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4 COUNTY OF SAN LUIS OBISPO
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FILED

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8 SUPERIOR COURT OF CALIFORNIA
9 COUNTY OF SAN LUIS OBISPO SAN LUIS OBISPO SUPERIOR COURT
10 DEPARTMENT 8 BY *L. Ramirez*
L. Ramirez, Deputy Clerk

11 THE PEOPLE OF THE STATE OF
12 CALIFORNIA
13 Plaintiff,

COURT CASE NO. 18F-08242

~~SECOND AMENDED INFORMATION~~

13 vs.

FIRST

14 **JOHN PAUL RUSSELL**
15 DOB: 03/23/1968
16 ID NO. D000164692
17 CII:

DA CASE NO. 079-628811

18 Defendant.

Appearance Date: February 28, 2022

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

22 Count 1

23 On or about July 10, 2018, in the County of San Luis Obispo, State of California, the crime
24 of Possession Of Matter Depicting Minor Engaging In Sexual Conduct in violation of
25 PC311.11(A), a Felony, was committed in that JOHN PAUL RUSSELL did knowingly and
26 unlawfully possess and control matter, to wit: child pornography, the production of which
27 involved the use of a person under the age of 18 years, said defendant knowing that the
28 matter depicted a person under the age of 18 years personally engaging in and simulating

1 sexual conduct as defined in Penal Code Section 311.4(d). It is further alleged that the
2 matter contained more than 600 images and 10 or more images involving a prepubescent
3 minor and a minor who had not attained 12 years of age within the meaning of
4 PC311.11(c)(1).

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
8 **Count 2**

9 On or about June 13, 2018, in the County of San Luis Obispo, State of California, the
10 crime of Possession And Transmission Of Child Pornography in violation of PC311.1(A), a
11 Felony, was committed in that JOHN PAUL RUSSELL did unlawfully and knowingly send,
12 cause to be sent, bring, cause to be brought, into this state for sale, distribution and in this
13 state possessed, prepared, published, produced, developed, duplicated, and printed any
14 representation of information, data or image, including, but not limited to film, filmstrip,
15 photograph, negative, slide, photocopy, videotape, video laser disc, computer hardware,
16 computer software, computer floppy disc, data storage media, CD-ROM, and computer-
17 generated equipment and any other computer generated image that contained and
18 incorporated in any manner, any film or film strip with the intent to distribute and to exhibit
19 to and to exchange with, others and who offered to distribute, distributed and exhibited to
20 and exchanged with, others, any obscene matter, knowing that the matter depicted a
21 person under the age of 18 years personally engaging and personally simulating sexual
22 conduct, as defined in Section 311.4.

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

25
26 **Count 3**

27 On or about June 14, 2018, in the County of San Luis Obispo, State of California, the
28 crime of Possession And Transmission Of Child Pornography in violation of PC311.1(A), a

1 Felony, was committed in that JOHN PAUL RUSSELL did unlawfully and knowingly send,
2 cause to be sent, bring, cause to be brought, into this state for sale, distribution and in this
3 state possessed, prepared, published, produced, developed, duplicated, and printed any
4 representation of information, data or image, including, but not limited to film, filmstrip,
5 photograph, negative, slide, photocopy, videotape, video laser disc, computer hardware,
6 computer software, computer floppy disc, data storage media, CD-ROM, and computer-
7 generated equipment and any other computer generated image that contained and
8 incorporated in any manner, any film or film strip with the intent to distribute and to exhibit
9 to and to exchange with, others and who offered to distribute, distributed and exhibited to
10 and exchanged with, others, any obscene matter, knowing that the matter depicted a
11 person under the age of 18 years personally engaging and personally simulating sexual
12 conduct, as defined in Section 311.4.

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

15

16 Count 4

17 On or about June 15, 2018, in the County of San Luis Obispo, State of California, the
18 crime of Possession And Transmission Of Child Pornography in violation of PC311.1(A), a
19 Felony, was committed in that JOHN PAUL RUSSELL did unlawfully and knowingly send,
20 cause to be sent, bring, cause to be brought, into this state for sale, distribution and in this
21 state possessed, prepared, published, produced, developed, duplicated, and printed any
22 representation of information, data or image, including, but not limited to film, filmstrip,
23 photograph, negative, slide, photocopy, videotape, video laser disc, computer hardware,
24 computer software, computer floppy disc, data storage media, CD-ROM, and computer-
25 generated equipment and any other computer generated image that contained and
26 incorporated in any manner, any film or film strip with the intent to distribute and to exhibit
27 to and to exchange with, others and who offered to distribute, distributed and exhibited to
28 and exchanged with, others, any obscene matter, knowing that the matter depicted a

1 person under the age of 18 years personally engaging and personally simulating sexual
2 conduct, as defined in Section 311.4.

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
6 Count 5

7 On or about June 18, 2018, in the County of San Luis Obispo, State of California, the
8 crime of Possession And Transmission Of Child Pornography in violation of PC311.1(A), a
9 Felony, was committed in that JOHN PAUL RUSSELL did unlawfully and knowingly send,
10 cause to be sent, bring, cause to be brought, into this state for sale, distribution and in this
11 state possessed, prepared, published, produced, developed, duplicated, and printed any
12 representation of information, data or image, including, but not limited to film, filmstrip,
13 photograph, negative, slide, photocopy, videotape, video laser disc, computer hardware,
14 computer software, computer floppy disc, data storage media, CD-ROM, and computer-
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16 incorporated in any manner, any film or film strip with the intent to distribute and to exhibit
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18 and exchanged with, others, any obscene matter, knowing that the matter depicted a
19 person under the age of 18 years personally engaging and personally simulating sexual
20 conduct, as defined in Section 311.4.

