

FILED
APR 04 2025
K. BISHOP, CLERK OF THE COURT
SUPERIOR COURT OF CALIFORNIA
COUNTY OF CONTRA COSTA
By: *[Signature]*
Brenda O. Monguile, Deputy Clerk

SUPERIOR COURT OF CALIFORNIA
COUNTY OF CONTRA COSTA
MARTINEZ

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,

v.

EMILIO ALBERTO ESPERANZA-PACHECO,
dob 10/03/1973;
Defendant.

Docket: 02-23-01604
DA No: 0131074449

AMENDED INFORMATION - FELONY

Count 1) PC269(a)(1)
Count 2) PC269(a)(1)
Count 3) PC269(a)(4)
Count 4) PC269(a)(4)
Count 5) PC269(a)(5)
Count 6) PC288(b)(1)
Count 7) PC288(b)(1)
Count 8) PC288(b)(1)
Count 9) PC288(b)(1)
Count 10) PC288(b)(1)
Count 11) PC288(b)(1)
Count 12) PC288(b)(1)
Count 13) PC288(b)(1)
Count 14) PC288(b)(1)
Count 15) PC288(b)(1)

COUNT 1 – AGGRAVATED SEXUAL ASSAULT OF A CHILD - PC261(A)(2)

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC269(a)(1), Aggravated Sexual Assault Of A Child - PC261(A)(2), committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Aggravated Sexual Assault Of A Child - PC261(A)(2) in violation of PC269(a)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did commit the following act upon victim, JANE DOE, who was under the age of 14 years, the defendant, EMILIO ALBERTO ESPERANZA-PACHECO, being 7 and more years older than the victim: Rape, in violation of Penal Code Section 261(a)(2) and Penal Code Section 261(a)(6).

COUNT 2 – AGGRAVATED SEXUAL ASSAULT OF A CHILD - PC261(A)(2)

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC269(a)(1), Aggravated Sexual Assault Of A Child - PC261(A)(2), committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Aggravated Sexual Assault Of A Child - PC261(A)(2) in violation of PC269(a)(1), a Felony, was

committed in that EMILIO ALBERTO ESPERANZA-PACHECO did commit the following act upon victim, JANE DOE, who was under the age of 14 years, the defendant, EMILIO ALBERTO ESPERANZA-PACHECO, being 7 and more years older than the victim: Rape, in violation of Penal Code Section 261(a)(2) and Penal Code Section 261(a)(6).

COUNT 3 – AGGRAVATED SEXUAL ASSAULT OF A CHILD - ORAL COPULATION

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC269(a)(4), Aggravated Sexual Assault Of A Child - Oral Copulation, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Aggravated Sexual Assault Of A Child - Oral Copulation in violation of PC269(a)(4), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did commit the following act upon victim, JANE DOE, who was under the age of 14 years, the defendant, EMILIO ALBERTO ESPERANZA-PACHECO, being 7 and more years older than the victim: Oral copulation in violation of Penal Code Section 288a(c)(2), 288a(c)(3), and 288a(d).

COUNT 4 – AGGRAVATED SEXUAL ASSAULT OF A CHILD - ORAL COPULATION

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC269(a)(4), Aggravated Sexual Assault Of A Child - Oral Copulation, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Aggravated Sexual Assault Of A Child - Oral Copulation in violation of PC269(a)(4), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did commit the following act upon victim, JANE DOE, who was under the age of 14 years, the defendant, EMILIO ALBERTO ESPERANZA-PACHECO, being 7 and more years older than the victim: Oral copulation in violation of Penal Code Section 288a(c)(2), 288a(c)(3), and 288a(d).

COUNT 5 – AGGRAVATED SEXUAL ASSAULT OF A CHILD - PC289(A)

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC269(a)(5), Aggravated Sexual Assault Of A Child - PC289(A), committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Aggravated Sexual Assault Of A Child - PC289(A) in violation of PC269(a)(5), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did commit the following act upon victim, JANE DOE, who was under the age of 14 years, the defendant, EMILIO ALBERTO ESPERANZA-PACHECO, being 7 and more years older than the victim: Sexual penetration, in violation of Penal Code Section 289(a).

COUNT 6 – FORCIBLE LEWD ACT UPON CHILD

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC288(b)(1), Forcible Lewd Act Upon Child, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Forcible Lewd Act Upon Child in violation of PC288(b)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of JANE DOE, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant, EMILIO ALBERTO ESPERANZA-PACHECO and the said child, by use of force, violence, duress, menace, and threat of great bodily harm.

ENHANCEMENT 1

PC667.61(j)(1): Special Allegation-Sex Crimes Aggravating Circumstances

It is further alleged, as to the count listed above within the meaning of Penal Code sections 667.61(j)(1) and (d), that the victim in the above offense was a child under 14 years of age and that the following circumstance(s) apply: the defendant committed the present offense during the commission of a burglary of the first degree, as defined in subdivision (a) of Section 460, with intent to commit an offense specified in subdivision (c) of Penal Code Section 667.61.

