

TULARE COUNTY SUPERIOR COURT DISTRICT  
 VISALIA DIVISION, STATE OF CALIFORNIA

THE PEOPLE OF THE STATE OF CALIFORNIA

Plaintiff,

DA No. 23-0039095

vs.

Court No.

FIDEL JOSUE MADRIGAL DOB: 03/07/1990

**FELONY COMPLAINT**

Defendant(s).

The undersigned is informed and believes that:

**COUNT 1**

On or about November 16, 2023, in the County of Tulare, the crime of POSSESSION OF CHILD OR YOUTH PORNOGRAPHY, in violation of PENAL CODE SECTION 311.11(A), a Felony, was committed by FIDEL JOSUE MADRIGAL, who knowingly possessed or controlled matter, the production of which involved the use of a person under 18 years of age, knowing that the matter depicted a person under 18 years of age personally engaging in or simulating sexual conduct.

**SPEC ALLEG-TWO OR MORE PRIOR FELONY CONVICTIONS-ELIGIBILITY FOR PROBATION**

It is further alleged as to count(s) 1 that said defendant(s) FIDEL JOSUE MADRIGAL, was convicted of the following felonies, within the meaning of Penal Code section 1203(e)(4):

<b>COURT CASE NO.</b>	<b>CODE/ STATUTE</b>	<b>CONVICTION DATE</b>	<b>COUNTY</b>	<b>STATE</b>	<b>COURT TYPE</b>
VCF335163	PC273.5(A)	08/29/16	TULARE	CA	SUPERIOR
14CM3838	PC288.2(A)	02/06/15	KINGS	CA	SUPERIOR

**SPEC ALLEG - VULNERABLE VICTIM**

It is further alleged that the victim(s) of the above offense(s) was particularly vulnerable, within the meaning of California Rules of Court Rule 4.421(a)(3).

**SPEC ALLEG - INCREASING SERIOUSNESS OF PRIORS/SUSTAINED PETITIONS**

It is further alleged that pursuant to California Rules of Court Rule 4.421(b)(2) that the defendant(s) FIDEL JOSUE MADRIGAL has prior convictions as an adult and sustained petitions in juvenile delinquency proceedings that are numerous and of increasing seriousness, to wit:

<b>COURT CASE NO.</b>	<b>CODE/ STATUTE</b>	<b>CONVICTION DATE</b>	<b>COUNTY</b>	<b>STATE</b>	<b>COURT TYPE</b>
VCF335163	PC273.5(A)	08/29/16	TULARE	CA	SUPERIOR
14CM3838	PC288.2(A)	02/06/15	KINGS	CA	SUPERIOR
14CM3838	PC647.6(A)(1)	02/06/15	KINGS	CA	SUPERIOR

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Pursuant to Penal Code Section 1054.5(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

Pursuant to People v. Cunningham, the People hereby put the defendant on notice that the aggravated sentence may be sought in this case.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT CONSISTS OF 1 COUNT(S).

Executed at VISALIA DIVISION, California, on 11/17/2023.

  
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 ARIANNA D. JOHNSON  
 DEPUTY DISTRICT ATTORNEY

Agency: VISALIA POLICE DEPARTMENT

<u>DEFENDANT NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>HGT</u>	<u>WGT</u>	<u>EYES</u>	<u>HAIR</u>	<u>COURT DATE</u>	<u>INTAKE STATUS</u>
Fidel Josue Madrigal	M	H	5'10	210	Brown	Black	11/20/23	IC

COMPLAINT PROCESSED BY: TA