER \$100,000**

It is further alleged that the above offense is a theft of over \$100,000, within the meaning of Penal Code section 1203.045(a).

COUNT 14

On or between August 19, 2009 and July 25, 2017, in the County of Santa Barbara, the crime of FORGERY, in violation of **PENAL CODE SECTION 470(d)**, a Felony, was committed by VINCENT RAY ANZIVINO, did, with the intent to defraud, aided and abetted Lynn Gay Hogan, who did, falsely make, alter, forge or counterfeit, utter, publish, pass or attempt to offer to pass, as true and genuine, SINGLE PAYMENT CLAIM FORM, knowing the same to be false, altered, forged or counterfeited.

COUNT 15

On or between August 19, 2009 and July 25, 2017, in the County of Santa Barbara, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of **PENAL CODE SECTION 182(a)(1)**, a Felony, was committed by VINCENT RAY ANZIVINO, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of Section 424, of the Penal Code, a Felony and that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendant(s) committed the following overt act and acts at and in the County of SANTA BARBARA.

**OVERT ACTS:**

1. Between May 27, 2008 and July 25, 2017 Lynn Hogan created false vendor numbers during her employment in the Public Works department of the County of Santa Barbara in order to have issued false refund checks payable to Wendy Puchli, Michelle Lavin, Leanna Harada, Mike Anzivino, Class Seven Co., Christian Huffman, Harriet Orr, Mike Elliot, Vince Anzivino, Richard Kaplinski, Ryan Council, and TVYFC.
2. On or About December 8, 2009, Vince Anzivino deposited a falsely created refund checks from the County of Santa Barbara payable to Vince Anzivino into his personal bank account.

**SPECIAL ALLEGATION – AGGRAVATED WHITE COLLAR CRIME ENHANCEMENT  
TRANSACTIONS OVER \$500,000: Penal Code §186.11(a) (1) and (2)**

It is further alleged, pursuant to Penal Code section 186.11(a) (1) and (2), that the offenses set forth in counts 13-15, committed by VINCENT RAY ANZIVINO are related felonies, a material element of which is fraud and embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking of more than Five Hundred Thousand Dollars (\$500,000).

COUNT 16

On or between October 10, 2012 and July 25, 2017, in the County of Santa Barbara, the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of **PENAL CODE SECTION 424**, a Felony, was committed by MICHAEL L ELLIOTT, who aided and abetted Lynn Gay Hogan, who is a person described in section 424 charged with the receipt, safekeeping, transfer, and distribution of public moneys, who did without authority of law, appropriate the same, and a portion thereof, to personal use and the use of another.

**SPEC ALLEG-EXCESSIVE LOSS OVER \$200,000**

It is further alleged that in the commission of the above offense(s) the said defendant, with the intent to do so, took, damaged and destroyed property of a value exceeding \$200,000, within the meaning of Penal Code Section 12022.6(a)(2).

## SPEC ALLEG-EXCESSIVE LOSS-OVER \$100,000

It is further alleged that the above offense is a theft of over \$100,000, within the meaning of Penal Code section 1203.045(a).

### COUNT 17

On or between October 10, 2012 and July 25, 2017, in the County of Santa Barbara, the crime of FORGERY, in violation of **PENAL CODE SECTION 470(d)**, a Felony, was committed by MICHAEL L ELLIOTT, did, with the intent to defraud, aided and abetted Lynn Gay Hogan, who did, falsely make, alter, forge or counterfeit, utter, publish, pass or attempt to offer to pass, as true and genuine, SINGLE PAYMENT CLAIM FORM, knowing the same to be false, altered, forged or counterfeited.

### COUNT 18

On or between October 10, 2012 and July 25, 2017, in the County of Santa Barbara, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of **PENAL CODE SECTION 182(a)(1)**, a Felony, was committed by MICHAEL L ELLIOTT, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of Section 424, of the Penal Code, a Felony and that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendant(s) committed the following overt act and acts at and in the County of SANTA BARBARA.

