

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA,
WILEY W. MANUEL COURTHOUSE

**ENDORSED
FILED
ALAMEDA COUNTY**

SEP 27 2012

PEOPLE OF THE STATE OF CALIFORNIA

2nd AMENDED
COMPLAINT NO. 573968

CLERK OF THE SUPERIOR COURT
By Joydari Padilla, Deputy

v.

KHALID AHMAD WILSON

PFN: DRB870 CEN: 1348171
TRUE PFN: AUX756

WALK WARRANT

Defendant.

The Undersigned, being sworn says, on Information and belief, that KHALID AHMAD WILSON did, in the County of Alameda, State of California, between July 1, 2011 and September 7, 2011, commit a Felony, to wit: FRAUDULENT USE OF CONTRACTOR'S LICENSE NUMBER, a violation of section 7027.3 of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did then and there willfully and intentionally use, with intent to defraud, a contractor's license number that does not correspond to the number on a currently valid contractor's license held by the said defendant.

SECOND COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between July 1, 2011 and September 7, 2011, commit a Felony, to wit: DIVERSION OF CONSTRUCTION FUNDS OVER \$2350, a violation of section 484b of the PENAL CODE of California, in that said defendant received money for the purpose of obtaining or paying for services labor, materials and equipment and willfully failed to apply such money for such purpose by willfully failing to complete the improvements and willfully failing to pay for services, labor, materials and equipment provided incident to such construction and did wrongfully divert funds to a use other than for which the funds were received.

The District Attorney further alleges that the amount diverted exceeded \$2350.

THIRD COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between July 1, 2011 and September 7, 2011, commit a Misdemeanor, to wit: CONTRACTING WITHOUT LICENSE, a violation of section 7028 of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did unlawfully engage in the business of, and act in the capacity of a contractor, without then and there having a license obtained from the Contractors' State License Board of the State of California authorizing him/her to do so.

FOURTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between June 15, 2011 and September 10, 2011, commit a Misdemeanor, to wit: ADVERTISING WITHOUT CONTRACTOR'S LICENSE , a violation of section 7027.1 of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did unlawfully advertise for construction or work of improvement covered by Chapter 9 of Division 2 of the Business and Professions Code (commencing with section 7000) without holding a valid license under said Chapter in the classification so advertised.

FIFTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between July 1, 2011 and September 7, 2011, commit a Misdemeanor, to wit: EXCESSIVE DOWN PAYMENT, a violation of section 7159.5(a)(3) of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did then and there require in the payment schedule of a home improvement contract, as defined in Section 7151.2 of the Business and Professions Code of California, a downpayment exceeding the lesser of \$1,000.00 or 10% of the contract amount.

SIXTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between January 1, 2012 and March 14, 2012, commit a Felony, to wit: FRAUDULENT USE OF CONTRACTOR'S LICENSE NUMBER, a violation of section 7027.3 of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did then and there willfully and intentionally use, with intent to defraud, a contractor's license number that does not correspond to the number on a currently valid contractor's license held by the said defendant.

SEVENTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between January 1, 2012 and March 14, 2012, commit a Felony, to wit: DIVERSION OF CONSTRUCTION FUNDS OVER \$2350, a violation of section 484b of the PENAL CODE of California, in that said defendant received money for the purpose of obtaining or paying for services labor, materials and equipment and willfully failed to apply such money for such purpose by willfully failing to complete the improvements and willfully failing to pay for services, labor, materials and equipment provided incident to such construction and did wrongfully divert funds to a use other than for which the funds were received.

The District Attorney further alleges that the amount diverted exceeded \$2350.

EIGHTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between January 1, 2012 and March 14, 2012, commit a Misdemeanor, to wit: ADVERTISING WITHOUT CONTRACTOR'S LICENSE , a violation of section 7027.1 of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did unlawfully advertise for construction or work of improvement covered by Chapter 9 of Division 2 of the Business and Professions Code (commencing with section 7000) without holding a valid license under said Chapter in the classification so advertised.

NINTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between January 1, 2012 and March 14, 2012, commit a Misdemeanor, to wit: CONTRACTING WITHOUT LICENSE, a violation of section 7028 of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did unlawfully engage in the business of, and act in the capacity of a contractor, without then and there having a license obtained from the Contractors' State License Board of the State of California authorizing him/her to do so.

TENTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between January 1, 2012 and March 14, 2012, commit a Misdemeanor, to wit: EXCESSIVE DOWN PAYMENT, a violation of section 7159.5(a)(3) of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did then and there require in the payment schedule of a home improvement contract, as defined in Section 7151.2 of the Business and Professions Code of California, a downpayment exceeding the lesser of \$1,000.00 or 10% of the contract amount.

ELEVENTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between May 12, 2012 and May 31, 2012, commit a Felony, to wit: FRAUDULENT USE OF CONTRACTOR'S LICENSE NUMBER, a violation of section 7027.3 of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did then and there willfully and intentionally use, with intent to defraud, a contractor's license number that does not correspond to the number on a currently valid contractor's license held by the said defendant.

TWELFTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between May 12, 2012 and May 31, 2012, commit a Felony, to wit: DIVERSION OF CONSTRUCTION FUNDS OVER \$2350, a violation of section 484b of the PENAL CODE of California, in that said defendant received money for the purpose of obtaining or paying for services labor, materials and equipment and willfully failed to apply such money for such purpose by willfully failing to complete the improvements and willfully failing to pay for services, labor, materials and equipment provided incident to such construction and did wrongfully divert funds to a use other than for which the funds were received.

The District Attorney further alleges that the amount diverted exceeded \$2350.

THIRTEENTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between May 12, 2012 and May 31, 2012, commit a Misdemeanor, to wit: ADVERTISING WITHOUT CONTRACTOR'S LICENSE, a violation of section 7027.1 of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did unlawfully advertise for construction or work of improvement covered by Chapter 9 of Division 2 of the Business and Professions Code (commencing with section 7000) without holding a valid license under said Chapter in the classification so advertised.

FOURTEENTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between May 12, 2012 and May 31, 2012, commit a Misdemeanor, to wit: CONTRACTING WITHOUT LICENSE, a violation of section 7028 of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did unlawfully engage in the business of, and act in the capacity of a contractor, without then and there having a license obtained from the Contractors' State License Board of the State of California authorizing him/her to do so.

FIFTEENTH COUNT

The Undersigned further deposes and says on Information and belief, that said KHALID AHMAD WILSON did, in the County of Alameda, State of California, between May 12, 2012 and May 31, 2012, commit a Misdemeanor, to wit: EXCESSIVE DOWN PAYMENT, a violation of section 7159.5(a)(3) of the BUSINESS AND PROFESSIONS CODE of California, in that said defendant did then and there require in the payment schedule of a home improvement contract, as defined in Section 7151.2 of the Business and Professions Code of California, a downpayment exceeding the lesser of \$1,000.00 or 10% of the contract amount.

FIRST PRIOR CONVICTION AS TO DEFENDANT KHALID WILSON

The undersigned further alleges that before the commission of the offense specified above, said defendant KHALID AHMAD WILSON, on or about September 10, 2008, was convicted in the Superior Court of the State of California, in and for the County of ALAMEDA, of the crime of a Felony, to wit: FRAUDULENT USE OF CONTRACTOR'S LICENSE NUMBER, a violation of section 7027.3 of the BUSINESS AND PROFESSIONS CODE of California, and received a sentence of probation therefor.

SECOND PRIOR CONVICTION AS TO DEFENDANT KHALID WILSON

The undersigned further alleges that before the commission of the offense specified above, said defendant KHALID AHMAD WILSON, on or about September 10, 2008, was convicted in the Superior Court of the State of California, in and for the County of ALAMEDA, of the crime of a Felony, to wit: DIVERSION OF CONSTRUCTION FUNDS OVER \$2350, a violation of section 484b of the PENAL CODE of California, and received a sentence of probation therefor.

