

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
VICTORVILLE DISTRICT

THE PEOPLE OF THE STATE OF CALIFORNIA,)
)
) Plaintiff)
)
) vs.)
)
) FELONY COMPLAINT)
)
) Kenneth Scott Welch)
)
)
)
) Defendant) DA CASE NO 2017-00-0014866

The undersigned is informed and believes that:

COUNT 1

On or about March 15, 2017, in the above named judicial district, the crime of MURDER, in violation of PENAL CODE SECTION 187(a), a felony, was committed by Kenneth Scott Welch, who did unlawfully, and with malice aforethought murder Mario Anthony Figueroa , a human being.

It is further alleged as to count 1 that said defendant Kenneth Scott Welch personally and intentionally discharged a firearm, a handgun, which caused great bodily injury and death to Mario Anthony Figueroa within the meaning of Penal Code Section 12022.53(d).

It is further alleged within the meaning of Penal Code section 190.2(a)(21) as to count 1 that the murder was intentional and perpetrated by means of discharging a firearm from a motor vehicle, intentionally at another person outside the vehicle with the intent to inflict death.

COUNT 2

On or about March 16, 2017, in the above named judicial district, the crime of ATTEMPTED MURDER OF A PEACE OFFICER, in violation of PENAL CODE SECTION 664/187(a), a felony, was committed by Kenneth Scott Welch, who did unlawfully attempt to murder Deputy Patrick

Higgins, 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.

It is further alleged as to count 2 that said defendant Kenneth Scott Welch personally and intentionally discharged a firearm, a handgun, within the meaning of Penal Code Section 12022.53(c).

COUNT 3

On or about March 14, 2017, in the above named judicial district, the crime of SHOOTING AT OCCUPIED MOTOR VEHICLE, in violation of PENAL CODE SECTION 246, a felony, was committed by Kenneth Scott Welch, who did willfully, unlawfully, and maliciously discharge a firearm at an occupied motor vehicle.

It is further alleged as to count 3 that said defendant Kenneth Scott Welch personally and intentionally discharged a firearm, a handgun, which caused great bodily injury to Victor Hernandez within the meaning of Penal Code Section 12022.53(d).

COUNT 4

On or about March 14, 2017, in the above named judicial district, the crime of SHOOTING AT OCCUPIED MOTOR VEHICLE, in violation of PENAL CODE SECTION 246, a felony, was committed by Kenneth Scott Welch, who did willfully, unlawfully, and maliciously discharge a firearm at an occupied motor vehicle.

It is further alleged as to count 4 that said defendant Kenneth Scott Welch personally and intentionally discharged a firearm, a handgun, which caused great bodily injury to Alberto Garcia within the meaning of Penal Code Section 12022.53(d).

COUNT 5

On or about March 16, 2017, in the above named judicial district, the crime of SECOND DEGREE ROBBERY, in violation of PENAL CODE SECTION 211, a felony, was committed by Kenneth Scott Welch, who did unlawfully, and by means of force and fear take personal property from the person, possession, and immediate presence of Nick Wahbi .

COUNT 6

On or about March 14, 2017 through March 16, 2017, in the above named judicial district, the crime of POSSESSION OF FIREARM BY A FELON, in violation of PENAL CODE SECTION 29800(a)(1), a felony, was committed by Kenneth Scott Welch, who did unlawfully own, possess, and have custody and control of a firearm, to wit, Handgun, the said defendant having theretofore been duly and legally convicted of a felony or felonies, to wit:

| Court Case | Code/Statute | Conv Date | County | State | Court Type |
|------------|--------------|------------|----------------|-------|------------|
| FSB046756 | PC 496(a) | 12/20/2004 | San Bernardino | CA | Superior |

COUNT 7

On or about March 14, 2017 through March 16, 2017, in the above named judicial district, the crime of POSSESSION OF FIREARM BY A FELON, in violation of PENAL CODE SECTION 29800(a)(1), a felony, was committed by Kenneth Scott Welch, who did unlawfully own, possess,

and have custody and control of a firearm, to wit, Assault Rifle, the said defendant having theretofore been duly and legally convicted of a felony or felonies, to wit:

| Court Case | Code/Statute | Conv Date | County | State | Court Type |
|------------|--------------|------------|----------------|-------|------------|
| FSB046756 | PC 496(a) | 12/20/2004 | San Bernardino | CA | Superior |

* * * * *

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 7 COUNT(S).

Executed at Victorville, California, on March 20, 2017.

Shannon L. Faherty

Shannon L. Faherty

DECLARANT AND COMPLAINANT

Agency: SB Sheriff Homicide Division

Prelim Est. 00:00

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Complaint DA CASE NO: 2017-00-0014866

Defendant
Kenneth Scott Welch

Birth Date
01/29/1980

Booking No.

CII No.
A22433598

NCIC