#### OVERT ACTS:

1. Between May 27, 2008 and July 25, 2017 Lynn Hogan created false vendor numbers during her employment in the Public Works department of the County of Santa Barbara in order to have issued false refund checks payable to Wendy Puchli, Michelle Lavin, Leanna Harada, Mike Anzivino, Class Seven Co., Christian Huffman, Harriet Orr, Mike Elliot, Vince Anzivino, Richard Kaplinski, Ryan Council, and TVYFC
2. On or About December 10, 2012, Mike Elliot deposited a falsely created refund checks from the County of Santa Barbara payable to Mike Elliot into his personal bank account.

#### SPECIAL ALLEGATION – AGGRAVATED WHITE COLLAR CRIME ENHANCEMENT TRANSACTIONS OVER \$500,000: Penal Code §186.11(a) (1) and (2)

It is further alleged, pursuant to Penal Code section 186.11(a) (1) and (2), that the offenses set forth in counts 16-18, committed by MICHAEL L ELLIOTT are related felonies, a material element of which is fraud and embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking of more than Five Hundred Thousand Dollars (\$500,000).

### COUNT 19

On or between October 31, 2011 and July 25, 2017, in the County of Santa Barbara, the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of **PENAL CODE SECTION 424**, a Felony, was committed by CHRISTINA HUFFMAN, who aided and abetted Lynn Gay Hogan, who is a person described in section 424 charged with the receipt, safekeeping, transfer, and distribution of public moneys, who did without authority of law, appropriate the same, and a portion thereof, to personal use and the use of another.

## **SPEC ALLEG-EXCESSIVE LOSS OVER \$1,300,000**

It is further alleged that in the commission of the above offense(s) the said defendant, with the intent to do so, took, damaged and destroyed property of a value exceeding \$1,300,000, within the meaning of Penal Code Section 12022.6(c).

## **SPEC ALLEG-EXCESSIVE LOSS-OVER \$100,000**

It is further alleged that the above offense is a theft of over \$100,000, within the meaning of Penal Code section 1203.045(a).

### COUNT 20

On or between October 31, 2011 and July 25, 2017, in the County of Santa Barbara, the crime of FORGERY, in violation of **PENAL CODE SECTION 470(d)**, a Felony, was committed by CHRISTINA HUFFMAN, did, with the intent to defraud, aided and abetted Lynn Gay Hogan, who did, falsely make, alter, forge or counterfeit, utter, publish, pass or attempt to offer to pass, as true and genuine, SINGLE PAYMENT CLAIM FORM, knowing the same to be false, altered, forged or counterfeited.

### COUNT 21

On or between October 31, 2011 and July 25, 2017, in the County of Santa Barbara, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of **PENAL CODE SECTION 182(a)(1)**, a Felony, was committed by CHRISTINA HUFFMAN, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of Section 424, of the Penal Code, a Felony and that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendant(s) committed the following overt act and acts at and in the County of SANTA BARBARA.

### **OVERT ACTS:**

1. Between May 27, 2008 and July 25, 2017 Lynn Hogan created false vendor numbers during her employment in the Public Works department of the County of Santa Barbara in order to have issued false refund checks payable to Wendy Puchli, Michelle Lavin, Leanna Harada, Mike Anzivino, Class Seven Co., Christian Huffman, Harriet Orr, Mike Elliot, Vince Anzivino, Richard Kaplinski, Ryan Council, and TVYFC
2. Between October 31, 2011 and April 30, 2014 Christine Huffman deposited falsely created refund checks from the County of Santa Barbara payable to Christine Huffman into her personal bank account.

## **SPECIAL ALLEGATION – AGGRAVATED WHITE COLLAR CRIME ENHANCEMENT TRANSACTIONS OVER \$500,000: Penal Code §186.11(a) (1) and (2)**

It is further alleged, pursuant to Penal Code section 186.11(a) (1) and (2), that the offenses set forth in counts 19-21, committed by CHRISTINA HUFFMAN are related felonies, a material element of which is fraud and embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking of more than Five Hundred Thousand Dollars (\$500,000).