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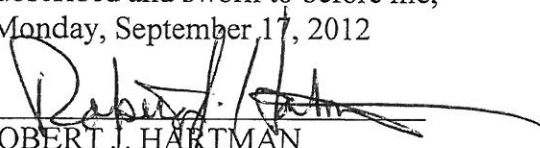
THIRD PRIOR CONVICTION AS TO DEFENDANT KHALID WILSON

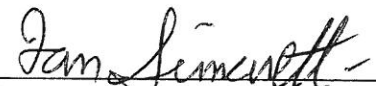
The undersigned further alleges that before the commission of the offense specified above, said defendant KHALID AHMAD WILSON, on or about September 10, 2008, was convicted in the Superior Court of the State of California, in and for the County of ALAMEDA, of the crime of a Felony, to wit: DIVERSION OF CONSTRUCTION FUNDS OVER \$2350, a violation of section 484b of the PENAL CODE of California, and received a sentence of probation therefor.

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.

Complainant therefore prays that a warrant issue and that said defendant(s) be dealt with according to law.

Subscribed and sworn to before me,
Monday, September 17, 2012


ROBERT J. HARTMAN
Deputy District Attorney
State Bar #104513 dr
Alameda County, California


Inspector Tom Simonetti # 288
Alameda County District Attorney's Office
CEPD 11F0383

Defendant's Name: **KHALID AHMAD WILSON**
PFN: **DRB870**
CEN: **1348171**
CEPD REPORT #: **11F0383**

DECLARATION IN SUPPORT OF PROBABLE CAUSE

THE UNDERSIGNED HEREBY DECLARES:

1. That he is an INSPECTOR of the Alameda County District Attorney's Office, Oakland, California.
2. That the contents of this declaration provides probable cause to believe the above-named defendant committed the following offenses:

- | | |
|--|--|
| a.) Business and Professions Code § 7027.3 | d.) Business and Professions Code § 7027.1 |
| b.) Business and Professions Code § 7159.5(a)(3) | e.) Penal Code § 484b |
| c.) Business and Professions Code § 7028 | |

3. I declare under information and belief that the following is true and correct:

On or about May 12, 2012, J. Bojorquez was at her single family dwelling in Oakland, CA when Khalid Wilson knocked on her door and told her that he was in her neighborhood finishing other paint jobs and was available if she wanted him to paint her house. She was thinking of having her home painted and even had recently obtained an estimate to do the work. She then told them that she was interested and he gave her an estimate. It was for \$2,000 less than the estimate that she already had. She told him that she was interested in him doing the job.

Khalid Wilson then gave J. Bojorquez a written estimate/proposal that had the following stamped or printed at the top, right corner:

First Impressions Painting
8080 Capwell Drive #201
Oakland, CA 94621
License # 799081

This written proposal failed to state that Khalid Wilson was not state licensed. Khalid Wilson used to have a contractor's license but it was revoked in 2004.

The price was initially \$5000 but when it was presented they agreed to a change order that added \$250 to the contract price. J. Bojorquez agreed to the contract. Khalid Wilson then added that she would pay him \$2,000 to start, \$2,000 at the middle and \$1,250 at completion. She paid him \$2,000 on May 15, 2012 and he started the job. She paid him \$2,000 on May 19, 2012 and \$1,250 on May 31, 2012 after he completed the paint job.

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Soon thereafter, J. Bojorquez learned that Khalid Wilson was an unlicensed contractor and she filed a complaint with the Contractor's State License Board on June 8, 2012. On July 23, 2012 an investigator with that agency came to her house and she identified Khalid Wilson from a photographic lineup that was presented to her.

Dated: September 17, 2012 at Oakland, California


Inspector's Signature

Inspector Tom Simonetti # 288

CERTIFICATE OF PROBABLE CAUSE

The Court, upon the review of this declaration, hereby

Finds Does not Find

good cause to detain the above-named individual.

Date: _____

Time: _____

Magistrate of the Superior Court

SUPERIOR COURT OF CALIFORNIA COUNTY OF ALAMEDA
WILEY W. MANUEL COURTHOUSE

ENDORSED
FILED
ALAMEDA COUNTY

SEP 27 2012

CLERK OF THE SUPERIOR COURT
By Joydari Padilla, Deputy

THE PEOPLE OF THE STATE OF CALIFORNIA,

v.