COUNT 7 – FORCIBLE LEWD ACT UPON CHILD

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC288(b)(1), Forcible Lewd Act Upon Child, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Forcible Lewd Act Upon Child in violation of PC288(b)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of JANE DOE, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant, EMILIO ALBERTO ESPERANZA-PACHECO and the said child, by use of force, violence, duress, menace, and threat of great bodily harm.

COUNT 8 – FORCIBLE LEWD ACT UPON CHILD

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC288(b)(1), Forcible Lewd Act Upon Child, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Forcible Lewd Act Upon Child in violation of PC288(b)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of JANE DOE, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant, EMILIO ALBERTO ESPERANZA-PACHECO and the said child, by use of force, violence, duress, menace, and threat of great bodily harm.

COUNT 9 – FORCIBLE LEWD ACT UPON CHILD

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC288(b)(1), Forcible Lewd Act Upon Child, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Forcible Lewd Act Upon Child in violation of PC288(b)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of JANE DOE, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant, EMILIO ALBERTO ESPERANZA-PACHECO and the said child, by use of force, violence, duress, menace, and threat of great bodily harm.

COUNT 10 – FORCIBLE LEWD ACT UPON CHILD

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC288(b)(1), Forcible Lewd Act Upon Child, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Forcible Lewd Act Upon Child in violation of PC288(b)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of JANE DOE, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant, EMILIO ALBERTO ESPERANZA-PACHECO and the said child, by use of force, violence, duress, menace, and threat of great bodily harm.

COUNT 11 – FORCIBLE LEWD ACT UPON CHILD

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC288(b)(1), Forcible Lewd Act Upon Child, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Forcible Lewd Act Upon Child in violation of PC288(b)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of JANE DOE, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant, EMILIO ALBERTO ESPERANZA-PACHECO and the said child, by use of force, violence, duress, menace, and threat of great bodily harm.

COUNT 12 – FORCIBLE LEWD ACT UPON CHILD

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC288(b)(1), Forcible Lewd Act Upon Child, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Forcible Lewd Act Upon Child in violation of PC288(b)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of JANE DOE, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant, EMILIO ALBERTO ESPERANZA-PACHECO and the said child, by use of force, violence, duress, menace, and threat of great bodily harm.

COUNT 13 – FORCIBLE LEWD ACT UPON CHILD

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC288(b)(1), Forcible Lewd Act Upon Child, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Forcible Lewd Act Upon Child in violation of PC288(b)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of JANE DOE, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant, EMILIO ALBERTO ESPERANZA-PACHECO and the said child, by use of force, violence, duress, menace, and threat of great bodily harm.

COUNT 14 – FORCIBLE LEWD ACT UPON CHILD

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC288(b)(1), Forcible Lewd Act Upon Child, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Forcible Lewd Act Upon Child in violation of PC288(b)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of JANE DOE, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant, EMILIO ALBERTO ESPERANZA-PACHECO and the said child, by use of force, violence, duress, menace, and threat of great bodily harm.

COUNT 15 – FORCIBLE LEWD ACT UPON CHILD

The undersigned states, on information and belief, that Emilio Alberto Esperanza-Pacheco, Defendant, did commit a Felony, a violation of PC288(b)(1), Forcible Lewd Act Upon Child, committed as follows:

On or between June 1, 2023 and October 14, 2023, in the County of Contra Costa, State of California, the crime of Forcible Lewd Act Upon Child in violation of PC288(b)(1), a Felony, was committed in that EMILIO ALBERTO ESPERANZA-PACHECO did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of JANE DOE, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant, EMILIO ALBERTO ESPERANZA-PACHECO and the said child, by use of force, violence, duress, menace, and threat of great bodily harm.

AGGRAVATED CIRCUMSTANCES - DEFENDANT

It is further alleged, within the meaning of California Rules of Court Section 4.421(b), as to defendant, that the following aggravated circumstances apply to the Defendant charged:

(1) The defendant has engaged in violent conduct that indicates a serious danger to society;.

AGGRAVATED CIRCUMSTANCES - CRIME

It is further alleged, within the meaning of California Rules of Court Section 4.421(a), as to defendant, that the following aggravated circumstances apply to the crimes alleged:

(1) The crime involved great violence, great bodily harm, threat of great bodily harm, or other acts disclosing a high degree of cruelty, viciousness, or callousness; and/or (3) The victim was particularly vulnerable; and/or (11) The defendant took advantage of a position of trust or confidence to commit the offense;.

Complainant requests that the Defendant[s] be dealt with according to the law.

Dated: March 4, 2025, at Martinez, California

DIANA BECTON
District Attorney



Ashley Torres
Deputy District Attorney
AT/at