

COPY

IN CUSTODY

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO
SOUTH COUNTY DIVISION

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,
v.
JAYLEN DEVON FLEER,
dob 06/23/93, Booking No. 20928736A;
Defendant

CT No. CS314752
DA No. BCG449

COMPLAINT-FELONY

INFORMATION

Date: _____

PC296 DNA TEST STATUS SUMMARY

Defendant

DNA Testing Requirements

FLEER, JAYLEN DEVON

DNA is presently REQUIRED

CHARGE SUMMARY

Count	Charge	Issue Type	Sentence Range	Special Allegations	Allegation Effect
1	PC288.3(a) FLEER, JAYLEN DEVON	Felony	Check Code		
2	PC288.2(a) FLEER, JAYLEN DEVON	Felony	16-2-3		
3	PC288.2(a) FLEER, JAYLEN DEVON	Felony	16-2-3		
4	PC288.2(a) FLEER, JAYLEN DEVON	Felony	16-2-3		
5	PC288.4(b) FLEER, JAYLEN DEVON	Felony	2-3-4/\$10,000		
6	PC287(b)(2) FLEER, JAYLEN DEVON	Felony	16-2-3		

CHARGE SUMMARY (cont'd)

Count	Charge	Issue Type	Sentence Range	Special Allegations	Allegation Effect
7	PC288(c)(1) FLEER, JAYLEN DEVON	Felony	12-2-3		
8	PC288(c)(1) FLEER, JAYLEN DEVON	Felony	12-2-3		
9	PC288.3(a) FLEER, JAYLEN DEVON	Felony	Check Code		
10	PC288.2(a) FLEER, JAYLEN DEVON	Felony	16-2-3		
11	PC288.2(a) FLEER, JAYLEN DEVON	Felony	16-2-3		
12	PC266i(a)(6) FLEER, JAYLEN DEVON	Felony	3-4-6		
13	PC288.4(b) FLEER, JAYLEN DEVON	Felony	2-3-4/\$10,000		
14	PC664\PC288(a) FLEER, JAYLEN DEVON	Felony			
15	PC288.3(a) FLEER, JAYLEN DEVON	Felony	Check Code		
16	PC288.2(a) FLEER, JAYLEN DEVON	Felony	16-2-3		
17	PC266i(a)(6) FLEER, JAYLEN DEVON	Felony	3-4-6		
18	PC288.4(a)(1) FLEER, JAYLEN DEVON	Misdemeanor	1 Yr/\$5000		
19	PC266i(a)(6) FLEER, JAYLEN DEVON	Felony	3-4-6		
20	PC288.4(a)(1) FLEER, JAYLEN DEVON	Misdemeanor	1 Yr/\$5000		

PC1054.3

INFORMAL REQUEST FOR DISCOVERY

The undersigned, certifying upon information and belief, complains that in the County of San Diego, State of California, the Defendant(s) did commit the following crime(s):

CHARGES

COUNT 1 - CONTACT OF MINOR WITH INTENT TO COMMIT A SEXUAL OFFENSE

On or about and between March 27, 2020 and April 8, 2020, JAYLEN DEVON FLEER did unlawfully contact and communicate with a minor and attempted to contact and communicate with a minor and knew and reasonably should have known that the person was a minor and with the intent to commit an offense specified in Penal Code section 288 involving the minor, in violation of PENAL CODE SECTION 288.3(a). (JANE DOE 1)

COUNT 2 - HARMFUL MATTER SENT WITH INTENT OF SEDUCTION OF MINOR

On or about and between March 27, 2020 and April 8, 2020, JAYLEN DEVON FLEER did, knowing a person was a minor and failing to exercise reasonable care to ascertain the true age of said minor, knowingly and unlawfully distribute, send, cause to be sent, exhibit and offer to distribute and exhibit by any means, harmful matter as defined in Penal Code section 313 to a minor with the intent of arousing, appealing to and gratifying the lust, passions, and sexual desires of the defendant and of a minor, and with the intent and purpose of seducing the minor in violation of PENAL CODE SECTION 288.2(a). (JANE DOE 1)

