

1 DAN DOW
2 DISTRICT ATTORNEY
3 STATE BAR #237986
4 COUNTY OF SAN LUIS OBISPO
5 COURTHOUSE ANNEX, 4TH FLOOR
6 SAN LUIS OBISPO, CA 93408
7 TELEPHONE: (805) 781-5800

FILED

MAR 19 2020

SAN LUIS OBISPO SUPERIOR COURT

BY *D. Roberts*
D. Roberts, Deputy Clerk

8 SUPERIOR COURT OF CALIFORNIA
9 COUNTY OF SAN LUIS OBISPO
10 DEPARTMENT 1

11 THE PEOPLE OF THE STATE OF
12 CALIFORNIA

Plaintiff,

13 vs.

14 **DAVID AVIS VANCE**

DOB: 12/31/1964 ID NO. D000030582

16 Defendant.

COURT CASE NO. 19F-07727

INFORMATION

15 **DA CASE NO. 079-645193**

17 Appearance Date: March 23, 2020

18
19 The District Attorney of the San Luis Obispo County, California, by this information
20 accuses the above named defendant of the following criminal offenses:

21 Count 1

22 On or about October 4, 2019, in the County of San Luis Obispo, State of California, the
23 crime of Oral Copulation/Sexual Penetration With A Child Under 10 in violation of
24 PC288.7(b), a Felony, was committed in that DAVID AVIS VANCE, being a person 18
25 years of age and older, did engage in sexual penetration, as defined in Penal Code
26 Section 289, with [REDACTED] [REDACTED], a child who was 10 years of age and younger.

27 //

28 //

MAR 19 2020

1 NOTICE: Conviction of this offense will require the court to order you to submit to a blood
2 test for evidence of antibodies to the probable causative agent of Acquired Immune
3 Deficiency Syndrome (AIDS). Penal Code Section 1202.1.

4 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
5 section 290. Willful failure to register is a crime.

6 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
7 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)

8 NOTICE: The above offense is a serious felony within the meaning of Penal Code section
9 1192.7(c).

10 Count 2

11 On or about October 4, 2019, in the County of San Luis Obispo, State of California, the
12 crime of Lewd Act Upon A Child in violation of PC288(a), a Felony, was committed in that
13 DAVID AVIS VANCE did willfully, unlawfully, and lewdly commit a lewd and lascivious act
14 upon and with the body and certain parts and members thereof of [REDACTED], a child
15 under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the
16 lust, passions, and sexual desires of the said defendant and the said child.

17 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
18 section 290. Willful failure to register is a crime.

19 NOTICE: Pursuant to Penal Code Sections 11166 and 11168, a Suspected Child Abuse
20 Report (SCAR) may have been generated in this case. Penal Code Section 11167 and
21 11167.5 limit access to a SCAR. A protective order issued by a court is necessary to
22 obtain a copy of the report.

23 NOTICE is hereby given that adjudication as a ward of the Court for this offense and a
24 disposition to the California Youth Authority will require you to register pursuant to Section
25 290 of the Penal Code. Willful failure to register is a felony.

26 NOTICE: Adjudication as a ward of the court for this offense and a disposition to the
27 California Youth Authority will require you to provide specimens and samples pursuant to
28 Penal Code section 296. Willful refusal to provide the specimens and samples is a crime.

1 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
2 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)

3 NOTICE: Conviction of this offense will require the court to order you to submit to a blood
4 test for evidence of antibodies to the probable causative agent of Acquired Immune
5 Deficiency Syndrome (AIDS). Penal Code Section 1202.1.

6 Enhancement 1'

7 PC667.61(j)(2): Spec Alleg-Sex Crimes Aggravating Circumstances

8 It is further alleged, as to count 2 within the meaning of Penal Code sections 667.16(j)(2)
9 and (e), that the victim in the above offense was a child under 14 years of age and that the
10 following circumstance applies: multiple victims.

11 Enhancement 2'

12 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

13 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 2 that the
14 victim [REDACTED], in the above offense was under the age of 14 years and the defendant,
15 DAVID AVIS VANCE had substantial sexual conduct with [REDACTED] [REDACTED].

