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DISTRICT ATTORNEY
2 STATE BAR # 237986
COUNTY OF SAN LUIS OBISPO
3 COURTHOUSE ANNEX, 4TH FLOOR
SAN LUIS OBISPO, CA 93408
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8 SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO
9 DEPARTMENT 9

Electronically
FILED:09/08/2023
San Luis Obispo Superior Court
By: Ramirez, Liliana

10

11 THE PEOPLE OF THE STATE OF
CALIFORNIA
12 Plaintiff,

COURT CASE NO. 22F-00732
AMENDED INFORMATION

13 vs.

14 **COURTNEY ALLAN QUIROS**
DOB: 12/15/1986 ID NO. D000422557

DA CASE NO. 079-673278

15

16 Defendant.

Appearance Date: September 8,
2023

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

21

Count 1

22 On or about February 8, 2022, in the County of San Luis Obispo, State of California, the
23 crime of Assault To Commit A Felony During The Commission Of A First Degree Burglary
24 in violation of PC220(b), a Felony, was committed in that COURTNEY ALLAN QUIROS did
25 during the commission of a first degree burglary assault Confidential Victim, with the intent
26 to commit rape, sodomy, oral copulation and a violation of sections 264.1, 288, and 289.

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

1 NOTICE: The above offense is a violent felony within the meaning of Penal Code 667.5(c).
2 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction
3 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of
4 the jail or prison facility where you are incarcerated pursuant to Penal Code Section
5 1524.1 and Health and Safety Code section 121055 following a probable cause hearing
6 resulting in a court order.

7
8 Count 2

9 On or about February 8, 2022, in the County of San Luis Obispo, State of California, the
10 crime of Rape By Artifice in violation of PC261(a)(5), a Felony, was committed in that
11 COURTNEY ALLAN QUIROS did unlawfully have and accomplish an act of sexual
12 intercourse with a person, to wit, Confidential Victim, not his/her spouse, where said
13 person submitted under the belief that the person committing said act was his/her spouse,
14 said belief having been induced by artifice, pretense, and concealment practiced by said
15 defendant with the intent to induce said belief.

16 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
17 1192.7(c).

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

21 NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction
22 HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of
23 the jail or prison facility where you are incarcerated pursuant to Penal Code Section
24 1524.1 and Health and Safety Code section 121055 following a probable cause hearing
25 resulting in a court order.

26
27 Count 3

28 On or about February 8, 2022, in the County of San Luis Obispo, State of California, the
crime of Forcible Oral Copulation in violation of PC287(c)(2)(A), a Felony, was committed
in that COURTNEY ALLAN QUIROS did unlawfully participate in an act of oral copulation

1 with Confidential Victim and did accomplish said act against said victim's will by force,
2 violence, duress, menace, and fear of immediate and unlawful bodily injury to said victim
3 and to another.

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

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: The above offense is a serious felony within the meaning of Penal Code Section
10 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)

11
12 **Special Allegation**

13 **PC667.61(a) and (d): Spec Alleg-Sex Crimes - Aggravated Circumstances**

14 It is further alleged, within the meaning of Penal Code sections 667.61(a) and (d), as to
15 defendant, COURTNEY ALLAN QUIROS, as to count 3 that the following circumstances
16 apply: Defendant committed the crime during the commission of First Degree Burglary with
17 the intent to commit forcible oral copulation.

18 **Count 4**

19 On or about February 8, 2022, in the County of San Luis Obispo, State of California, the
20 crime of First Degree Burglary, Person Present in violation of PC459, a Felony, was
21 committed in that COURTNEY ALLAN QUIROS did enter an inhabited dwelling house and
22 inhabited portion of a building occupied by Confidential Victim, with the intent to commit
23 larceny and any felony.

24 NOTICE: The above offense is a serious felony within the meaning of Penal Code Section
25 1192.7(c). It is further alleged that the above offense is a violation of Penal Code
26 Section 462(a). It is further alleged that the above offense is a violent felony within the
27 meaning of Penal Code 667.5(c) in that another person, other than an accomplice, was
28 present in the residence during the commission of the above offense.

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Count 5

On or about February 8, 2022, in the County of San Luis Obispo, State of California, the crime of Sexual Battery By Restraint in violation of PC243.4(a), a Felony, was committed in that COURTNEY ALLAN QUIROS did willfully and unlawfully touch an intimate part of Confidential Victim, while said person was unlawfully restrained by said defendant, COURTNEY ALLAN QUIROS, against the will of said person and for the purpose of sexual arousal, sexual gratification, and sexual abuse.

