

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA CLARA

HALL OF JUSTICE

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

FELONY COMPLAINT
CASE SUMMARY

vs.

DA NO: 220406809
CEN

DYLLIN JAYCRUZ GOGUE (02/16/1995),
TRANSIENT SAN JOSE CA 95110

22009951 EGC733 DJG HELD
04/19/2022

Defendant(s).

C A S E S U M M A R Y

Count	Charge	Charge Range	Defendant	Allegation	Alleg. Effect
1	PC451.5(a)(2)(A)	10-life	Dyllin Jaycruz Gogue	PC1170(b) PC1170(b)	
2	PC451(b)	3-5-8	Dyllin Jaycruz Gogue	PC1170(b) PC1170(b)	
3	PC451(c)	2-4-6	Dyllin Jaycruz Gogue	PC1170(b) PC1170(b)	
4	PC487(a)	16-2-3	Dyllin Jaycruz Gogue	PC1170(b)	
5	PC487(a)	16-2-3	Dyllin Jaycruz Gogue	PC1170(b)	
6	PC487(a)	16-2-3	Dyllin Jaycruz Gogue	PC1170(b)	
7	PC487(a)	16-2-3	Dyllin Jaycruz Gogue	PC1170(b)	
8	PC487(a)	16-2-3	Dyllin Jaycruz Gogue	PC1170(b)	
9	PC487(a)	16-2-3	Dyllin Jaycruz Gogue	PC1170(b)	
10	PC487(a)	16-2-3	Dyllin Jaycruz Gogue	PC1170(b)	
11	PC488		Dyllin Jaycruz Gogue		
12	PC488		Dyllin Jaycruz Gogue		
13	PC488		Dyllin Jaycruz Gogue		

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vs.

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Defendant(s).

FELONY COMPLAINT

DA NO: 220406809

CEN

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04/19/2022

The undersigned is informed and believes that:

COUNT 1

On or about April 9, 2022, in the County of Santa Clara, the crime of AGGRAVATED ARSON, in violation of Penal Code section 451.5(a), a felony, was committed by DYLLIN JAYCRUZ GOGUE who did willfully, maliciously, deliberately, with premeditation, and with intent to cause damage to property under circumstances likely to produce injury to one and more persons, set fire to, burn, and cause to be burned, a structure and property, namely, The Home Depot, 920 Blossom Hill Road, San Jose, California, and contents, and the fire caused property damage and other losses in excess of eight million three hundred thousand (\$8,300,000) dollars.

It is further alleged within the meaning of Penal Code section 1203.06(a)(3) that probation shall not be granted, and the execution and imposition of sentence shall not be suspended.

It is further alleged, pursuant to California Rules of Court 4.421(a)(8) and Penal Code section 1170(b), that the manner in which the crime was carried out indicates planning, sophistication, or professionalism.

It is further alleged, pursuant to California Rules of Court 4.421(a)(9) and Penal Code section 1170(b), that the crime involved an attempted or actual taking or damage of great monetary value.

COUNT 2

On or about April 9, 2022, in the County of Santa Clara, State of California, the crime of ARSON OF AN INHABITED STRUCTURE OR INHABITED PROPERTY, in violation of PENAL CODE SECTION 451(b), a Felony, was committed by DYLLIN JAYCRUZ GOGUE who did willfully and maliciously set fire to and burn and cause to be burned and aided, counseled and procured the burning of an inhabited structure and an inhabited property, the roof and gutter attached to the residence of 909 El Lisa Drive, San Jose, California 95123.

It is further alleged, pursuant to California Rules of Court 4.421(a)(8) and Penal Code section 1170(b), that the manner in which the crime was carried out indicates planning, sophistication, or professionalism.

It is further alleged, pursuant to California Rules of Court 4.421(a)(9) and Penal Code section 1170(b), that the crime involved an attempted or actual taking or damage of great monetary value.

COUNT 3

On or about April 9, 2022, in the County of Santa Clara, State of California, the crime of ARSON OF A STRUCTURE OR FOREST LAND, in violation of PENAL CODE SECTION 451(c), a Felony, was committed by DYLLIN JAYCRUZ GOGUE who did willfully and maliciously set fire to and burn and cause to be burned and aided, counseled, and procured the burning of a structure and forest land, Shed and fence located on the property of 883 Tallman Court, San Jose, California 95123 and Home Depot 920 Blossom Hill Road, San Jose, California 95123.