16 Count 3'

17 On or about and in between September 27, 2017 and September 27, 2019, in the County
18 of San Luis Obispo, State of California, the crime of Lewd Act Upon A Child in violation of
19 PC 288(a), a Felony, was committed in that DAVID AVIS VANCE did willfully, unlawfully,
20 and lewdly commit a lewd and lascivious act upon and with the body and certain parts and
21 members thereof of [REDACTED] [REDACTED], a child under the age of fourteen years, with the intent of
22 arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said
23 defendant and the said child, to wit first touch.

24 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
25 section 290. Willful failure to register is a crime.

26 NOTICE: Pursuant to Penal Code Sections 11166 and 11168, a Suspected Child Abuse
27 Report (SCAR) may have been generated in this case. Penal Code Section 11167 and
28 11167.5 limit access to a SCAR. A protective order issued by a court is necessary to

1 obtain a copy of the report.

2 NOTICE is hereby given that adjudication as a ward of the Court for this offense and a
3 disposition to the California Youth Authority will require you to register pursuant to Section
4 290 of the Penal Code. Willful failure to register is a felony.

5 NOTICE: Adjudication as a ward of the court for this offense and a disposition to the
6 California Youth Authority will require you to provide specimens and samples pursuant to
7 Penal Code section 296. Willful refusal to provide the specimens and samples is a crime.

8 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
9 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)

10 NOTICE: Conviction of this offense will require the court to order you to submit to a blood
11 test for evidence of antibodies to the probable causative agent of Acquired Immune
12 Deficiency Syndrome (AIDS). Penal Code Section 1202.1.

13 Enhancement ³

14 PC667.61(j)(2): Spec Alleg-Sex Crimes Aggravating Circumstances

15 It is further alleged, as to count 3 within the meaning of Penal Code sections 667.16(j)(2)
16 and (e), that the victim in the above offense was a child under 14 years of age and that the
17 following circumstance applies: multiple victims.

18 Enhancement ⁴

19 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

20 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 3 that the
21 victim, [REDACTED], in the above offense was under the age of 14 years and the defendant,
22 DAVID AVIS VANCE had substantial sexual conduct with [REDACTED].

23 Count 4 ⁷

24 On or about and in between September 27, 2017 and September 27, 2019, in the County
25 of San Luis Obispo, State of California, the crime of Lewd Act Upon A Child in violation of
26 PC288(a), a Felony, was committed in that DAVID AVIS VANCE did willfully, unlawfully,
27 and lewdly commit a lewd and lascivious act upon and with the body and certain parts and
28 members thereof of [REDACTED] [REDACTED], a child under the age of fourteen years, with the intent of

1 arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said
2 defendant and the said child, to wit next touch.

3 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
4 section 290. Willful failure to register is a crime.

5 NOTICE: Pursuant to Penal Code Sections 11166 and 11168, a Suspected Child Abuse
6 Report (SCAR) may have been generated in this case. Penal Code Section 11167 and
7 11167.5 limit access to a SCAR. A protective order issued by a court is necessary to
8 obtain a copy of the report.

9 NOTICE is hereby given that adjudication as a ward of the Court for this offense and a
10 disposition to the California Youth Authority will require you to register pursuant to Section
11 290 of the Penal Code. Willful failure to register is a felony.

12 NOTICE: Adjudication as a ward of the court for this offense and a disposition to the
13 California Youth Authority will require you to provide specimens and samples pursuant to
14 Penal Code section 296. Willful refusal to provide the specimens and samples is a crime.

15 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
16 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)

17 NOTICE: Conviction of this offense will require the court to order you to submit to a blood
18 test for evidence of antibodies to the probable causative agent of Acquired Immune
19 Deficiency Syndrome (AIDS). Penal Code Section 1202.1.

20 Enhancement 5'

21 PC667.61(j)(2): Spec Alleg-Sex Crimes Aggravating Circumstances

22 It is further alleged, as to count 4 within the meaning of Penal Code sections 667.16(j)(2)
23 and (e), that the victim in the above offense was a child under 14 years of age and that the
24 following circumstance applies: multiple victims.