COUNT 3 - HARMFUL MATTER SENT WITH INTENT OF SEDUCTION OF MINOR

On or about and between March 27, 2020 and April 8, 2020, JAYLEN DEVON FLEER did, knowing a person was a minor and failing to exercise reasonable care to ascertain the true age of said minor, knowingly and unlawfully distribute, send, cause to be sent, exhibit and offer to distribute and exhibit by any means, harmful matter as defined in Penal Code section 313 to a minor with the intent of arousing, appealing to and gratifying the lust, passions, and sexual desires of the defendant and of a minor, and with the intent and purpose of seducing the minor in violation of PENAL CODE SECTION 288.2(a). (JANE DOE 1)

COUNT 4 - HARMFUL MATTER SENT WITH INTENT OF SEDUCTION OF MINOR

On or about and between March 27, 2020 and April 8, 2020, JAYLEN DEVON FLEER did, knowing a person was a minor and failing to exercise reasonable care to ascertain the true age of said minor, knowingly and unlawfully distribute, send, cause to be sent, exhibit and offer to distribute and exhibit by any means, harmful matter as defined in Penal Code section 313 to a minor with the intent of arousing, appealing to and gratifying the lust, passions, and sexual desires of the defendant and of a minor, and with the intent and purpose of seducing the minor in violation of PENAL CODE SECTION 288.2(a). (JANE DOE 1)

COUNT 5 - ATTENDING AN ARRANGED ILLICIT MEETING WITH A MINOR

On or about April 8, 2020, JAYLEN DEVON FLEER, being a person motivated by an unnatural and abnormal sexual interest in children, and having arranged a meeting with a minor and person he believed to be a minor for the purpose of exposing his genitals, pubic and rectal area, having the child expose his/her genitals, pubic and rectal area, and engaging in lewd and lascivious behavior, did unlawfully go to the arranged meeting place at and about the arranged time, in violation of PENAL CODE SECTION 288.4(b). (JANE DOE 1)

CHARGES (cont'd)

COUNT 6 - ORAL COPULATION BY ONE OVER 21 ON PERSON UNDER 16

On or about April 8, 2020, JAYLEN DEVON FLEER, being over 21 years of age, did unlawfully participate in an act of oral copulation with JANE DOE 1, a person under the age of 16 in violation of PENAL CODE SECTION 287(b)(2).

COUNT 7 - LEWD ACT UPON A CHILD 14 OR 15 YEARS OF AGE

On or about April 8, 2020, JAYLEN DEVON FLEER did willfully, unlawfully and lewdly commit a lewd and lascivious act upon and with the body and parts and members thereof, of JANE DOE 1, a child fourteen or fifteen years of age, the defendant being at least 10 years older than the child, with the intent of arousing, appealing to and gratifying the lust, passions and sexual desires of the said defendant(s) and the said child (to wit: RUBBING PENIS WITH HAND), in violation of PENAL CODE SECTION 288(c)(1).

COUNT 8 - LEWD ACT UPON A CHILD 14 OR 15 YEARS OF AGE

On or about April 8, 2020, JAYLEN DEVON FLEER did willfully, unlawfully and lewdly commit a lewd and lascivious act upon and with the body and parts and members thereof, of JANE DOE 1, a child fourteen or fifteen years of age, the defendant being at least 10 years older than the child, with the intent of arousing, appealing to and gratifying the lust, passions and sexual desires of the said defendant(s) and the said child (to wit: ORAL COPULATION), in violation of PENAL CODE SECTION 288(c)(1).

COUNT 9 - CONTACT OF MINOR WITH INTENT TO COMMIT A SEXUAL OFFENSE

On or about and between April 6, 2020 and April 8, 2020, JAYLEN DEVON FLEER did unlawfully contact and communicate with a minor and attempted to contact and communicate with a minor and knew and reasonably should have known that the person was a minor and with the intent to commit an offense specified in Penal Code section 288 involving the minor, in violation of PENAL CODE SECTION 288.3(a). (JANE DOE 2)

CHARGES (cont'd)