It is further alleged, pursuant to California Rules of Court 4.421(a)(8) and Penal Code section 1170(b), that the manner in which the crime was carried out indicates planning, sophistication, or professionalism.

It is further alleged, pursuant to California Rules of Court 4.421(a)(9) and Penal Code section 1170(b), that the crime involved an attempted or actual taking or damage of great monetary value.

COUNT 4

On or about January 4, 2022, in the County of Santa Clara, State of California, the crime of GRAND THEFT OF PERSONAL PROPERTY OF A VALUE OVER NINE HUNDRED AND FIFTY DOLLARS, in violation of PENAL CODE SECTION 487(a), a Felony, was committed by DYLLIN JAYCRUZ GOGUE who did unlawfully take personal property, Twenty-five (25) pairs of Levi's jeans for men valued at a total of \$1,487.50., of a value exceeding nine hundred and fifty dollars (\$950.00), the property of Kohl's located at 890 Blossom Hill Road, San Jose, California 95123.

It is further alleged, pursuant to California Rules of Court 4.421(a)(9) and Penal Code section 1170(b), that the crime involved an attempted or actual taking or damage of great monetary value.

COUNT 5

On or about January 12, 2022, in the County of Santa Clara, State of California, the crime of GRAND THEFT OF PERSONAL PROPERTY OF A VALUE OVER NINE HUNDRED AND FIFTY DOLLARS, in violation of PENAL CODE SECTION 487(a), a Felony, was committed by DYLLIN JAYCRUZ GOGUE who did unlawfully take personal property, Twenty (20) pairs of Levi jeans with a total value of \$1,240.00, of a value exceeding nine hundred and fifty dollars (\$950.00), the property of Kohl's located at 890 Blossom Hill Road, San Jose, California 95123.

It is further alleged, pursuant to California Rules of Court 4.421(a)(9) and Penal Code section 1170(b), that the crime involved an attempted or actual taking or damage of great monetary value.

COUNT 6

On or about February 10, 2022, in the County of Santa Clara, State of California, the crime of GRAND THEFT OF PERSONAL PROPERTY OF A VALUE OVER NINE HUNDRED AND FIFTY DOLLARS, in violation of PENAL CODE SECTION 487(a), a Felony, was committed by DYLLIN JAYCRUZ GOGUE who did unlawfully take personal property, Roland RD88 keyboard piano valued at approximately \$1,641.00., of a value exceeding nine hundred and fifty dollars (\$950.00), the property of Guitar Center located at 5140 Cherry Avenue, San Jose, California 95118.

It is further alleged, pursuant to California Rules of Court 4.421(a)(9) and Penal Code section 1170(b), that the crime involved an attempted or actual taking or damage of great monetary value.

COUNT 7

On or about March 2, 2022, in the County of Santa Clara, State of California, the crime of GRAND THEFT OF PERSONAL PROPERTY OF A VALUE OVER NINE HUNDRED AND FIFTY DOLLARS, in violation of PENAL CODE SECTION 487(a), a Felony, was committed by DYLLIN JAYCRUZ GOGUE who did unlawfully take personal property, Schecter C1 Platinum electric guitar valued at approximately \$1,167.88, of a value exceeding nine hundred and fifty dollars (\$950.00), the property of Guitar Center located at 5140 Cherry Avenue, San Jose, California 95118.

It is further alleged, pursuant to California Rules of Court 4.421(a)(9) and Penal Code section 1170(b), that the crime involved an attempted or actual taking or damage of great monetary value.

COUNT 8

On or about March 26, 2022, in the County of Santa Clara, State of California, the crime of GRAND THEFT OF PERSONAL PROPERTY OF A VALUE OVER NINE HUNDRED AND FIFTY DOLLARS, in violation of PENAL CODE SECTION 487(a), a Felony, was committed by DYLLIN JAYCRUZ GOGUE who did unlawfully take personal property, Six (6) pairs of sunglasses valued at approximately \$3,180.00, of a value exceeding nine hundred and fifty dollars (\$950.00), the property of Sunglass Hut located in Oakridge Mall at 925 Blossom Hill Road, San Jose, California 95123.