25 Enhancement 4'

26 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

27 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 4 that the
28 victim, [REDACTED], in the above offense was under the age of 14 years and the defendant,

1 DAVID AVIS VANCE had substantial sexual conduct with [REDACTED].

2 Count 5

3 On or between September 27, 2017 and September 27, 2019, in the County of San Luis
4 Obispo, State of California, the crime of Lewd Act Upon A Child in violation of PC288(a), a
5 Felony, was committed in that DAVID AVIS VANCE did willfully, unlawfully, and lewdly
6 commit a lewd and lascivious act upon and with the body and certain parts and members
7 thereof of [REDACTED] [REDACTED], a child under the age of fourteen years, with the intent of arousing,
8 appealing to, and gratifying the lust, passions, and sexual desires of the said defendant
9 and the said child, to wit: last touch.

10 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
11 section 290. Willful failure to register is a crime.

12 NOTICE: Pursuant to Penal Code Sections 11166 and 11168, a Suspected Child Abuse
13 Report (SCAR) may have been generated in this case. Penal Code Section 11167 and
14 11167.5 limit access to a SCAR. A protective order issued by a court is necessary to
15 obtain a copy of the report.

16 NOTICE is hereby given that adjudication as a ward of the Court for this offense and a
17 disposition to the California Youth Authority will require you to register pursuant to Section
18 290 of the Penal Code. Willful failure to register is a felony.

19 NOTICE: Adjudication as a ward of the court for this offense and a disposition to the
20 California Youth Authority will require you to provide specimens and samples pursuant to
21 Penal Code section 296. Willful refusal to provide the specimens and samples is a crime.

22 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
23 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)

24 NOTICE: Conviction of this offense will require the court to order you to submit to a blood
25 test for evidence of antibodies to the probable causative agent of Acquired Immune
26 Deficiency Syndrome (AIDS). Penal Code Section 1202.1.

27 //

28 //

1 Enhancement 7

2 PC667.61(j)(2): Spec Alleg-Sex Crimes Aggravating Circumstances

3 It is further alleged, as to count 5 within the meaning of Penal Code sections 667.16(j)(2)
4 and (e), that the victim in the above offense was a child under 14 years of age and that the
5 following circumstance applies: multiple victims.

6 Enhancement 8

7 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

8 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 5 that the
9 victim, [REDACTED] in the above offense was under the age of 14 years and the defendant,
10 DAVID AVIS VANCE had substantial sexual conduct with [REDACTED].

11 Count 6 7

12 On or between October 1, 2018 and October 31, 2018, in the County of San Luis Obispo,
13 State of California, the crime of Lewd Act Upon A Child in violation of PC 288(a), a Felony,
14 was committed in that DAVID AVIS VANCE did willfully, unlawfully, and lewdly commit a
15 lewd and lascivious act upon and with the body and certain parts and members thereof of
16 [REDACTED] [REDACTED], a child under the age of fourteen years, with the intent of arousing,
17 appealing to, and gratifying the lust, passions, and sexual desires of the said defendant
18 and the said child.

19 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
20 section 290. Willful failure to register is a crime.

21 NOTICE: Pursuant to Penal Code Sections 11166 and 11168, a Suspected Child Abuse
22 Report (SCAR) may have been generated in this case. Penal Code Section 11167 and
23 11167.5 limit access to a SCAR. A protective order issued by a court is necessary to
24 obtain a copy of the report.

25 NOTICE is hereby given that adjudication as a ward of the Court for this offense and a
26 disposition to the California Youth Authority will require you to register pursuant to Section
27 290 of the Penal Code. Willful failure to register is a felony.

28 //

1 NOTICE: Adjudication as a ward of the court for this offense and a disposition to the
2 California Youth Authority will require you to provide specimens and samples pursuant to
3 Penal Code section 296. Willful refusal to provide the specimens and samples is a crime.

4 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
5 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)

6 NOTICE: Conviction of this offense will require the court to order you to submit to a blood
7 test for evidence of antibodies to the probable causative agent of Acquired Immune
8 Deficiency Syndrome (AIDS). Penal Code Section 1202.1.

