

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

THE PEOPLE OF THE STATE OF CALIFORNIA,)	COURT CASE NO
)	
Plaintiff)	
)	
vs.)	
)	
Ruben Oscar Palagonia)	FELONY COMPLAINT
)	
)	
Defendant)	DA CASE NO 2013-00-0026630

The undersigned is informed and believes that:

COUNT 1

On or about December 19, 2007, in the above named judicial district, the crime of PROCURING AND OFFERING FALSE OR FORGED INSTRUMENT, in violation of PENAL CODE SECTION 115(a), a felony, was committed by Ruben Oscar Palagonia, who did unlawfully and knowingly procure and offer a false and forged instrument to be filed, registered, and recorded in a public office within this state, which instrument, if genuine, might be filed, registered, and recorded under a law of this state or the United States.

COUNT 2

On or about December 19, 2007, in the above named judicial district, the crime of FORGERY, in violation of PENAL CODE SECTION 470(d), a felony, was committed by Ruben Oscar Palagonia, who did, with the intent to defraud, falsely make, alter, forge and counterfeit, utter, publish, pass and attempt to offer to pass, as true and genuine, Grant Deed, knowing the same to be false, altered, forged and counterfeited.

COUNT 3

On or about December 19, 2007, in the above named judicial district, the crime of IDENTITY THEFT, in violation of PENAL CODE SECTION 530.5(a), a felony, was committed by Ruben Oscar Palagonia, who did willfully and unlawfully obtain personal identifying information of Carlos

Aguayo and used that information for an unlawful purpose and to obtain, and attempt to obtain credit, goods, services, real property, and medical information without the consent of Carlos Aguayo .

COUNT 4

On or about December 19, 2007, in the above named judicial district, the crime of PROCURING AND OFFERING FALSE OR FORGED INSTRUMENT, in violation of PENAL CODE SECTION 115(a), a felony, was committed by Ruben Oscar Palagonia, who did unlawfully and knowingly procure and offer a false and forged instrument to be filed, registered, and recorded in a public office within this state, which instrument, if genuine, might be filed, registered, and recorded under a law of this state or the United States.

COUNT 5

On or about December 19, 2007, in the above named judicial district, the crime of FORGERY, in violation of PENAL CODE SECTION 470(d), a felony, was committed by Ruben Oscar Palagonia, who did, with the intent to defraud, falsely make, alter, forge and counterfeit, utter, publish, pass and attempt to offer to pass, as true and genuine, Trust Deed, knowing the same to be false, altered, forged and counterfeited.

COUNT 6

On or about December 19, 2007, in the above named judicial district, the crime of IDENTITY THEFT, in violation of PENAL CODE SECTION 530.5(a), a felony, was committed by Ruben Oscar Palagonia, who did willfully and unlawfully obtain personal identifying information of Carlos Aguayo and used that information for an unlawful purpose and to obtain, and attempt to obtain credit, goods, services, real property, and medical information without the consent of Carlos Aguayo .

It is further alleged as to count(s) 1-6 , offenses described in Penal Code section 803(c), that the above violation was not discovered until August 13, 2009 by victim Carlos Aguayo; Victim discovered a mortgage in his name after a credit report was run as part of the loan application process to obtain a home, and that no victim of said violation and no law enforcement agency chargeable with the investigation and prosecution of said violation had actual and constructive

knowledge of said violation prior to said date because victim did not have knowledge, actual or constructive, of any event or loss occurring as a result of any criminal agency prior to August 13, 2009. The offenses were perpetrated surreptitiously and secretly by Defendant, within the meaning of Penal Code section 803(c).

COUNT 7

On or about August 19, 2009, in the above named judicial district, the crime of IDENTITY THEFT, in violation of PENAL CODE SECTION 530.5(a), a felony, was committed by Ruben Oscar Palagonia, who did willfully and unlawfully obtain personal identifying information of RAM Properties and used that information for an unlawful purpose and to obtain, and attempt to obtain credit, goods, services, real property, and medical information without the consent of RAM Properties.

COUNT 8

On or about October 8, 2009, in the above named judicial district, the crime of IDENTITY THEFT, in violation of PENAL CODE SECTION 530.5(a), a felony, was committed by Ruben Oscar Palagonia, who did willfully and unlawfully obtain personal identifying information of RAM Properties and used that information for an unlawful purpose and to obtain, and attempt to obtain credit, goods, services, real property, and medical information without the consent of RAM Properties.

* * * * *

NOTICE TO DEFENDANT AND DEFENDANT'S ATTORNEY

Pursuant to Penal Code Sections 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.

NOTICE TO ATTORNEY

The materials accompanying this notice may include information about witnesses. If so, these materials are disclosed to you pursuant to Penal Code section 1054.2 which provides: "No attorney may disclose or permit to be disclosed to a defendant the address or telephone number of a victim or witness whose name is disclosed to the attorney pursuant to subdivision (a) of Section

1054.1 unless specifically permitted to do so by the court after a hearing and a showing of good cause."

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT CONSISTS OF 8 COUNT(S).

Executed at San Bernardino, California, on July 29, 2013.

Ed Nyberg

Ed Nyberg
DECLARANT AND COMPLAINANT

Agency: District Attorney B of I-REF

Prelim Est. 00:00

Defendant	Birth Date	Booking No.	CII No.	NCIC
Ruben Oscar Palagonia	01/14/1946			