

ELECTRONICALLY FILED

Superior Court of California

County of Marin

06/29/2023

James M. Kim, Clerk of the Court

C. Jimenez, Deputy

DA CASE: 334845

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ATTORNEYS FOR THE PLAINTIFF

SUPERIOR COURT OF CALIFORNIA

COUNTY OF MARIN

THE PEOPLE OF THE STATE OF CALIFORNIA,)	NO. 334845
)	
PLAINTIFF,)	AGENCY CASE NO(S) .
)	SR22005221
v.)	
)	COMPLAINT
BRANDON CARL NAIL,)	
DAISY MAZARIEGOS,)	
)	
DEFENDANT(S) .)	

I, THE UNDERSIGNED, SAY, ON INFORMATION AND BELIEF, THAT IN THE COUNTY OF MARIN, STATE OF CALIFORNIA:

COUNT 001: On or about July 27, 2022, the crime of AN ASSAULT BY A PUBLIC OFFICER, in violation of Section 149 of the Penal Code, a felony, was committed by BRANDON CARL NAIL, who, at the time and place last aforesaid, did willfully and unlawfully, under color of authority, and without lawful necessity, assault, and beat Julio Jimenez Lopez, a human being, the said defendant

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being then and there a public officer, to wit: a peace officer employed by the San Rafael Police Department.

IT IS FURTHER ALLEGED, as to Count 1, that, in the commission of the above offense(s), the said defendant(s), BRANDON CARL NAIL, personally inflicted great bodily injury upon Julio Jimenez Lopez, not an accomplice to the above offense(s), within the meaning of Penal Code Section 12022.7(a).

COUNT 002: For a further and separate cause of complaint, being an offense connected together in its commission with and of the same class of crimes as the charge set forth in Count 001, complainant further complains and says: On or about July 27, 2022, the crime of AN ASSAULT BY A PUBLIC OFFICER, in violation of Section 149 of the Penal Code, a felony, was committed by DAISY MAZARIEGOS, who, at the time and place last aforesaid, did willfully and unlawfully, under color of authority, and without lawful necessity, assault, and beat Julio Jimenez Lopez, a human being, the said defendant being then and there a public officer, to wit: a peace officer employed by the San Rafael Police Department.

IT IS FURTHER ALLEGED, as to Count 2, that, in the commission of the above offense(s), the said defendant(s), DAISY MAZARIEGOS, personally inflicted great bodily injury upon Julio Jimenez Lopez, not an accomplice to the above offense(s), within the meaning of Penal Code Section 12022.7(a).

COUNT 003: For a further and separate cause of complaint, being a different offense from but connected in its commission with the charge set forth in Count 002, complainant further complains and says: On or about July 27, 2022, the crime of MAKING A FALSE STATEMENT IN A CRIME REPORT AND INVESTIGATION OF A CRIME, in violation of Section 118.1 of the Penal Code, a felony, was committed by BRANDON CARL NAIL, who, at the time and place last aforesaid, did willfully and unlawfully, while employed as a police officer with the San Rafael Police Department file a report with the San Rafael Police Department, regarding the commission of a crime and the investigation of a crime, and at the time of said filing of the report knowingly and intentionally made and caused to be placed in the report a statement on a material matter which the officer knew to be false, said statement not being required to be certified or otherwise expressly reported as true.

NOTICE: Conviction of this (these) offense(s), as to Counts 1 and 3, will require the said defendant(s), BRANDON CARL NAIL, to provide specimens and samples pursuant to Penal Code Section 296. Willful refusal to provide the specimens and samples is a crime.

NOTICE: Conviction of this (these) offense(s), as to Counts 1 and 3, will require the said defendant, BRANDON CARL NAIL, to relinquish all firearms pursuant to Penal Code Section 29800.

COUNT 004: For a further and separate cause of complaint, being a different offense from but connected in its commission with the charge set forth in Count 003, complainant further complains and says: On or about July 27, 2022, the crime of MAKING A FALSE STATEMENT IN A CRIME REPORT AND INVESTIGATION OF A CRIME, in violation of Section 118.1 of the Penal Code, a felony, was committed by DAISY MAZARIEGOS, who, at the time and place last aforesaid, did willfully and unlawfully, while employed as a police officer with the San Rafael Police Department file a report with the San Rafael Police Department, regarding the commission of a crime and the investigation of a crime, and at the time of said filing of the report knowingly and

intentionally made and caused to be placed in the report a statement on a material matter which the officer knew to be false, said statement not being required to be certified or otherwise expressly reported as true.

NOTICE: Conviction of this (these) offense(s), as to Counts 2 and 4, will require the said defendant(s), DAISY MAZARIEGOS, to provide specimens and samples pursuant to Penal Code Section 296. Willful refusal to provide the specimens and samples is a crime.

NOTICE: Conviction of this (these) offense(s), as to Counts 2 and 4, will require the said defendant, DAISY MAZARIEGOS, to relinquish all firearms pursuant to Penal Code Section 29800.

AGENCY REPORT DI22000041, SR22005221, INCORPORATED BY REFERENCE HERETO.

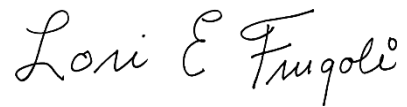
I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT EXCEPT AS TO THOSE MATTERS STATED ON THE

BRANDON CARL NAIL, DAISY MAZARIEGOS

334845

INFORMATION AND BELIEF AND AS TO THOSE MATTERS I BELIEVE THEM TO BE TRUE.

EXECUTED ON 6/29/2023.



LORI E. FRUGOLI
DISTRICT ATTORNEY