

1 JEFFREY S. ROSELL, DISTRICT ATTORNEY
2 STATE BAR NUMBER: 138433
3 COUNTY OF SANTA CRUZ
4 701 OCEAN STREET, ROOM 200
5 SANTA CRUZ, CALIFORNIA 95060
6 TELEPHONE: (831) 454-2400

Filed

06/11/2020

Alex Calvo, Clerk

By Lambert, Taylor

Deputy, Santa Cruz County

Signed: 6/11/2020 10:34 AM

7 ATTORNEYS FOR THE PEOPLE

8 SUPERIOR COURT OF CALIFORNIA
9 COUNTY OF SANTA CRUZ

10 THE PEOPLE OF THE STATE OF CALIFORNIA,

11 Plaintiff,

12 -vs-

13 STEVEN CARRILLO,

14 DOB: 03/05/1988

15 Defendant(s).

Case # 20CR02599

COMPLAINT - CRIMINAL

Date: 06/12/2020

Time: 1:30 pm

Dept: 3

Event: ARRC

16 JEFFREY S. ROSELL, District Attorney of the County of Santa
17 Cruz, State of California, accuses STEVEN CARRILLO of the following
18 crime(s) committed in the County of Santa Cruz, State of California:
19

20 COUNT 1

21 Check Code

22 On or about 06/06/2020, in the above named Judicial District,
23 the crime of **MURDER**, in violation of **PENAL CODE SECTION 187(a)**, a
24 **Felony**, was committed by STEVEN CARRILLO, who did unlawfully, and
25 with malice aforethought murder Sgt. Damon Gutzwiller, a human
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1 being.

2 "Notice: The above offense is a serious felony within the
3 meaning of Penal Code section 1192.7(c)."
4

5 **SPEC ALLEG-MURDER OF PEACE OFFICER**

6 **ENGAGED IN DUTIES**

LWOP/Death

7 It is further alleged as to Count 1, that the murder of Sgt.
8 Damon Gutzwiller was committed by the defendant and that Sgt. Damon
9 Gutzwiller was a peace officer who was intentionally killed while
10 engaged in the performance of his/her duties, and that said
11 Defendant knew and reasonably should have known that Sgt. Gutzwiller
12 was a peace officer engaged in the performance of his/her duties,
13 within the meaning of Penal Code Section 190.2(a)(7).
14

15 **SPEC ALLEG-MURDER BY LYING IN WAIT**

LWOP/Death

16 It is further alleged as to Count 1 that the murder of Sgt.
17 Damon Gutzwiller was committed by the defendant and that the
18 Defendant intentionally killed Sgt. Gutzwiller while lying in wait,
19 within the meaning of Penal Code Section 190.2(a)(15).
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21 **SPEC ALLEG-PERSONAL AND INTENTIONAL DISCHARGE OF A FIREARM, GBI**

+25 Yrs. to Life, MSP*

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24 It is further alleged as to Count 1 that the defendant personally
25 and intentionally discharged a firearm, which caused great bodily
26 injury and death to Sgt. Damon Gutzwiller within the meaning of
27 Penal Code Section 12022.53(d) also causing the above offense to
28 become a serious felony pursuant to Penal Code section
1192.7(c)(8) and a violent felony within the meaning of Penal Code

1 section 667.6(c)(8).

2 **SPECIAL ALLEGATION PENAL CODE SECTION 190(c)** LWOP

3 It is further alleged as to Count 1, that within the meaning
4 of Penal Code section 190(c) Sgt. Damon Gutzwiller, the victim in
5 the above offense, was a peace officer engaged in the performance
6 of his duties and any and all of the following occurred: (1) There
7 was an intent to kill said victim. (2) There was an intent to
8 inflict great bodily injury in violation of section 12022.7 on
9 said victim. (3) A dangerous and deadly weapon was used in
10 violation of section 12022. (4) A firearm was personally used in
11 violation of section 12022.5.

12

13 **COUNT 2**

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15 15 Yrs to Life

16 On or about 06/06/2020 , in the above named Judicial
17 District, the crime of **ATTEMPTED MURDER OF A PEACE OFFICER -**
18 **WILLFUL, DELIBERATE, PREMEDITATED,** in violation of **PENAL CODE**
19 **SECTION 664/187(a), a Felony,** was committed by STEVEN CARRILLO,
20 who did unlawfully attempt to murder Deputy Spencer, who was a
21 peace officer engaged in the performance of duty and this was
22 known, and reasonably should have been known, by the Defendant.

23

24 It is further alleged, within the meaning of Penal Code section
25 664(e) and (f), that the above offense was willful, deliberate and
premeditated.