9 Enhancement ⁹

10 PC667.61(j)(2): Spec Alleg-Sex Crimes Aggravating Circumstances

11 It is further alleged, as to count 6 within the meaning of Penal Code sections 667.16(j)(2)
12 and (e), that the victim in the above offense was a child under 14 years of age and that the
13 following circumstance applies: multiple victims.

14 Count 7 ⁷

15 On or about October 4, 2019, in the County of San Luis Obispo, State of California, the
16 crime of Lewd Act Upon A Child in violation of PC 288(a), a Felony, was committed in that
17 DAVID AVIS VANCE did willfully, unlawfully, and lewdly commit a lewd and lascivious act
18 upon and with the body and certain parts and members thereof of [REDACTED], a child
19 under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the
20 lust, passions, and sexual desires of the said defendant and the said child.

21 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
22 section 290. Willful failure to register is a crime.

23 NOTICE: Pursuant to Penal Code Sections 11166 and 11168, a Suspected Child Abuse
24 Report (SCAR) may have been generated in this case. Penal Code Section 11167 and
25 11167.5 limit access to a SCAR. A protective order issued by a court is necessary to
26 obtain a copy of the report.

27 //

28 //

1 NOTICE is hereby given that adjudication as a ward of the Court for this offense and a
2 disposition to the California Youth Authority will require you to register pursuant to Section
3 290 of the Penal Code. Willful failure to register is a felony.

4 NOTICE: Adjudication as a ward of the court for this offense and a disposition to the
5 California Youth Authority will require you to provide specimens and samples pursuant to
6 Penal Code section 296. Willful refusal to provide the specimens and samples is a crime.

7 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
8 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)

9 NOTICE: Conviction of this offense will require the court to order you to submit to a blood
10 test for evidence of antibodies to the probable causative agent of Acquired Immune
11 Deficiency Syndrome (AIDS). Penal Code Section 1202.1.

12 Enhancement

13 PC667.61(j)(2): Spec Alleg-Sex Crimes Aggravating Circumstances

14 It is further alleged, as to count 7 within the meaning of Penal Code sections 667.16(j)(2)
15 and (e), that the victim in the above offense was a child under 14 years of age and that the
16 following circumstance applies: multiple victims.

17 Count 8

18 On or between January 1, 1996 and December 31, 1997, in the County of San Luis
19 Obispo, State of California, the crime of Lewd Act Upon A Child in violation of Penal Code
20 Section 288(a), a Felony, was committed in that DAVID AVIS VANCE did willfully,
21 unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and
22 certain parts and members thereof of [REDACTED], a child under the age
23 of fourteen years, with the intent of arousing, appealing to, and gratifying the lust,
24 passions, and sexual desires of the said defendant: first hand to penis.

25 NOTICE: This charge is being filed pursuant to California Penal Code Section 799(a).

26 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
27 1192.7(c).

28 //

1 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
2 section 290. Willful failure to register is a crime.

3 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction
4 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of
5 the jail or prison facility where you are incarcerated pursuant to Penal Code Section
6 1524.1 and Health and Safety Code section 121055 following a probable cause hearing
7 resulting in a court order.

8 Enhancement '1

9 PC667.61(b): Spec Alleg-Sex Crimes - Aggravated Circumstances

10 It is further alleged, within the meaning of Penal Code section 667.61(b), as to defendant,
11 DAVID AVIS VANCE, as to count 8 that the following circumstances apply: multiple
12 victims.

13 Enhancement '2

14 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

15 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 8 that the
16 victim, [REDACTED], in the above offense was under the age of 14 years and the
17 defendant, DAVID AVIS VANCE had substantial sexual conduct with [REDACTED].

18 Count 9 -

19 On or between January 1, 1996 and December 31, 1997, in the County of San Luis
20 Obispo, State of California, the crime of Lewd Act Upon A Child in violation of Penal Code
21 Section 288(a), a Felony, was committed in that DAVID AVIS VANCE did willfully,
22 unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and
23 certain parts and members thereof of [REDACTED], a child under the age
24 of fourteen years, with the intent of arousing, appealing to, and gratifying the lust,
25 passions, and sexual desires of the said defendant: last hand to penis.