COUNT 10 - HARMFUL MATTER SENT WITH INTENT OF SEDUCTION OF MINOR

On or about and between April 6, 2020 and April 8, 2020, JAYLEN DEVON FLEER did, knowing a person was a minor and failing to exercise reasonable care to ascertain the true age of said minor, knowingly and unlawfully distribute, send, cause to be sent, exhibit and offer to distribute and exhibit by any means, harmful matter as defined in Penal Code section 313 to a minor with the intent of arousing, appealing to and gratifying the lust, passions, and sexual desires of the defendant and of a minor, and with the intent and purpose of seducing the minor in violation of PENAL CODE SECTION 288.2(a). (JANE DOE 2)

COUNT 11 - HARMFUL MATTER SENT WITH INTENT OF SEDUCTION OF MINOR

On or about and between April 6, 2020 and April 8, 2020, JAYLEN DEVON FLEER did, knowing a person was a minor and failing to exercise reasonable care to ascertain the true age of said minor, knowingly and unlawfully distribute, send, cause to be sent, exhibit and offer to distribute and exhibit by any means, harmful matter as defined in Penal Code section 313 to a minor with the intent of arousing, appealing to and gratifying the lust, passions, and sexual desires of the defendant and of a minor, and with the intent and purpose of seducing the minor in violation of PENAL CODE SECTION 288.2(a). (JANE DOE 2)

COUNT 12 - PANDERING BY RECEIVE OR GIVE MONEY OR THING OF VALUE

On or about and between April 6, 2020 and April 8, 2020, JAYLEN DEVON FLEER did unlawfully receive, give and agree to receive and give money and thing of value for procuring and attempting to procure another person for the purpose of prostitution, in violation of PENAL CODE SECTION 266i(a)(6). (JANE DOE 2)

COUNT 13 - ATTENDING AN ARRANGED ILLICIT MEETING WITH A MINOR

On or about April 8, 2020, JAYLEN DEVON FLEER, being a person motivated by an unnatural and abnormal sexual interest in children, and having arranged a meeting with a minor and person he believed to be a minor for the purpose of exposing his genitals, pubic and rectal area, having the child expose his/her genitals, pubic and rectal area, and engaging in lewd and lascivious behavior, did unlawfully go to the arranged meeting place at and about the arranged time, in violation of PENAL CODE SECTION 288.4(b). (JANE DOE 2)

COUNT 14 - ATTEMPT LEWD ACT UPON A CHILD

On or about April 8, 2020, JAYLEN DEVON FLEER did willfully and lewdly attempt to commit a lewd and lascivious act upon and with the body and any part and member thereof of JANE DOE 2, a child under the age of fourteen years, with the intent of arousing, appealing to and gratifying the lust, passions and sexual desires of the said defendant and the said child (to wit: SEXUAL PENETRATION), in violation of PENAL CODE SECTION 288(a) and PENAL CODE SECTION 664.

CHARGES (cont'd)

COUNT 15 - CONTACT OF MINOR WITH INTENT TO COMMIT A SEXUAL OFFENSE

On or about and between April 6, 2020 and April 7, 2020, JAYLEN DEVON FLEER did unlawfully contact and communicate with a minor and attempted to contact and communicate with a minor and knew and reasonably should have known that the person was a minor and with the intent to commit an offense specified in Penal Code section 288 involving the minor, in violation of PENAL CODE SECTION 288.3(a). (JANE DOE 3)

COUNT 16 - HARMFUL MATTER SENT WITH INTENT OF SEDUCTION OF MINOR

On or about and between April 6, 2020 and April 7, 2020, JAYLEN DEVON FLEER did, knowing a person was a minor and failing to exercise reasonable care to ascertain the true age of said minor, knowingly and unlawfully distribute, send, cause to be sent, exhibit and offer to distribute and exhibit by any means, harmful matter as defined in Penal Code section 313 to a minor with the intent of arousing, appealing to and gratifying the lust, passions, and sexual desires of the defendant and of a minor, and with the intent and purpose of seducing the minor in violation of PENAL CODE SECTION 288.2(a). (JANE DOE 3)