26

SPEC ALLEG-PERSONAL AND INTENTIONAL DISCHARGE

27

OF A FIREARM

+20 Yrs, MSP*

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It is further alleged as to Count(s) 2 that said Defendant
STEVEN CARRILLO personally and intentionally discharged a firearm,

1 within the meaning of Penal Code section 12022.53(c).

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3 COUNT 3

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15 Yrs to Life

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On or about 06/06/2020, in the above named Judicial District, the crime of **ATTEMPTED MURDER OF A PEACE OFFICER - WILLFUL, DELIBERATE, PREMEDITATED**, in violation of **PENAL CODE SECTION 664/187(a)**, a **Felony**, was committed by STEVEN CARRILLO, who did unlawfully attempt to murder Deputy Ramponi, who was a peace officer engaged in the performance of duty and this was known, and reasonably should have been known, by the Defendant.

It is further alleged, within the meaning of Penal Code section 664(e) and (f), that the above offense was willful, deliberate and premeditated.

SPEC ALLEG-PERSONAL AND INTENTIONAL DISCHARGE

OF A FIREARM

+20 Yrs, MSP*

It is further alleged as to Count(s) 3 that said Defendant STEVEN CARRILLO, personally and intentionally discharged a firearm, within the meaning of Penal Code section 12022.53(c).

COUNT 4

Life with parole

On or about 06/06/2020, in the above named Judicial District, the crime of **EXPLOSION WITH INTENT TO MURDER**, in violation of **PENAL CODE SECTION 18745**, a **Felony**, was committed by STEVEN CARRILLO, who did unlawfully explode and ignite and attempt to explode and ignite a destructive device and an explosive with intent to commit murder.

1 It is further alleged that, pursuant to Penal Code Section
2 18780, imposition of sentence cannot be suspended or probation
3 granted, thereby violating Section 18745 of the Penal Code, a
4 Felony.

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6 COUNT 5

5-7-9

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8 On or about 06/06/2020, in the above named Judicial District,
9 the crime of **EXPLOSION OF DESTRUCTIVE DEVICE CAUSING BODILY INJURY**,
10 in violation of PENAL CODE SECTION 18750, a Felony, was committed by
11 STEVEN CARRILLO, who did willfully and maliciously explode and
12 ignite a destructive device and explosive which caused bodily injury
13 to Deputy Spencer.

14 It is further alleged that, pursuant to Penal Code Section
15 18780, imposition of sentence cannot be suspended or probation
16 granted, thereby violating Section 18750 of the Penal Code, a
17 Felony.

18
19 COUNT 6

15 Yrs to Life

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21 On or about 06/06/2020, in the above named Judicial District,
22 the crime of **ATTEMPTED MURDER OF A PEACE OFFICER WILLFUL,**
23 **DELIBERATE, PREMEDITATED,** in violation of **PENAL CODE SECTION**
24 **664/187(a), a Felony,** was committed by STEVEN CARRILLO, who did
25 unlawfully attempt to murder Officer Rodriguez, who was a peace
26 officer engaged in the performance of duty and this was known, and
27 reasonably should have been known, by the Defendant.

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1 It is further alleged, within the meaning of Penal Code section
2 664(e) and (f), that the above offense was willful, deliberate and
3 premeditated.

4 **SPEC ALLEG-PERSONAL AND INTENTIONAL DISCHARGE**

5 **OF A FIREARM**

+20 Yrs, MSP*

6 It is further alleged as to Count(s) 6 that said Defendant,
7 STEVEN CARRILLO, personally and intentionally discharged a firearm,
8 within the meaning of Penal Code section 12022.53(c).

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10 COUNT 7

11 15 Yrs to Life

12 On or about 06/06/2020, in the above named Judicial District,
13 the crime of **ATTEMPTED MURDER OF A PEACE OFFICER WILLFUL,**
14 **DELIBERATE, PREMEDITATED, in violation of PENAL CODE SECTION**
15 **664/187(a), a Felony,** was committed by STEVEN CARRILLO, who did
16 unlawfully attempt to murder Officer Estey, who was a peace
17 officer engaged in the performance of duty and this was known, and
18 reasonably should have been known, by the Defendant.

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20 It is further alleged, within the meaning of Penal Code section
21 664(e) and (f), that the above offense was willful, deliberate and
22 premeditated.

23
24 **SPEC ALLEG-PERSONAL AND INTENTIONAL DISCHARGE**

25 **OF A FIREARM**

+20 Yrs, MSP*

26 It is further alleged as to Count(s) 7 that said Defendant
27 STEVEN CARRILLO personally and intentionally discharged a firearm,
28 within the meaning of Penal Code section 12022.53(c).