26 NOTICE: This charge is being filed pursuant to California Penal Code Section 799(a).

27 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
28 1192.7(c).

1 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
2 section 290. Willful failure to register is a crime.

3 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction
4 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of
5 the jail or prison facility where you are incarcerated pursuant to Penal Code Section
6 1524.1 and Health and Safety Code section 121055 following a probable cause hearing
7 resulting in a court order.

8 Enhancement ¹³

9 PC667.61(b): Spec Alleg-Sex Crimes - Aggravated Circumstances

10 It is further alleged, within the meaning of Penal Code section 667.61(b), as to defendant,
11 DAVID AVIS VANCE, as to count 9 that the following circumstances apply: multiple
12 victims.

13 Enhancement ¹⁴

14 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

15 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 9 that the
16 victim, [REDACTED] [REDACTED]), in the above offense was under the age of 14 years
17 and the defendant, DAVID AVIS VANCE had substantial sexual conduct with [REDACTED]

18 [REDACTED]

19 Count 10 ¹⁵

20 On or between January 1, 1996 and December 31, 1997, in the County of San Luis
21 Obispo, State of California, the crime of Lewd Act Upon A Child in violation of PC288(a), a
22 Felony, was committed in that DAVID AVIS VANCE did willfully, unlawfully, and lewdly
23 commit a lewd and lascivious act upon and with the body and certain parts and members
24 thereof of [REDACTED] [REDACTED] a child under the age of fourteen years, with the
25 intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the
26 said defendant to wit: First hand to vagina.

27 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
28 1192.7(c).

1 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
2 section 290. Willful failure to register is a crime.

3 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction
4 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of
5 the jail or prison facility where you are incarcerated pursuant to Penal Code Section
6 1524.1 and Health and Safety Code section 121055 following a probable cause hearing
7 resulting in a court order.

8 Enhancement ¹⁵

9 PC667.61(b): Spec Alleg-Sex Crimes - Aggravated Circumstances

10 It is further alleged, within the meaning of Penal Code section 667.61(b), as to defendant,
11 DAVID AVIS VANCE, as to count 10 that the following circumstances apply: multiple
12 victim.

13 Enhancement ¹⁶

14 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

15 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 10 that the
16 victim, [REDACTED] in the above offense was under the age of 14 years
17 and the defendant, DAVID AVIS VANCE had substantial sexual conduct with [REDACTED]

18 [REDACTED]

19 Count 11 -

20 On or between January 1, 1996 and December 31, 1997, in the County of San Luis
21 Obispo, State of California, the crime of Lewd Act Upon A Child in violation of Penal Code
22 Section 288(a), a Felony, was committed in that DAVID AVIS VANCE did willfully,
23 unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and
24 certain parts and members thereof of [REDACTED], a child under the age
25 of fourteen years, with the intent of arousing, appealing to, and gratifying the lust,
26 passions, and sexual desires of the said defendant to wit: last hand to vagina.

27 NOTICE: This charge is being filed pursuant to California Penal Code Section 799(a).

28 //

1
2 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
3 1192.7(c).

4 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
5 section 290. Willful failure to register is a crime.

6 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction
7 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of
8 the jail or prison facility where you are incarcerated pursuant to Penal Code Section
9 1524.1 and Health and Safety Code section 121055 following a probable cause hearing
10 resulting in a court order.

11 Enhancement¹²

12 PC667.61(b): Spec Alleg-Sex Crimes - Aggravated Circumstances

13 It is further alleged, within the meaning of Penal Code section 667.61(b), as to defendant,
14 DAVID AVIS VANCE, as to count 11 that the following circumstances apply: multiple
15 victims.

16 Enhancement¹⁴

17 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

18 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 11 that the
19 victim, [REDACTED] in the above offense was under the age of 14 years
20 and the defendant, DAVID AVIS VANCE had substantial sexual conduct with [REDACTED]

21 [REDACTED]

22 Count 12¹

23 On or between January 1, 1995 and September 26, 1998, in the County of San Luis
24 Obispo, State of California, the crime of Lewd Act Upon A Child in violation of Penal Code
25 Section 288(a), a Felony, was committed in that DAVID AVIS VANCE did willfully,
26 unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and
27 certain parts and members thereof of [REDACTED], a child under the age
28 of fourteen years, with the intent of arousing, appealing to, and gratifying the lust,

1 passions, and sexual desires of the said defendant to wit: first penis to vagina.