COUNT 22

On or between August 6, 2014 and July 25, 2017, in the County of Santa Barbara, the crime of PUBLIC OFFICER CRIME , in violation of **PENAL CODE SECTION 424**, a Felony, was committed by LEANNA YUMIKO HARADA, who aided and abetted Lynn Gay Hogan, who is a person described in section 424 charged with the receipt, safekeeping, transfer, and distribution of public moneys, who did without authority of law, appropriate the same, and a portion thereof, to personal use and the use of another.

**SPEC ALLEG-EXCESSIVE LOSS OVER \$200,000**

It is further alleged that in the commission of the above offense(s) the said defendant, with the intent to do so, took, damaged and destroyed property of a value exceeding \$200,000, within the meaning of Penal Code Section 12022.6(a)(2).

**SPEC ALLEG-EXCESSIVE LOSS-OVER \$100,000**

It is further alleged that the above offense is a theft of over \$100,000, within the meaning of Penal Code section 1203.045(a).

COUNT 23

On or between August 6, 2014 and July 25, 2017, in the County of Santa Barbara, the crime of FORGERY, in violation of **PENAL CODE SECTION 470(d)**, a Felony, was committed by LEANNA YUMIKO HARADA, did, with the intent to defraud, aided and abetted Lynn Gay Hogan, who did, falsely make, alter, forge or counterfeit, utter, publish, pass or attempt to offer to pass, as true and genuine, SINGLE PAYMENT CLAIM FORM, knowing the same to be false, altered, forged or counterfeited.

COUNT 24

On or between August 6, 2014 and July 25, 2017, in the County of Santa Barbara, the crime of On or between August 6, 2014 and July 25, 2017, in the County of Santa Barbara, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of **PENAL CODE SECTION 182(a)(1)**, a Felony, was committed by LEANNA YUMIKO HARADA, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of Section 424, of the Penal Code, a Felony and that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendant(s) committed the following overt act and acts at and in the County of SANTA BARBARA.

**OVERT ACTS:**

1. Between May 27, 2008 and July 25, 2017 Lynn Hogan created false vendor numbers during her employment in the Public Works department of the County of Santa Barbara in order to have issued false refund checks payable to Wendy Puchli, Michelle Lavin, Leanna Harada, Mike Anzivino, Class Seven Co., Christian Huffman, Harriet Orr, Mike Elliot, Vince Anzivino, Richard Kaplinski, Ryan Council, and TVYFC
2. Between August 6, 2014 and June 30, 2017 Leanna Harada deposited falsely created refund checks from the County of Santa Barbara payable to Leanna Harada into her personal bank account.

**SPECIAL ALLEGATION – AGGRAVATED WHITE COLLAR CRIME ENHANCEMENT  
TRANSACTIONS OVER \$500,000: Penal Code §186.11(a) (1) and (2)**

It is further alleged, pursuant to Penal Code section 186.11(a) (1) and (2), that the offenses set forth in counts 22-24, committed by LEANNA YUMIKO HARADA are related felonies, a material element of which is fraud and embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking of more than Five Hundred Thousand Dollars (\$500,000).

**COUNT 25**

On or between June 26, 2014 and July 25, 2017, in the County of Santa Barbara, the crime of PUBLIC OFFICER CRIME , in violation of **PENAL CODE SECTION 424**, a Felony, was committed by MICHAEL EDWARD ANZIVINO, who aided and abetted Lynn Gay Hogan, who is a person described in section 424 charged with the receipt, safekeeping, transfer, and distribution of public moneys, who did without authority of law, appropriate the same, and a portion thereof, to personal use and the use of another.

**SPEC ALLEG-EXCESSIVE LOSS OVER \$1,300,000**

It is further alleged that in the commission of the above offense(s) the said defendant, with the intent to do so, took, damaged and destroyed property of a value exceeding \$1,300,000, within the meaning of Penal Code Section 12022.6(c).

**SPEC ALLEG-EXCESSIVE LOSS-OVER \$100,000**

It is further alleged that the above offense is a theft of over \$100,000, within the meaning of Penal Code section 1203.045(a).