1 COUNT 8

2 3-5-9

3 On or about 06/06/2020, in the above named Judicial District,
4 the crime of **CARJACKING, in violation of PENAL CODE SECTION**
5 **215(a), a Felony**, was committed by STEVEN CARRILLO, who did
6 unlawfully take a motor vehicle in the possession of John Doe I,
7 from his or her person and immediate presence and from the person
8 and immediate presence of a passenger of said motor vehicle,
9 against the will and with the intent to permanently and
10 temporarily deprive the person in possession of the motor vehicle
11 of the possession and accomplished by means of force and fear.

12 "Notice: The above offense is a serious felony within the
13 meaning of Penal Code section 1192.7(c) and a violent felony
14 within the meaning of Penal Code 667.5(c)."

15
16 **SPEC ALLEG-PERSONAL USE OF A FIREARM +10 Yrs, MSP***

17 It is further alleged as to Count(s) 8 that said Defendant
18 STEVEN CARRILLO personally used a firearm, within the meaning of
19 Penal Code section 12022.5(a)(1) and 12022.53(b).

20
21 COUNT 9

22 15 Yrs to Life

23 On or about 06/06/2020, in the above named Judicial District,
24 the crime of **ATTEMPTED MURDER OF A PEACE OFFICER WILLFUL,**
25 **DELIBERATE, PREMEDITATED, in violation of PENAL CODE SECTION**
26 **664/187(a), a Felony**, was committed by STEVEN CARRILLO, who did
27 unlawfully attempt to murder Deputy Spencer, who was a peace
28 officer engaged in the performance of duty and this was known, and
reasonably should have been known, by the Defendant.

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It is further alleged, within the meaning of Penal Code section 664(e) and (f), that the above offense was willful, deliberate and premeditated.

SPEC ALLEG-USE OF DEADLY WEAPON +1Yr

It is further alleged as to Count(s) 9 that in the commission and attempted commission of the above offense, the said Defendant, personally used a deadly and dangerous weapon(s), to wit, a vehicle, said use not being an element of the above offense, within the meaning of Penal Code Section 12022(b)(1) and causing the above offense to be a serious felony within the meaning of Penal Code section 1192.7(c)-(23).

COUNT 10

3-4-5

On or about 06/06/2020, in the above named Judicial District, the crime of **ASSAULT UPON A FIREFIGHTER, in violation of PENAL CODE SECTION 245(c), a Felony**, was committed by STEVEN CARRILLO, who did willfully and unlawfully commit an assault with a deadly weapon and instrument and by force likely to produce great bodily injury upon the person of John Doe II when said Defendant knew and should have known that said person was a firefighter then and there engaged in the performance of his/her duties.

"Notice: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)"

1 COUNT 11

2 3-5-9

3 On or about 06/06/2020, in the above named Judicial District,
4 the crime of **ATTEMPTED CARJACKING, in violation of PENAL CODE**
5 **SECTION 215(a)/664, a Felony,** was committed by STEVEN CARRILLO,
6 who did attempt to unlawfully take a motor vehicle in the
7 possession of John Doe III, from his or her person and immediate
8 presence and from the person and immediate presence of a passenger
9 of said motor vehicle, against the will and with the intent to
10 permanently and temporarily deprive the person in possession of
11 the motor vehicle of the possession and accomplished by means of
12 force and fear.

13 "Notice: The above offense is a serious felony within the
14 meaning of Penal Code section 1192.7(c) and a violent felony
15 within the meaning of Penal Code 667.5(c)."
16

17 **SPEC ALLEG-PERSONAL USE OF A FIREARM +10 Yrs, MSP***

18 It is further alleged as to Count(s) 11 that said Defendant
19 STEVEN CARRILLO personally used a firearm, within the meaning of
20 Penal Code section 12022.5(a)(1) and 12022.53(b).
21

22 COUNT 12

23 3-5-9

24 On or about 06/06/2020, in the above named Judicial District,
25 the crime of **ATTEMPTED CARJACKING, in violation of PENAL CODE**
26 **SECTION 215(a)/664, a Felony,** was committed by STEVEN CARRILLO,
27 did attempt to unlawfully take a motor vehicle in the possession
28 of Jane Doe from his or her person and immediate presence and from
the person and immediate presence of a passenger of said motor

1 vehicle, against the will and with the intent to permanently and
2 temporarily deprive the person in possession of the motor vehicle
3 of the possession and accomplished by means of force and fear.

4 "Notice: The above offense is a serious felony within the
5 meaning of Penal Code section 1192.7(c) and a violent felony
6 within the meaning of Penal Code 667.5(c)."

7
8 **SPEC ALLEG-PERSONAL USE OF A FIREARM +10 Yrs, MSP***

9 It is further alleged as to Count(s) 12 that said Defendant
10 STEVEN CARRILLO personally used a firearm, within the meaning of
11 Penal Code section 12022.5(a)(1) and 12022.53(b).