2 NOTICE: This charge is being filed pursuant to California Penal Code Section 799(a).

3 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
4 1192.7(c).

5 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
6 section 290. Willful failure to register is a crime.

7 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction
8 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of
9 the jail or prison facility where you are incarcerated pursuant to Penal Code Section
10 1524.1 and Health and Safety Code section 121055 following a probable cause hearing
11 resulting in a court order.

12 Enhancement ¹⁹

13 PC667.61(b): Spec Alleg-Sex Crimes - Aggravated Circumstances

14 It is further alleged, within the meaning of Penal Code section 667.61(b), as to defendant,
15 DAVID AVIS VANCE, as to count 12 that the following circumstances apply: multiple
16 victims.

17 Enhancement ²⁰

18 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

19 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 12 that the
20 victim, [REDACTED], in the above offense was under the age of 14 years
21 and the defendant, DAVID AVIS VANCE had substantial sexual conduct with [REDACTED]

22 [REDACTED]

23 Count 13

24 On or between January 1, 1995 and September 26, 1998, in the County of San Luis
25 Obispo, State of California, the crime of Lewd Act Upon A Child in violation of Penal Code
26 Section 288(a), a Felony, was committed in that DAVID AVIS VANCE did willfully,
27 unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and
28 certain parts and members thereof of [REDACTED], a child under the age

1 of fourteen years, with the intent of arousing, appealing to, and gratifying the lust,
2 passions, and sexual desires of the said defendant to wit: last penis to vagina.

3 NOTICE: This charge is being filed pursuant to California Penal Code Section 799(a).

4 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
5 1192.7(c).

6 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
7 section 290. Willful failure to register is a crime.

8 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction
9 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of
10 the jail or prison facility where you are incarcerated pursuant to Penal Code Section
11 1524.1 and Health and Safety Code section 121055 following a probable cause hearing
12 resulting in a court order.

13 Enhancement ²¹

14 PC667.61(b): Spec Alleg-Sex Crimes - Aggravated Circumstances

15 It is further alleged, within the meaning of Penal Code section 667.61(b), as to defendant,
16 DAVID AVIS VANCE, as to count 13 that the following circumstances apply: multiple
17 victims.

18 Enhancement ²²

19 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

20 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 13 that the
21 victim, ([REDACTED] [REDACTED]), in the above offense was under the age of 14 years
22 and the defendant, DAVID AVIS VANCE had substantial sexual conduct with [REDACTED]

23 [REDACTED] [REDACTED] [REDACTED]

24 Count 14

25 On or between January 1, 1995 and September 26, 1998, in the County of San Luis
26 Obispo, State of California, the crime of Lewd Act Upon A Child in violation of Penal Code
27 Section 288(a), a Felony, was committed in that DAVID AVIS VANCE did willfully,
28 unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and

1 certain parts and members thereof of [REDACTED] a child under the
2 age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust,
3 passions, and sexual desires of the said defendant: to wit first penis to anus.

4 NOTICE: This charge is being filed pursuant to California Penal Code Section 799(a).

5 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
6 1192.7(c).

7 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
8 section 290. Willful failure to register is a crime.

9 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction
10 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of
11 the jail or prison facility where you are incarcerated pursuant to Penal Code Section
12 1524.1 and Health and Safety Code section 121055 following a probable cause hearing
13 resulting in a court order.

14 Enhancement ²³

15 PC667.61(b): Spec Alleg-Sex Crimes - Aggravated Circumstances

16 It is further alleged, within the meaning of Penal Code section 667.61(b), as to defendant,
17 DAVID AVIS VANCE, as to count 14 that the following circumstances apply: multiple
18 victims.

