

FILED

FEB 05 2020

SAN LUIS OBISPO SUPERIOR COURT

BY: S. Campos  
S. Campos, Deputy Clerk

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

DV Case  
 BOOKING REQ

8 SUPERIOR COURT OF CALIFORNIA  
9 COUNTY OF SAN LUIS OBISPO  
10 DEPARTMENT D3

11 THE PEOPLE OF THE STATE OF  
12 CALIFORNIA  
13  
14 Plaintiff,  
15  
16 vs.  
17  
18 GINGER LEE MANKINS  
19 DOB: 11/30/1964 ID NO. D000203799  
20 AKA GINGER MANKINS  
21  
22 Defendant.

COURT CASE NO. 20F-00984  
COMPLAINT

DA CASE NO. 079-638497

Appearance Date:

23 The District Attorney of San Luis Obispo County, California, hereby accuses the  
24 above named defendant of the following criminal offenses:

25 Count 1

26 Between May 2007 and December 2017, in the County of San Luis Obispo, State of  
27 California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a  
28 Felony, was committed in that GINGER LEE MANKINS during the aforementioned  
dates while said defendant was an agent, servant, and employee of Rick Machado  
Livestock and its principal Rick Machado and Jill Machado (together the "Machados"), did  
unlawfully take from the Machados money and personal property in an amount which  
aggregates to a value exceeding Nine Hundred Fifty Dollars (\$950) in any 12 consecutive

1 month period, said funds being transferred to an account owned by Wapita Inc. and/or  
2 Ginger Mankins.

3 Enhancement

4 PC12022.6(a)(2): Spec Alleg-Excessive Loss Over \$200,000

5 It is further alleged as to Count 1 that in the commission of the above offense the said  
6 defendant, GINGER LEE MANKINS, with the intent to do so, took property (money) of a  
7 value exceeding \$200,000, within the meaning of Penal Code section 12022.6(a)(2).

8 Count 2

9 Between August 2008 and December 31, 2017, in the County of San Luis Obispo, State of  
10 California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a  
11 Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates  
12 while said defendant was an agent, servant, and employee of Rick Machado Livestock and  
13 its principal Rick Machado and Jill Machado (together the "Machados") , did unlawfully  
14 take from the Machados money and personal property in an amount which aggregates to a  
15 value exceeding Nine Hundred Fifty Dollars (\$950) in any 12 consecutive month period,  
16 said funds being transferred to an account owned by B & D Farms.

17 Enhancement

18 PC12022.6(a)(4): Spec Alleg-Excessive Loss Over \$3,200,000

19 It is further alleged as to Count 2 that in the commission of the above offense the said  
20 defendant, GINGER LEE MANKINS, with the intent to do so, took property (money) of a  
21 value exceeding \$3,200,000, within the meaning of Penal Code section 12022.6(a)(4).

22 Count 3

23 Between January 1, 2018 and February 2, 2018, in the County of San Luis Obispo, State  
24 of California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a  
25 Felony, was committed in that GINGER LEE MANKINS during the aforementioned  
26 dates while said defendant was an agent, servant, and employee of Rick Machado  
27 Livestock and its principal Rick Machado and Jill Machado (together the "Machados") did

1 unlawfully take from the Machados money and personal property in an amount which  
2 aggregates to a value exceeding Nine Hundred Fifty Dollars (\$950) in any 12 consecutive  
3 month period, said funds being transferred to an account owned by B&D Farms.

4 **Count 4**

5 Between December 2009 and August 2015, in the County of San Luis Obispo, State of  
6 California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a  
7 Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates  
8 while said defendant was an agent, servant, and employee of Rick Machado Livestock and  
9 its principal Rick Machado and Jill Machado (together the "Machados") , did unlawfully  
10 take from the Machados money and personal property in an amount which aggregates to a  
11 value exceeding Nine Hundred Fifty Dollars (\$950) in any 12 consecutive month period,  
12 said funds being transferred or deposited in an account owned by Lookout Ranch.

13 **Enhancement**

14 **PC12022.6(a)(2): Spec Alleg-Excessive Loss Over \$200,000**

15 It is further alleged as to Count 4 that in the commission of the above offense the said  
16 defendant, GINGER LEE MANKINS, with the intent to do so, took property (money) of a  
17 value exceeding \$200,000, within the meaning of Penal Code section 12022.6(a)(2).