It is further alleged, pursuant to California Rules of Court 4.421(a)(9) and Penal Code section 1170(b), that the crime involved an attempted or actual taking or damage of great monetary value.

COUNT 9

On or about March 29, 2022, in the County of Santa Clara, State of California, the crime of GRAND THEFT OF PERSONAL PROPERTY OF A VALUE OVER NINE HUNDRED AND FIFTY DOLLARS, in violation of PENAL CODE SECTION 487(a), a Felony, was committed by DYLLIN JAYCRUZ GOGUE who did unlawfully take personal property, Five (5) pair of sunglasses valued at approximately \$2,110.00., of a value exceeding nine hundred and fifty dollars (\$950.00), the property of Sunglass Hut located in Oakridge Mall at 925 Blossom Hill Road, San Jose, California 95123.

It is further alleged, pursuant to California Rules of Court 4.421(a)(9) and Penal Code section 1170(b), that the crime involved an attempted or actual taking or damage of great monetary value.

COUNT 10

On or about April 2, 2022, in the County of Santa Clara, State of California, the crime of GRAND THEFT OF PERSONAL PROPERTY OF A VALUE OVER NINE HUNDRED AND FIFTY DOLLARS, in violation of PENAL CODE SECTION 487(a), a Felony, was committed by DYLLIN JAYCRUZ GOGUE who did unlawfully take personal property, Several pairs of sunglasses valued at approximately \$5,048.00, of a value exceeding nine hundred and fifty dollars (\$950.00), the property of Sunglass Hut located in Oakridge Mall at 925 Blossom Hill Road, San Jose, California 95123.

It is further alleged, pursuant to California Rules of Court 4.421(a)(9) and Penal Code section 1170(b), that the crime involved an attempted or actual taking or damage of great monetary value.

COUNT 11

On or about March 27, 2022, in the County of Santa Clara, State of California, the crime of PETTY THEFT OF PERSONAL PROPERTY, in violation of PENAL CODE SECTION 488, a Misdemeanor, was committed by DYLLIN JAYCRUZ GOGUE who did unlawfully steal, take and carry away personal property, Wig valued at approximately \$270, of a value not exceeding nine hundred and fifty dollars (\$950), the property of New Beauty Supply Store located in Eastridge Mall 2200 Eastridge Loop San Jose, California 95122.

COUNT 12

On or about April 2, 2022, in the County of Santa Clara, State of California, the crime of PETTY THEFT OF PERSONAL PROPERTY, in violation of PENAL CODE SECTION 488, a Misdemeanor, was committed by DYLLIN JAYCRUZ GOGUE who did unlawfully steal, take and carry away personal property, Articles of women's clothing valued at approximately \$600.00, of a value not exceeding nine hundred and fifty dollars (\$950), the property of Macy's located at 5411 Thornwood Drive, San Jose, California 95123.

COUNT 13

On or about October 23, 2021, in the County of Santa Clara, State of California, the crime of PETTY THEFT OF PERSONAL PROPERTY, in violation of PENAL CODE SECTION 488, a Misdemeanor, was committed by DYLLIN JAYCRUZ GOGUE who did unlawfully steal, take and carry away personal property, Epson printer valued at approximately \$500, of a value not exceeding nine hundred and fifty dollars (\$950), the property of Office Depot/Office Max store located at 1130 Blossom Hill Road, San Jose, California 95118.


Any defendant, including a juvenile, who is convicted of and pleads guilty and no contest to any felony offense, including any attempt to commit the offense, charged in this complaint or information is required to provide buccal swab samples, right thumbprints and a full palm print impression of each hand, and any blood specimens or other biological samples required pursuant to the DNA and Forensic Identification Database and Data Bank Act of 1998 and Penal Code section 296, et seq.

Further, attached and incorporated by reference are official reports and documents of a law enforcement agency which the complainant believes establish probable cause for the pretrial restraint of defendant DYLLIN JAYCRUZ GOGUE, for the above-listed crimes.

Complainant therefore requests that the defendant(s) be dealt with according to law.

I certify under penalty of perjury that the above is true and correct.

Executed on April 19, 2022, in SANTA CLARA County, California.

DocuSigned by:

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Joel Martinez 4117
(Martinez 4117)
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