KHALID AHMAD WILSON

Docket No. H45508

PFN: AUX756

CEN: 8330144

WARRANT STATUS

Defendant.

PETITION TO REVOKE PROBATION

The Undersigned petitioner, based on information and belief, respectfully represents the following:

That on or about October 08, 2008, the defendant was placed on probation for a period of **60 months** following his conviction of Section 7027.3, 7028 of the Business and Professions Code and 484b of the Penal Code. Conditions of probation included an order the defendant obey all laws of the community and be of good conduct.

That defendant has violated the terms and conditions of his probation in that he committed a **Felony/Misdemeanor** violation of **Section 7027.3, 7028, 7027.1, 7159.5(a)(3)** of the **Business and Professions Code and 484b of the Penal Code** on May 12, 2012 – May 31, 2012, in Alameda County, as set forth in the Declaration of Probable Cause, a copy of which has been attached hereto and incorporated by reference.

WHEREFORE, petitioner prays that probation be summarily revoked and a hearing set on this matter.

I certify under penalty of perjury that the foregoing is true and correct.

Executed at Oakland, California, on September 17, 2012.

CHARGED/NOT CHARGED

BH:dr:104513



Robert Hartman
Deputy District Attorney

ORDER

Good cause therefore appearing, it is hereby ordered probation be revoked and the defendant be remanded without bail.

DATED: _____

Judge of the Superior Court

Defendant's Name: Khalid Ahmad Wilson
PFN: AUX756
CEN: 8330144
Docket No.: H45508

DECLARATION IN SUPPORT OF PROBABLE CAUSE

THE UNDERSIGNED HEREBY DECLARES:

1. That he is a Sworn Deputy District Attorney for the County of Alameda.
2. That the contents of this declaration provides probable cause to believe the above-named defendant violated his Felony/Misdemeanor probation by committing the following offenses:
 - a.) Business and Professions Code § 7027.3
 - b.) Business and Professions Code § 7028
 - c.) Business and Professions Code § 7159.5(a)(3)
 - d.) Business and Professions Code § 7027.1
 - e.) Penal Code § 484b
3. I declare under information and belief that the following is true and correct:

On or about May 12, 2012, J. Bojorquez was at her single family dwelling in Oakland, CA when Khalid Wilson knocked on her door and told her that he was in her neighborhood finishing other paint jobs and was available if she wanted him to paint her house. She was thinking of having her home painted and even had recently obtained an estimate to do the work. She then told them that she was interested and he gave her an estimate. It was for \$2,000 less than the estimate that she already had. She told him that she was interested in him doing the job.

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This written proposal failed to state that Khalid Wilson was not state licensed. Khalid Wilson used to have a contractor's license but it was revoked in 2004.


The price was initially \$5000 but when it was presented they agreed to a change order that added \$250 to the contract price. J. Bojorquez agreed to the contract. Khalid Wilson then added that she would pay him \$2,000 to start, \$2,000 at the middle and \$1,250 at completion. She paid him \$2,000 on May 15, 2012 and he started the job. She paid him \$2,000 on May 19, 2012 and \$1,250 on May 31, 2012 after he completed the paint job.

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Soon thereafter, J. Bojorquez learned that Khalid Wilson was an unlicensed contractor and she filed a complaint with the Contractor's State License Board on June 8, 2012. On July 23, 2012 an investigator with that agency came to her house and she identified Khalid Wilson from a photographic lineup that was presented to her.

Dated: September 17, 2012 at Oakland, California



Robert Hartman
Deputy District Attorney

CERTIFICATE OF PROBABLE CAUSE

The Court, upon the review of this declaration, hereby

_____ Finds

_____ Does not Find

good cause to detain the above-named individual.

Date: _____

Time: _____

Magistrate of the Superior Court

SUPERIOR COURT OF CALIFORNIA COUNTY OF ALAMEDA
WILEY W. MANUEL COURTHOUSE

ENDORSED
FILED
ALAMEDA COUNTY

SEP 27 2012

THE PEOPLE OF THE STATE OF CALIFORNIA,

v.