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
24 Count 6

25 On or about June 19, 2018, in the County of San Luis Obispo, State of California, the
26 crime of Possession And Transmission Of Child Pornography in violation of PC311.1(A), a
27 Felony, was committed in that JOHN PAUL RUSSELL did unlawfully and knowingly send,
28 cause to be sent, bring, cause to be brought, into this state for sale, distribution and in this

1 state possessed, prepared, published, produced, developed, duplicated, and printed any
2 representation of information, data or image, including, but not limited to film, filmstrip,
3 photograph, negative, slide, photocopy, videotape, video laser disc, computer hardware,
4 computer software, computer floppy disc, data storage media, CD-ROM, and computer-
5 generated equipment and any other computer generated image that contained and
6 incorporated in any manner, any film or film strip with the intent to distribute and to exhibit
7 to and to exchange with, others and who offered to distribute, distributed and exhibited to
8 and exchanged with, others, any obscene matter, knowing that the matter depicted a
9 person under the age of 18 years personally engaging and personally simulating sexual
10 conduct, as defined in Section 311.4.

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

13
14 Count 7

15 On or about June 20, 2018, in the County of San Luis Obispo, State of California, the
16 crime of Possession And Transmission Of Child Pornography in violation of PC311.1(A), a
17 Felony, was committed in that JOHN PAUL RUSSELL did unlawfully and knowingly send,
18 cause to be sent, bring, cause to be brought, into this state for sale, distribution and in this
19 state possessed, prepared, published, produced, developed, duplicated, and printed any
20 representation of information, data or image, including, but not limited to film, filmstrip,
21 photograph, negative, slide, photocopy, videotape, video laser disc, computer hardware,
22 computer software, computer floppy disc, data storage media, CD-ROM, and computer-
23 generated equipment and any other computer generated image that contained and
24 incorporated in any manner, any film or film strip with the intent to distribute and to exhibit
25 to and to exchange with, others and who offered to distribute, distributed and exhibited to
26 and exchanged with, others, any obscene matter, knowing that the matter depicted a
27 person under the age of 18 years personally engaging and personally simulating sexual
28 conduct, as defined in Section 311.4.

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
4 Count 8

5 On or about February 6, 2017, in the County of San Luis Obispo, State of California, the
6 crime of Possession And Transmission Of Child Pornography in violation of PC311.1(A), a
7 Felony, was committed in that JOHN PAUL RUSSELL did unlawfully and knowingly send,
8 cause to be sent, bring, cause to be brought, into this state for sale, distribution and in this
9 state possessed, prepared, published, produced, developed, duplicated, and printed any
10 representation of information, data or image, including, but not limited to film, filmstrip,
11 photograph, negative, slide, photocopy, videotape, video laser disc, computer hardware,
12 computer software, computer floppy disc, data storage media, CD-ROM, and computer-
13 generated equipment and any other computer generated image that contained and
14 incorporated in any manner, any film or film strip with the intent to distribute and to exhibit
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16 and exchanged with, others, any obscene matter, knowing that the matter depicted a
17 person under the age of 18 years personally engaging and personally simulating sexual
18 conduct, as defined in Section 311.4.

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
22 Count 9

23 On or about March 5, 2018, in the County of San Luis Obispo, State of California, the
24 crime of Possession And Transmission Of Child Pornography in violation of PC311.1(A), a
25 Felony, was committed in that JOHN PAUL RUSSELL did unlawfully and knowingly send,
26 cause to be sent, bring, cause to be brought, into this state for sale, distribution and in this
27 state possessed, prepared, published, produced, developed, duplicated, and printed any
28 representation of information, data or image, including, but not limited to film, filmstrip,

1 photograph, negative, slide, photocopy, videotape, video laser disc, computer hardware,
2 computer software, computer floppy disc, data storage media, CD-ROM, and computer-
3 generated equipment and any other computer generated image that contained and
4 incorporated in any manner, any film or film strip with the intent to distribute and to exhibit
5 to and to exchange with, others and who offered to distribute, distributed and exhibited to
6 and exchanged with, others, any obscene matter, knowing that the matter depicted a
7 person under the age of 18 years personally engaging and personally simulating sexual
8 conduct, as defined in Section 311.4.

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

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FACTORS IN AGGRAVATION

13 It is further alleged that during the course of conduct alleged in this case, the following
14 factors in aggravation apply to the defendant(s) or the conduct of the defendant(s):

15

16 Pursuant to California Rule of Court 4.421(a)(8), the manner in which the crime was
17 committed indicates planning, sophistication, or professionalism.

18

19 Pursuant to California Rule of Court 4.421(a)(10), the crime involved a large quantity of
20 contraband.

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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: February 28, 2022

4 DAN DOW
5 DISTRICT ATTORNEY

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8 By: _____
9 MELISSA CHABRA
10 DEPUTY DISTRICT ATTORNEY

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SUMMARY PAGE					
Cnt	Charge	Range	Defendant(s)	Special Allegation	Effect
1	PC311.11(A)	16-2-5 State Prison	John Paul Russell		
2	PC311.1(A)	16-2-3 St. Prison/365 Days	John Paul Russell		
3	PC311.1(A)	16-2-3 St. Prison/365 Days	John Paul Russell		
4	PC311.1(A)	16-2-3 St. Prison/365 Days	John Paul Russell		
5	PC311.1(A)	16-2-3 St. Prison/365 Days	John Paul Russell		
6	PC311.1(A)	16-2-3 St. Prison/365 Days	John Paul Russell		
7	PC311.1(A)	16-2-3 St. Prison/365 Days	John Paul Russell		
8	PC311.1(A)	16-2-3 St. Prison/365 Days	John Paul Russell		
9	PC311.1(A)	16-2-3 St. Prison/365 Days	John Paul Russell		