18 **Count 5**

19 Between May 2011 and December 2014, in the County of San Luis Obispo, State of  
20 California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a  
21 Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates  
22 while said defendant was an agent, servant, and employee of Rick Machado Livestock and  
23 its principal Rick Machado and Jill Machado (together the "Machados") , did unlawfully  
24 take from the Machados money and personal property in an amount which aggregates to a  
25 value exceeding Nine Hundred Fifty Dollars (\$950) in any 12 consecutive month period,  
26 said funds being transferred or deposited in an account owned by Ginger Mankins and/or  
27 Mark Mankins.

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

Count 6

Between August 2012 and April 2013, in the County of San Luis Obispo, State of California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates while said defendant was an agent, servant, and employee of B&D Farms, Inc., and Gary L. McKinsey, (together "B&D Farms"), did unlawfully take from B&D Farms money and personal property in an amount which aggregates to a value exceeding Nine Hundred Fifty Dollars (\$950) in any 12 consecutive month period, said funds being transferred or deposited into a Bank of the West account.

Count 7

Between July 2013 and December 31, 2017, in the County of San Luis Obispo, State of California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates while said defendant was an agent, servant, and employee of B&D Farms, Inc., and Gary L. McKinsey, (together "B&D Farms"), did unlawfully take from B&D Farms money and personal property in an amount which aggregates to a value exceeding Nine Hundred Fifty Dollars (\$950) in any 12 consecutive month period, said funds being transferred or used to pay an American Express credit card account.

Enhancement

PC12022.6(a)(2): Spec Alleg-Excessive Loss Over \$200,000

It is further alleged as to Count 7 that in the commission of the above offense the said defendant, GINGER LEE MANKINS, with the intent to do so, took property (money) of a value exceeding \$200,000, within the meaning of Penal Code section 12022.6(a)(2).

Count 8

In January 2018, in the County of San Luis Obispo, State of California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates, and while said defendant was

1 an agent, servant, and employee of B&D Farms, Inc., and Gary L. McKinsey, (together  
2 "B&D Farms"), did unlawfully take from B&D Farms money and personal property in an  
3 amount which aggregates to a value exceeding Nine Hundred Fifty Dollars (\$950) in any  
4 12 consecutive month period, said funds being transferred or used to pay an American  
5 Express credit card account.

6 Count 9

7 Between August 2011 and December 31, 2017, in the County of San Luis Obispo, State of  
8 California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a  
9 Felony, was committed in that GINGER LEE MANKINS during the aforementioned  
10 dates while said defendant was an agent, servant, and employee of B&D Farms, Inc., and  
11 Gary L. McKinsey, (together "B&D Farms"), did unlawfully take from B&D Farms money  
12 and personal property in an amount which aggregates to a value exceeding Nine Hundred  
13 Fifty Dollars (\$950) in any 12 consecutive month period, said funds being used to pay a  
14 Wells Fargo credit card, last numbers ending 1712.

15 Enhancement

16 PC12022.6(a)(1): Spec Alleg-Excessive Loss Over \$65,000

17 It is further alleged as to Count 9 that in the commission of the above offense the said  
18 defendant, GINGER LEE MANKINS, with the intent to do so, took property (money) of a  
19 value exceeding \$65,000, within the meaning of Penal Code section 12022.6(a)(1).

20 Count 10

21 Between January 2018 and October 2018, in the County of San Luis Obispo, State of  
22 California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a  
23 Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates  
24 while said defendant was an agent, servant, and employee of B&D Farms, Inc., and Gary  
25 L. McKinsey, (together "B&D Farms"), did unlawfully take from B&D Farms money and  
26 personal property in an amount which aggregates to a value exceeding Nine Hundred Fifty  
27

1 Dollars (\$950) in any 12 consecutive month period, said funds being used to pay a Wells  
2 Fargo credit card, last numbers ending 1712.