12
13 **COUNT 13**

14 **Life**

15 On or about 06/06/2020, in the above named Judicial District,
16 the crime of **ATTEMPTED WILLEFUL, DELIBERATE, PREMEDITATED MURDER,**
17 **in violation of PENAL CODE SECTION 664/187(a), a Felony,** was
18 committed by STEVEN CARRILLO, who did unlawfully and with malice
19 aforethought attempt to murder John Doe IV, a human being.

20
21 It is further alleged as to Count(s) 13 that the aforesaid
22 attempted murder was committed willfully, deliberately and with
23 premeditation within the meaning of Penal Code section 664(a) and is
24 a serious felony pursuant to Penal Code section 1192.7©.

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1 **SPEC ALLEG-PERSONAL USE OF A FIREARM**

2 +10 Yrs, MSP*

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4 It is further alleged as to Count 13 that said defendant, Steven
5 Carrillo personally used a firearm within the meaning of Penal
6 Code section 12022.53(b).
7

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9 **COUNT 14**

Life with parole

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11 On or about 06/06/2020 , in the above named Judicial
12 District, the crime of **ATTEMPTED EXPLOSION WITH INTENT TO MURDER**,
13 in violation of PENAL CODE SECTION 18745, a Felony, was committed
14 by STEVEN CARRILLO, who did unlawfully explode and ignite and
15 attempt to explode and ignite a destructive device and an
16 explosive with intent to commit murder.

17 It is further alleged that, pursuant to Penal Code Section
18 18780, imposition of sentence cannot be suspended or probation
19 granted, thereby violating Section 18745 of the Penal Code, a
20 Felony.
21

22 **COUNT 15**

16-2-3

23 On or about 06/06/2020, in the above named Judicial District,
24 the crime of **POSSESSION OF LOADED, CONCEALED FIREARM WHILE NOT**
25 **BEING THE REGISTERED OWNER**, in violation of PENAL CODE SECTION
26 25400(A) (2) (C) (6).
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1 COUNT 16

2-3-4

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3 On or about 06/06/2020, in the above named Judicial District,
4 the crime of **POSSESSION OF THE INGREDIENTS TO MAKE A DESTRUCTIVE**
5 **DEVICE**, in violation of PENAL CODE SECTION 18720, a Felony, was
6 committed by STEVEN CARRILLO, who did unlawfully possess a
7 substance and material, and a combination of substances and
8 materials, with the intent to make a destructive device and
9 explosive without a valid permit so to do.

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11 It is further alleged that, pursuant to Penal Code Section 18780,
12 imposition of sentence cannot be suspended or probation granted,
13 thereby violating Section 18720 of the Penal Code, a Felony.

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15 COUNT 17

2-3-4

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17 On or about 06/06/2020, in the above named Judicial District,
18 the crime of **POSSESSION OF THE INGREDIENTS TO MAKE A DESTRUCTIVE**
19 **DEVICE**, in violation of PENAL CODE SECTION 18720, a Felony, was
20 committed by STEVEN CARRILLO, who did unlawfully possess a
21 substance and material, and a combination of substances and
22 materials, with the intent to make a destructive device and
23 explosive without a valid permit so to do.

24

25 It is further alleged that, pursuant to Penal Code Section 18780,
26 imposition of sentence cannot be suspended or probation granted,
27 thereby violating Section 18720 of the Penal Code, a Felony.

28

1 COUNT 18

3-5-7

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3 On or about 06/06/2020, in the above named Judicial District,
4 the crime of **POSSESSION OF DESTRUCTIVE DEVICE AND EXPLOSIVE TO**
5 **INJURE/DESTROY**, in violation of PENAL CODE SECTION 18740, a
6 Felony, was committed by STEVEN CARRILLO, did unlawfully possess a
7 destructive device and explosive with intent to injure,
8 intimidate, and terrify a person, and to wrongfully injure and
9 destroy property.

10 It is further alleged that, pursuant to Penal Code Section
11 18780, imposition of sentence cannot be suspended or probation
12 granted, thereby violating Section 18740 of the Penal Code, a
13 Felony.

14
15 COUNT 19

3-5-7

16
17 On or about 06/06/2020, in the above named Judicial District,
18 the crime of **POSSESSION OF DESTRUCTIVE DEVICE AND EXPLOSIVE TO**
19 **INJURE/DESTROY**, in violation of PENAL CODE SECTION 18740, a
20 Felony, was committed by STEVEN CARRILLO, did unlawfully possess a
21 destructive device and explosive with intent to injure,
22 intimidate, and terrify a person, and to wrongfully injure and
23 destroy property.

24 It is further alleged that, pursuant to Penal Code Section
25 18780, imposition of sentence cannot be suspended or probation
26 granted, thereby violating Section 18740 of the Penal Code, a
27 Felony.

