SUPERIOR COURT OF C					
PEOPLE OF THE STATE OF CALIFORNIA	NO. 16-CR-007180		FILED ALAMEDA COUNTY		
v.	COMPLAINT		9/16/2016 1:11:52 PM CLERK OF THE SUPERIOR COURT		
DANIEL BLACK	PFN: DSI970	CEN: 6314690	BY		
Defendant(s)			DEPUTY		

The undersigned, being sworn says, on information and belief, that DANIEL BLACK did, in the County of Alameda, State of California, on or about April 8, 2016, commit a MISDEMEANOR, to wit: ENGAGING IN LEWD CONDUCT, a violation of section 647(a) of the PENAL CODE of California, in that said defendant did unlawfully engage in lewd or dissolute conduct in a public place or in a place open to the public or exposed to public view.

## SECOND COUNT

The undersigned further deposes and says on information and belief, that said DANIEL BLACK did, in the County of Alameda, State of California, on or about April 8, 2016, commit a MISDEMEANOR, to wit: ENGAGING AND AGREEING TO ENGAGE IN PROSTITUTION, a violation of section 647(b) of the PENAL CODE of California, in that said defendant did unlawfully engage in and agree to engage in an act of prostitution and did some act within this state in furtherance of an act of prostitution.

NOTICE: Conviction of this offense will require the court to order an AIDS test pursuant to Penal Code Section 1202.6.

# THIRD COUNT

The undersigned further deposes and says on information and belief, that said DANIEL BLACK did, in the County of Alameda, State of California, on or about April 13, 2016, commit a MISDEMEANOR, to wit: ENGAGING IN LEWD CONDUCT, a violation of section 647(a) of the PENAL CODE of California, in that said defendant did unlawfully engage in lewd or dissolute conduct in a public place or in a place open to the public exposed to public view.

#### FOURTH COUNT

The undersigned further deposes and says on information and belief, that said DANIEL BLACK did, in the County of Alameda, State of California, on or about April 13, 2016, commit a MISDEMEANOR, to wit: ENGAGING AND AGREEING TO ENGAGE IN PROSTITUTION, a violation of section 647(b) of the PENAL CODE of California, in that said defendant did unlawfully engage in and agree to engage in an act of prostitution and did some act within this state in furtherance of an act of prostitution.

NOTICE: Conviction of this offense will require the court to order an AIDS test pursuant to Penal Code Section 1202.6.

## FIFTH COUNT

The undersigned further deposes and says on information and belief, that said DANIEL BLACK did, in the County of Alameda, State of California, on or about April 8, 2016 through April 13, 2016, commit a MISDEMEANOR, to wit: FURNISHING OF ALCOHOLIC BEVERAGE TO A MINOR, a violation of section 25658(a) of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did unlawfully furnish, give or furnished, or given away to a person under the age of twenty-one years, an alcoholic beverage containing more than one-half of one percent of alcohol by volume and fit for beverage purposes.

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.

Subscribed and sworn to before me,

Friday, September 16, 2016

This document was filed electronically in compliance with Penal Code section 959.1

SABRINA FARRELL Deputy District Attorney State Bar #215455

Alameda County, California

DA 2016S-112



# Request for Out of Custody Complaint Declaration of Probable Cause



Arrestee/Suspect		DOB	CDL	PFN	Agency Report #		
DANIEL BLACK		09/13/1967	C4047353 CA		2016S-112		
Arresting Agency		Declarant		Agency Phone	Agency Fax		
ALAMEDA COUNTY DISTRICT ATTORNEY		Jim Taranto		(510) 272-6263			
Arrest Date	Arrest Time	Arrest Location					
Holds		Arrestee Home Address					
Charges/Violations							
PC 647(B) M(2 Counts), PC 647(A) M(2 Counts), BP 25658(A) M(1 Counts)							

The reporting witness (referred to as aka: Jane DOE) states that on April 8, 2016 and on April 13, 2016, BLACK arranged to pick her up near her home in his motorhome. He drove her to restaurants in the cities of Berkeley (08/08/2016) and Albany (08/13/2016).

On April 8, 2016, DOE said the dinner conversation turned sexual in nature. DOE alleges BLACK leaned closer to her and said, "just to be clear, I'm not paying you, but I will buy you dinner." DOE alleges she and BLACK then returned to the motorhome parked in the parking lot visible from the public street, and engaged in one act of mutual oral copulation. The following morning, while the motorhome was still parked in the same spot, they engaged in one act of sexual intercourse. BLACK furnished DOE with alcoholic beverages inside the motorhome.

On April 13, 2016, after BLACK paid for their Albany restaurant meals, he then parked the motorhome on a public street in an industrial area near the waterfront and I/S 80 in the City of Berkeley. They engaged in one act of mutual oral copulation.

I declare under penalty of perjury that the above information was obtained through official police channels and is contained in the above-mentioned police report. Executed in the County of Alameda, State of California. Identity and signature of declarant verified by CRIMS.

Date: 09/15/2016 16:05:48

Declarant: Jim Taranto

Badge: 253

Reviewed and approved.

Date: 09/15/2016 16:06:52

Supervisor: Jim Taranto

Badge: 253