3 Count 11

4 Between March 2016 and December 31, 2017, in the County of San Luis Obispo, State of  
5 California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a  
6 Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates  
7 while said defendant was an agent, servant, and employee of B&D Farms, Inc., and Gary  
8 L. McKinsey, (together "B&D Farms"), did unlawfully take from B&D Farms money and  
9 personal property in an amount which aggregates to a value exceeding Nine Hundred Fifty  
10 Dollars (\$950) in any 12 consecutive month period, said funds being used to pay an  
11 American Express credit card.

12 Enhancement

13 PC12022.6(a)(1): Spec Alleg-Excessive Loss Over \$65,000

14 It is further alleged as to Count 11 that in the commission of the above offense the said  
15 defendant, GINGER LEE MANKINS, with the intent to do so, took property (money) of a  
16 value exceeding \$65,000, within the meaning of Penal Code section 12022.6(a)(1).

17 Count 12

18 Between August 2008 and December 31, 2017, in the County of San Luis Obispo, State of  
19 California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a  
20 Felony, was committed in that GINGER LEE MANKINS on and between during the  
21 aforementioned dates while said defendant was an agent, servant, and employee of B&D  
22 Farms, Inc., and Gary L. McKinsey, (together "B&D Farms"), did unlawfully take from B&D  
23 Farms money and personal property in an amount which aggregates to a value exceeding  
24 Nine Hundred Fifty Dollars (\$950) in any 12 consecutive month period, said funds being  
25 transferred to an account owned by Wapita Inc. and/or Ginger Mankins.

26

27

28

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

Enhancement

PC12022.6(a)(2): Spec Alleg-Excessive Loss Over \$200,000

It is further alleged as to Count 12 that in the commission of the above offense the said defendant, GINGER LEE MANKINS, with the intent to do so, took property (money) of a value exceeding \$200,000, within the meaning of Penal Code section 12022.6(a)(2).

Count 13

Between January 2018 and December 31, 2019, in the County of San Luis Obispo, State of California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates while said defendant was an agent, servant, and employee of B&D Farms, Inc., and Gary L. McKinsey, (together "B&D Farms"), did unlawfully take from B&D Farms money and personal property in an amount which aggregates to a value exceeding Nine Hundred Fifty Dollars (\$950) in any 12 consecutive month period, said funds being transferred to an account owned by Wapita Inc. and/or Ginger Mankins.

Count 14

Between August 2009 and December 31, 2017, in the County of San Luis Obispo, State of California, the crime of Grand Theft By Embezzlement in violation of PC487(a), a Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates while said defendant was an agent, servant, and employee of B&D Farms, Inc., and Gary L. McKinsey, (together "B&D Farms"), did unlawfully take from B&D Farms money and personal property in an amount which aggregates to a value exceeding Nine Hundred Fifty Dollars (\$950) in any 12 consecutive month period, said funds being transferred to accounts owned by the Machados.

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

Enhancement

PC12022.6(a)(3): Spec Alleg-Excessive Loss Over \$1,300,000

It is further alleged as to Count 14 that n the commission of the above offense the said defendant, GINGER LEE MANKINS, with the intent to do so, took property (money) of a value exceeding \$1,300,000, within the meaning of Penal Code section 12022.6 (a)(3).

Count 15

Between January 1, 2018 and February 9, 2018, in the County of San Luis Obispo, State of California, the crime of Grand Theft By Embezzlement in violation of PC487(b)(3), a Felony, was committed in that GINGER LEE MANKINS during the aforementioned dates while said defendant was an agent, servant, and employee of B&D Farms, Inc., and Gary L. McKinsey, (together "B&D Farms"), did unlawfully take from B&D Farms money and personal property in an amount which aggregates to a value exceeding Nine Hundred Fifty Dollars (\$950) in any 12 consecutive month period, said funds being transferred to accounts owned by the Machados.

Enhancement

PC186.11(a)(2): Spec Alleg - Aggravated White Collar Crime

It is further alleged, pursuant to Penal Code section 186.11(a), that the offenses set forth in Counts 1-15 are related felonies, a material element of which is fraud and embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking of more than Five Hundred Thousand Dollars (\$500,000).

