

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: 241123256  
CEN  
EHU611 OT WARR

OMAR TORRES (10/14/1981),  
28 BASSETT ST., APT 222 SAN JOSE CA 95110

Defendant(s).

CASE SUMMARY

Count	Charge	Charge Range	Defendant
1	PC286(c)(2)	3-6-8	Omar Torres
2	PC288a(c)(2)	3-6-8	Omar Torres
3	PC288(b)(1)	3-6-8	Omar Torres

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SANTA CLARA

HALL OF JUSTICE

COMPLAINT FOR ARREST WARRANT(S)  
OMAR TORRES EHU611

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

FELONY COMPLAINT

DA NO: 241123256

CEN

EHU611 OT WARR

vs.

OMAR TORRES (10/14/1981),  
28 BASSETT ST., APT 222 SAN JOSE CA 95110

Defendant(s).

The undersigned is informed and believes that:

**COUNT 1**

On or about and between November 25, 1999 and December 25, 1999, in the County of Santa Clara, State of California, the crime of SODOMY BY FORCE, VIOLENCE, DURESS MENACE OR FEAR, in violation of PENAL CODE SECTION 286(c)(2), a Felony, was committed by OMAR TORRES who did accomplish an act of sodomy against the will of the victim John Doe, by means of force, violence, duress, menace and fear of immediate and unlawful bodily injury.

It is further alleged that the defendant(s) is/are not eligible for probation or suspension of sentence within the meaning of Penal Code section 1203.065(a).

A conviction of the offense charged in this count requires the defendant to register pursuant to Penal Code section 290.

**PROTECTIVE ORDER**

**PC 1048**

**PRIORITY**

**COUNT 2**

On or about and between November 25, 1999 and December 25, 1999, in the County of Santa Clara, State of California, the crime of ORAL COPULATION BY FORCE, VIOLENCE, DURESS, MENACE, OR FEAR, in violation of PENAL CODE SECTION 288a(c)(2), a Felony, was committed by OMAR TORRES who did accomplish an act of oral copulation against the will of the victim, John Doe, by means of force, violence, duress, menace and fear of immediate and unlawful bodily injury.

It is further alleged that the defendant(s) is/are not eligible for probation or suspension of sentence within the meaning of Penal Code section 1203.065(a).

A conviction of the offense charged in this count requires the defendant to register pursuant to Penal Code section 290.

**COUNT 3**

On or about and between November 25, 1999 and December 25, 1999, in the County of Santa Clara, State of California, the crime of LEWD OR LASCIVIOUS ACT ON A CHILD BY FORCE, VIOLENCE, DURESS MENACE AND FEAR, in violation of PENAL CODE SECTION 288(b)(1), a Felony, was committed by OMAR TORRES who did willfully and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of John Doe, a child under the age of fourteen years, namely 13, by use of force, violence, duress, menace and fear of immediate and unlawful bodily injury on the child and another person and with the intent of arousing, appealing to and gratifying the lust, passions and sexual desires of the defendant and of the child.

It is further alleged that the defendant(s) is/are not eligible for probation and the suspension of sentence, within the meaning of Penal Code section 1203.066(a)(1).

A conviction of the offense charged in this count requires the defendant to register pursuant to Penal Code section 290.

**REQUEST FOR TRIAL PRIORITY PURSUANT TO PENAL CODE § 1048**

The case charged above falls within the provisions of Penal Code section 1048, and the People therefore respectfully request that the case be given the trial priority provided by that section.

**NOTIFICATION OF EXPERT TESTIMONY PURSUANT TO CHILD SEXUAL ABUSE  
ACCOMODATION SYNDROME**

This case involves sexual assault of a child or children. At trial, the people intend to present expert testimony on the issue of Child Sexual Abuse Accommodation Syndrome in accordance with CALCRIM 1193 and Summit, Roland (1983) "The child sexual abuse accommodation syndrome" Child Abuse Negl. 7 (2): 177–93, and Summit, Roland (1992) "Abuse of the child sexual abuse accommodation syndrome", 1(4) J. of Child Abuse 153. Pursuant to Penal Code section 1054.1(a), the People intend to call Anthony Urquiza, Blake Carmichael, Anna Washington, or any other qualified expert if any of these three experts are unavailable at trial.

**PENAL CODE SECTION 290.001/296(a) CLAUSE**

The offense(s) alleged above was committed as a result of sexual compulsion and for the purposes of sexual gratification. A conviction of the offense, or any of the offenses, charged in count(s) One, Two, and Three requires the defendant, OMAR TORRES, to register pursuant to Penal Code section 290.

A felony conviction of the offense charged, or any of the offenses charged, requires the defendant to provide buccal swab samples, right thumbprints, a full palm print impression of each hand pursuant, and any blood specimens or other biological samples required pursuant to the DNA and Forensic Identification Database and Data Bank Act of 1998 as amended.

**EVIDENCE CODE SECTION 1108 NOTICE**

Notice is given that the People will offer evidence of another sexual offense or offenses within the meaning of Evidence Code section 1108 contained within the affidavit of probable cause and the attached reports. In compliance with Penal Code section 1054.7, the People will disclose any additional evidence that may become known or acquired during the pendency of this action.


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 arrest of defendant OMAR TORRES, for the above-listed crimes. Wherefore, A WARRANT OF ARREST IS REQUESTED.

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 November 5, 2024, in SANTA CLARA County, California.

DocuSigned by:  
  
 B038788E8C7A4B3

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Rocky Zanutto 3657  
 ( Zanutto 3657)  
 SJPD (408) 277-4102 243099702 S  
 MCINERNY/ D391/ FELONY/ MF

Cash or Bond \$ \_\_\_\_\_  
 Date: \_\_\_\_\_

\_\_\_\_\_  
 JUDGE OF THE SUPERIOR COURT

Warrant Received for Service by:  
 \_\_\_\_\_  
 on \_\_\_\_\_