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

Prior

It is further alleged, pursuant to Penal Code sections 667(d) and (e), and Penal Code sections 1170.12(b) and (c), that defendant COURTNEY ALLAN QUIROS has suffered the following prior conviction of a serious and/or violent felony:

Charge	S	Off. Date	Disp. Date	Sent. Date	Court #	Jurisdiction
Assault With A Deadly Weapon	F	05-16-2018	08-07-2018		18F-04263	San Luis Obispo

Prior

It is further alleged as to count 1, 2 and 3 pursuant to Penal Code section 667(a)(1) that the defendant, COURTNEY ALLAN QUIROS, has suffered the following prior conviction(s) of a serious felony:

Charge	S	Off. Date	Disp. Date	Sent. Date	Court #	Jurisdiction
Assault With A Deadly Weapon	F	05-16-2018	08-07-2018		18F-04263	San Luis Obispo

It is further alleged pursuant to Penal Code Section 1170(b)(2) that one or more of the following factors in aggravation listed in California Rule of Court 4.421 may apply to the defendant(s) or to conduct of the defendant(s):

- 1 4.421(a)(1) The crime involved great violence, great bodily harm, threat of great bodily
2 harm, and other acts disclosing a high degree of cruelty, viciousness and callousness.
- 3 4.421(a)(2) The defendant was armed with or used a weapon at the time of the
4 commission of the crime.
- 5 4.421(a)(3) The victim was particularly vulnerable.
- 6 4.421(a)(4) The defendant induced others to participate in the commission of the crime
7 and occupied a position of leadership and dominance of other participants in its
8 commission.
- 9 4.421(a)(5) The defendant induced a minor to commit and assist in the commission of the
10 crime.
- 11 4.421(a)(6) The defendant threatened witnesses, unlawfully prevented and dissuaded
12 witnesses from testifying, suborned perjury, and in any other way illegally interfered with
13 the judicial process.
- 14 4.421(a)(7) The defendant is charged with other crimes for which consecutive sentences
15 can be imposed but for which concurrent sentences shall be imposed.
- 16 4.421(a)(8) The manner in which the crime was carried out indicates planning,
17 sophistication, and professionalism.
- 18 4.421(a)(9) The crime involved an attempted or actual taking or damage of great monetary
19 value.
- 20 4.421(a)(10) The crime involved a large quantity of contraband.
- 21 4.421(a)(11) The defendant took advantage of a position of trust and confidence to commit
22 the offense.
- 23 4.421(a)(12) The crime constitutes a hate crime under section 422.55 of the Penal Code
24 and no hate crime enhancements under section 422.75 of the Penal Code shall be
25 imposed and the crime is not subject to sentencing under section 1170.8 of the Penal
26 Code.
- 27 4.421(b)(1) The defendant has engaged in violent conduct that indicates a serious danger
28 to society.

1 4.421(b)(2) The defendant's prior convictions as an adult and sustained petitions in
2 juvenile delinquency proceedings are numerous and of increasing seriousness.

3 4.421(b)(3) The defendant has served a prior term in prison and county jail under section
4 1170(h).

5 4.421(b)(4) The defendant was on probation, mandatory supervision, post release
6 community supervision, and parole when the crime was committed.

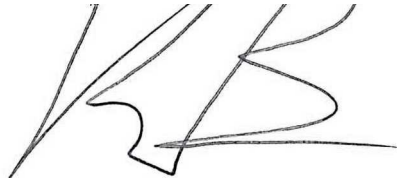
7 4.421(b)(5) The defendant's prior performance on probation, mandatory supervision, post
8 release community supervision, and parole was unsatisfactory.

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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: September 8, 2023

4 DAN DOW
5 DISTRICT ATTORNEY

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8 By: _____
9 KRISTIN L BARNARD
10 DEPUTY DISTRICT ATTORNEY

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SUMMARY PAGE					
Cnt	Charge	Range	Defendant(s)	Special Allegation	Effect
1	PC220(b)	LIFE State Prison	Courtney Allan Quiros		
2	PC261(a)(5)	3-6-8 State Prison	Courtney Allan Quiros		
3	PC287(c)(2)(A) PC667.61(a) and (d)	3-6-8 State Prison	Courtney Allan Quiros		
4	PC459	2-4-6 PSP State Prison	Courtney Allan Quiros		
5	PC243.4(a)	2-3-4 State Prison	Courtney Allan Quiros		
6	PC1170.12	Strike Prior	Courtney Allan Quiros		
7	PC667(a)(1)	+5 yrs per prior State Prison	Courtney Allan Quiros		