Enhancement

PC803(c): Spec Alleg-Statute Of Limitations-Late Discovery (Zamora Allegation)

It is further alleged as to Counts 1, 2, 3, 4 and 5 , offenses described in Penal Code section 803(c),that the above violation was not discovered until approximately March 2018 by Rick Machado, owner of victim company, when he first learned from the defendant and/or banking institutions of the thefts, and that no victim of said violation and no law enforcement agency chargeable with the investigation and prosecution of said violation



1 had actual and constructive knowledge of said violation prior to said date because  
2 defendant, a trusted bookkeeper and office manager, concealed the fact she was stealing  
3 from said victim, within the meaning of Penal Code section 803(c).

4 Enhancement

5 PC803(c): Spec Alleg-Statute Of Limitations-Late Discovery (Zamora Allegation)

6 It is further alleged as to Counts 6, 7, 9, 11, 12 and 14, offenses described in Penal Code  
7 section 803(c), that the above violation was not discovered until approximately March 2018  
8 by Gary McKinsey, owner of B&D Farms, when he first learned from the defendant and/or  
9 banking institutions of the thefts, and that no victim of said violation and no law  
10 enforcement agency chargeable with the investigation and prosecution of said violation  
11 had actual and constructive knowledge of said violation prior to said date because  
12 defendant, a trusted bookkeeper and office manager, concealed the fact she was stealing  
13 from said victim, within the meaning of Penal Code section 803(c).

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 All of which is contrary to the statute in such cases made and provided, and against  
2 the peace and dignity of the People of the State of California.

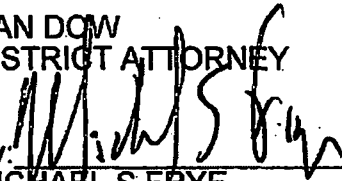
3 I declare that an investigation has been conducted to determine if said Defendant(s)  
4 did commit the stated crime, which reports are attached hereto and incorporated herein by  
5 reference, and that the facts therein show probable cause that the said Defendant(s) did  
6 commit the crime. Your declarant requests the issuance of a Warrant of Arrest either if  
7 said Defendant(s) do not appear voluntarily in response to an appearance letter, or if no  
8 appearance letter was issued.

9 **Discovery Request:** Pursuant to Penal Code Section 1054.5(b), the People are  
10 hereby informally requesting that defense counsel provide discovery to the people as  
11 required by Penal Code Section 1054.3.

12 On this day February 4, 2020, in the County of San Luis Obispo, I certify and  
13 declare under penalty of perjury that the foregoing is true and correct.

14 Dated: February 4, 2020

15 DAN DOW  
16 DISTRICT ATTORNEY

17 By:   
18 MICHAEL S FRYE  
19 DEPUTY DISTRICT ATTORNEY

20 Upon review of the reports attached and incorporated herein by reference, I find sufficient  
21 probable cause to warrant the defendant(s) continued detention.

22 Dated: \_\_\_\_\_  
23 \_\_\_\_\_  
24 Judge of the Superior Court

SUMMARY PAGE

Cnt	Charge	Range	Defendant(s)	Special Allegation	Effect
1	PC487(b)(3)		Ginger Lee Mankins		
	PC12022.6(a)(2)				
2	PC487(b)(3)		Ginger Lee Mankins		
	PC12022.6(a)(4)				
3	PC487(b)(3)		Ginger Lee Mankins		
4	PC487(b)(3)		Ginger Lee Mankins		
	PC12022.6(a)(2)				
5	PC487(b)(3)		Ginger Lee Mankins		
6	PC487(b)(3)		Ginger Lee Mankins		
7	PC487(b)(3)		Ginger Lee Mankins		
	PC12022.6(a)(2)				
8	PC487(b)(3)		Ginger Lee Mankins		
9	PC487(b)(3)		Ginger Lee Mankins		
	PC12022.6(a)(1)				
10	PC487(b)(3)		Ginger Lee Mankins		
11	PC487(b)(3)		Ginger Lee Mankins		
	PC12022.6(a)(1)				
12	PC487(b)(3)		Ginger Lee Mankins		
	PC12022.6(a)(2)				
13	PC487(b)(3)		Ginger Lee Mankins		
14	PC487(a)		Ginger Lee Mankins		
	PC12022.6(a)(3)				
15	PC487(b)(3)		Ginger Lee Mankins		
	PC186.11(a)(2), PC803(c), PC803(c)				