KHALID AHMAD WILSON

Defendant.

Docket No. 520096

PFN: AUX756

CEN: 6241628

CLERK OF THE SUPERIOR COURT

By Joydari Padilla, Deputy

WARRANT STATUS

PETITION TO REVOKE PROBATION

The Undersigned petitioner, based on information and belief, respectfully represents the following:

That on or about **November 01, 2006** the defendant was placed on probation for a period of **36 months** following his conviction of Section 7028 of the Business and Professions Code. Conditions of probation included an order the defendant obey all laws of the community and be of good conduct.

That defendant has violated the terms and conditions of his probation in that he committed a **Felony/Misdemeanor** violation of **Section 7027.3, 7028, 7027.1, 7159.5(a)(3)** of the **Business and Professions Code and 484b of the Penal Code** on May 12, 2012 – May 31, 2012, in Alameda County, as set forth in the Declaration of Probable Cause, a copy of which has been attached hereto and incorporated by reference.

WHEREFORE, petitioner prays that probation be summarily revoked and a hearing set on this matter.

I certify under penalty of perjury that the foregoing is true and correct.

Executed at Oakland, California, on September 17, 2012.

CHARGED/NOT CHARGED

BH:dr:104513



Robert Hartman
Deputy District Attorney

ORDER

Good cause therefore appearing, it is hereby ordered probation be revoked and the defendant be remanded without bail.

DATED: _____

Judge of the Superior Court

Defendant's Name: Khalid Ahmad Wilson
PFN: AUX756
CEN: 6241628
Docket No.: 520096

DECLARATION IN SUPPORT OF PROBABLE CAUSE

THE UNDERSIGNED HEREBY DECLARES:

1. That he is a Sworn Deputy District Attorney for the County of Alameda.
2. That the contents of this declaration provides probable cause to believe the above-named defendant violated his Felony/Misdemeanor probation by committing the following offenses:
 - a.) Business and Professions Code § 7027.3
 - b.) Business and Professions Code § 7028
 - c.) Business and Professions Code § 7159.5(a)(3)
 - d.) Business and Professions Code § 7027.1
 - e.) Penal Code § 484b
3. I declare under information and belief that the following is true and correct:

On or about May 12, 2012, J. Bojorquez was at her single family dwelling in Oakland, CA when Khalid Wilson knocked on her door and told her that he was in her neighborhood finishing other paint jobs and was available if she wanted him to paint her house. She was thinking of having her home painted and even had recently obtained an estimate to do the work. She then told them that she was interested and he gave her an estimate. It was for \$2,000 less than the estimate that she already had. She told him that she was interested in him doing the job.

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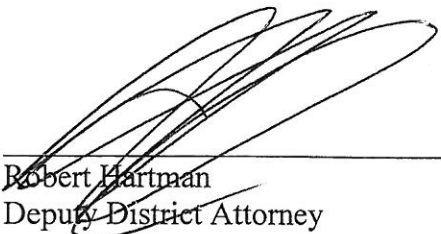
The price was initially \$5000 but when it was presented they agreed to a change order that added \$250 to the contract price. J. Bojorquez agreed to the contract. Khalid Wilson then added that she would pay him \$2,000 to start, \$2,000 at the middle and \$1,250 at completion. She paid him \$2,000 on May 15, 2012 and he started the job. She paid him \$2,000 on May 19, 2012 and \$1,250 on May 31, 2012 after he completed the paint job.

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Soon thereafter, J. Bojorquez learned that Khalid Wilson was an unlicensed contractor and she filed a complaint with the Contractor's State License Board on June 8, 2012. On July 23, 2012 an investigator with that agency came to her house and she identified Khalid Wilson from a photographic lineup that was presented to her.

Dated: September 17, 2012 at Oakland, California



Robert Hartman
Deputy District Attorney

CERTIFICATE OF PROBABLE CAUSE

The Court, upon the review of this declaration, hereby

Finds

Does not Find

good cause to detain the above-named individual.

Date: _____

Time: _____

Magistrate of the Superior Court