COUNT 17 - PANDERING BY RECEIVE OR GIVE MONEY OR THING OF VALUE

On or about and between April 6, 2020 and April 7, 2020, JAYLEN DEVON FLEER did unlawfully receive, give and agree to receive and give money and thing of value for procuring and attempting to procure another person for the purpose of prostitution, in violation of PENAL CODE SECTION 266i(a)(6). (JANE DOE 3)

COUNT 18 - ARRANGE MEETING WITH MINOR FOR LEWD/LASCIVIOUS BEHAVIOR

On or about and between April 6, 2020 and April 7, 2020, JAYLEN DEVON FLEER, being a person motivated by an unnatural and abnormal sexual interest in children, did unlawfully arrange a meeting with a minor and person he believed to be a minor for the purpose of exposing his genitals, pubic and rectal area, having the child expose his/her genitals, pubic and rectal area, and engaging in lewd and lascivious behavior, in violation of PENAL CODE SECTION 288.4(a)(1). (JANE DOE 3)

COUNT 19 - PANDERING BY RECEIVE OR GIVE MONEY OR THING OF VALUE

On or about and between April 6, 2020 and April 7, 2020, JAYLEN DEVON FLEER did unlawfully receive, give and agree to receive and give money and thing of value for procuring and attempting to procure another person for the purpose of prostitution, in violation of PENAL CODE SECTION 266i(a)(6). (JANE DOE 4)

CHARGES (cont'd)

COUNT 20 - ARRANGE MEETING WITH MINOR FOR LEWD/LASCIVIOUS BEHAVIOR

On or about and between April 6, 2020 and April 7, 2020, JAYLEN DEVON FLEER, being a person motivated by an unnatural and abnormal sexual interest in children, did unlawfully arrange a meeting with a minor and person he believed to be a minor for the purpose of exposing his genitals, pubic and rectal area, having the child expose his/her genitals, pubic and rectal area, and engaging in lewd and lascivious behavior, in violation of PENAL CODE SECTION 288.4(a)(1). (JANE DOE 4)

NOTICE: Any defendant named on this complaint who is on criminal probation in San Diego County is, by receiving this complaint, on notice that the evidence presented to the court at the preliminary hearing on this complaint is presented for a dual purpose: the People are seeking a holding order on the charges pursuant to Penal Code Section 872 and simultaneously, the People are seeking a revocation of the defendant's probation, on any and all such probation grants, utilizing the same evidence, at the preliminary hearing. Defenses to either or both procedures should be considered and presented as appropriate at the preliminary hearing.

NOTICE: Any defendant named on this complaint who is on Mandatory Supervision in San Diego County is, by receiving this complaint, on notice that the evidence presented to the court at the preliminary hearing on this complaint is presented for a dual purpose: the People are seeking a holding order on the charges pursuant to Penal Code Section 872 and simultaneously, the People are seeking a revocation of the defendant's Mandatory Supervision pursuant to Penal Code Sections 1170(h)(5)(B) and 1203.2, on any and all such grants, utilizing the same evidence, at the preliminary hearing. Defense to either or both procedures should be considered and presented as appropriate at the preliminary hearing.

Pursuant to PENAL CODE SECTION 1054.5(b), the People are hereby informally requesting that defendant's counsel provide discovery to the People as required by PENAL CODE SECTION 1054.3.

Sheriff's records indicate that as of the booking date one or more defendants have not yet provided a DNA sample to the DOJ database. Pursuant to Penal Code Section 296(e), the court shall order collection of DNA from the defendant(s) if advised by the prosecuting attorney that a sample is required but has not been provided by the defendant. Pursuant to Penal Code sections 296/296.1, if not already required from a past conviction, any defendants who have not done so will be required to provide a sample upon conviction of this felony offense.

MANDATORY STATE PRISON INCARCERATION: An executed sentence for a felony shall be served by defendant JAYLEN DEVON FLEER in state prison pursuant to PENAL CODE SECTIONS 1170(f) and (h)(3).

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER CS314752, CONSISTS OF 20 COUNTS.

Executed at City of Chula Vista, County of San Diego, State of California, on July 24, 2020.

RA #200

COMPLAINANT



INFORMATION

SUMMER STEPHAN
District Attorney
County of San Diego
State of California
by:

_____ Date

_____ Deputy District Attorney