**COUNT 26**

On or between June 26, 2014 and July 25, 2017, in the County of Santa Barbara, the crime of FORGERY, in violation of **PENAL CODE SECTION 470(d)**, a Felony, was committed by MICHAEL EDWARD ANZIVINO, did, with the intent to defraud, aided and abetted Lynn Gay Hogan, who did, falsely make, alter, forge or counterfeit, utter, publish, pass or attempt to offer to pass, as true and genuine, SINGLE PAYMENT CLAIM FORM, knowing the same to be false, altered, forged or counterfeited.

**COUNT 27**

On or between June 26, 2014 and July 25, 2017, in the County of Santa Barbara, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of **PENAL CODE SECTION 182(a)(1)**, a Felony, was committed by MICHAEL EDWARD ANZIVINO, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of MISAPPROPRIATION OF PUBLIC FUNDS, in violation of Section 424, of the Penal Code, a Felony and that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendant(s) committed the following overt act and acts at and in the County of SANTA BARBARA.

**OVERT ACTS:**

1. Between May 27, 2008 and July 25, 2017 Lynn Hogan created false vendor numbers during her employment in the Public Works department of the County of Santa Barbara in order to have issued false refund checks payable to Wendy Puchli, Michelle Lavin, Leanna Harada, Mike Anzivino, Class Seven Co., Christian Huffman, Harriet Orr, Mike Elliot, Vince Anzivino, Richard Kaplinski, Ryan Council, and TVYFC.

2. Between June 26, 2008 and January 26, 2009 Mike Anzivino deposited falsely created refund checks from the County of Santa Barbara payable to Mike Anzivino into her personal bank account.

**SPECIAL ALLEGATION – AGGRAVATED WHITE COLLAR CRIME ENHANCEMENT  
TRANSACTIONS OVER \$500,000: Penal Code §186.11(a) (1) and (2)**

It is further alleged, pursuant to Penal Code section 186.11(a) (1) and (2), that the offenses set forth in counts 25-27, committed by MICHAEL EDWARD ANZIVINO are related felonies, a material element of which is fraud and embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking of more than Five Hundred Thousand Dollars (\$500,000).

**SPEC ALLEG – FELONY EXCLUDED FROM LOCAL CUSTODY**

It is further alleged as to counts 1-27 that the above offenses are offenses for which the defendants LYNN GAY HOGAN, WENDY SUE PUCHLI, MICHELLE LOUISE LAVIN, RICHARD EDWARD KAPLINSKI, JR, VINCENT RAY ANZIVINO, MICHAEL L ELLIOTT, CHRISTINA HUFFMAN, LEANNA YUMIKO HARADA and MICHAEL EDWARD ANZIVINO, are excluded from a state prison sentence to be served in the county jail pursuant to **Penal Code section 1170(h)**.

“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”.

\* \* \* \* \*

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 27 COUNT(S).

Executed at Santa Barbara, California, on September 22, 2017.



BRIAN COTA  
SENIOR DEPUTY DISTRICT ATTORNEY

Agency: SBDA

<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>
Lynn Gay Hogan	F	W	506	160	BLU	BRO	C6411618	IC	09/25/2017
Wendy Sue Puchli	F	W	503	165	BRO	RED	A6535107	IC	09/25/2017
Michelle Louise Lavin	F	W	508	185	BLU	BLO	N7299597	IC	09/25/2017
Richard Edward Kaplinski, JR	M	W	509	210	BRO	BLK	C1266290	CR	09/25/2017
Vincent Ray Anzivino	M	W	602	165	BRO	BRO	A7521285	IC	09/25/2017
Michael L Elliott	M	W	601	260	BLU	BRO	A8446992	LR	10/12/2017
Christina Huffman	F	W	600	290	BRO	BRO	D8598886	IC	09/25/2017
Leanna Yumiko Harada	F	W	505	150	BRO	BLK	B5584283	IC	09/25/2017
Michael Edward Anzivino	M	W	510	200	BRN	BRN	A9302017	IC	09/25/2017

gr