19 Enhancement ²⁴

20 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

21 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 14 that the
22 victim, [REDACTED] [REDACTED]), in the above offense was under the age of 14 years
23 and the defendant, DAVID AVIS VANCE had substantial sexual conduct with [REDACTED]

24 [REDACTED] [REDACTED] [REDACTED]

25 Count 15

26 On or between January 1, 1995 and September 26, 1998, in the County of San Luis
27 Obispo, State of California, the crime of Lewd Act Upon A Child in violation of Penal Code
28 Section 288(a), a Felony, was committed in that DAVID AVIS VANCE did willfully,

1 unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and
2 certain parts and members thereof of [REDACTED] [REDACTED]), a child under the age
3 of fourteen years, with the intent of arousing, appealing to, and gratifying the lust,
4 passions, and sexual desires of the said defendant to wit: last penis to anus.

5 NOTICE: This charge is being filed pursuant to California Penal Code Section 799(a).

6 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
7 1192.7(c).

8 NOTICE: Conviction of this offense will require you to register pursuant to Penal Code
9 section 290. Willful failure to register is a crime.

10 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction
11 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of
12 the jail or prison facility where you are incarcerated pursuant to Penal Code Section
13 1524.1 and Health and Safety Code section 121055 following a probable cause hearing
14 resulting in a court order.

15 Enhancement ²⁵

16 PC667.61(b): Spec Alleg-Sex Crimes - Aggravated Circumstances

17 It is further alleged, within the meaning of Penal Code section 667.61(b), as to defendant,
18 DAVID AVIS VANCE, as to count 15 that the following circumstances apply: multiple
19 victims.

20 Enhancement ²⁶

21 PC1203.066(a)(8): Spec Alleg-Substantial Sexual Conduct-288, 288.5

22 It is further alleged pursuant to Penal Code section 1203.066(a)(8) as to count 15 that the
23 victim, [REDACTED]), in the above offense was under the age of 14 years
24 and the defendant, DAVID AVIS VANCE had substantial sexual conduct with [REDACTED]

25 [REDACTED]

26 //

27 //

28 //

1 The People hereby give notice of the People's intent to admit evidence of prior sexual acts
2 pursuant to Evidence Code section 1108. These incidents include the prior incident(s)
3 described in the police report, chronological report, and/or tapes already provided, and
4 other alleged incidents of abuse, which will be provided as they are obtained by the
5 prosecution.

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 Contrary to the form, force and effect of that statute in such cases made and
2 provided and against the peace and dignity of the people of the State of California.

3 Dated: March 18, 2020

4 DAN DOW
5 DISTRICT ATTORNEY

6 By: 
7 _____
8 MELISSA CHABRA
9 DEPUTY DISTRICT ATTORNEY
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SUMMARY PAGE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Cnt	Charge	Range	Defendant(s)	Special Allegation	Effect
1	PC288.7(b)		David Avis Vance		
2	PC288(a) PC667.61(j)(2), PC1203.066(a)(8)		David Avis Vance		
3	PC288(a) PC667.61(j)(2), PC1203.066(a)(8)		David Avis Vance		
4	PC288(a) PC667.61(j)(2), PC1203.066(a)(8)		David Avis Vance		
5	PC288(a) PC667.61(j)(2), PC1203.066(a)(8)		David Avis Vance		
6	PC288(a) PC667.61(j)(2)		David Avis Vance		

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

7	PC288(a) PC667.61(j)(2)		David Avis Vance		
8	PC288(a) PC667.61(b), PC1203.066(a)(8)		David Avis Vance		
9	PC288(a) PC667.61(b), PC1203.066(a)(8)		David Avis Vance		
10	PC288(a) PC667.61(b), PC1203.066(a)(8)		David Avis Vance		
11	PC288(a) PC667.61(b), PC1203.066(a)(8)		David Avis Vance		
12	PC288(a) PC667.61(b), PC1203.066(a)(8)		David Avis Vance		

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

13	PC288(a) PC667.61(b), PC1203.066(a)(8)		David Avis Vance		
14	PC288(a) PC667.61(b), PC1203.066(a)(8)		David Avis Vance		
15	PC288(a) PC667.61(b), PC1203.066(a)(8)		David Avis Vance		
17	EC1108		David Avis Vance		