

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES**

<p>THE PEOPLE OF THE STATE OF CALIFORNIA,</p>	<p>Plaintiff,</p>
<p>v.</p>	
<p>01 SHAWN LAVAL SMITH (DOB: 05/13/1990)</p>	<p>Defendant(s).</p>

**CASE NO. BA502518**  
**1<sup>ST</sup> AMENDED FELONY COMPLAINT**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES  
JAN 13 2022  
Sheriff's Office  
By Miriam E. Gonzalez, Deputy  
Executive Officer/Clerk

The undersigned is informed and believes that:

COUNT 1

On or about January 13, 2022, in the County of Los Angeles, the crime of MURDER, in violation of PENAL CODE SECTION 187(a), a Felony, was committed by SHAWN LAVAL SMITH, who did unlawfully, and with malice aforethought murder BRIANNA KUPFER, a human being.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code Section 1192.7(c) and a violent felony within the meaning of Penal Code Section 667.5(c)."

NOTICE: Upon a felony conviction for the above offense, prison custody time is to be served in state prison based upon the above felony offense being a serious felony defined in Penal Code section 1192.7 and/or violent felony defined in Penal Code section 667.5(c), or a felony offense requiring registration as sex offender pursuant to Penal Code section 290(c), within the meaning of Penal Code section 1170(h)(3).

It is further alleged that in the commission and attempted commission of the above offense, the said defendant(s), SHAWN LAVAL SMITH, personally used a deadly and dangerous weapon(s), to wit, knife, said use not being an element of the above offense, within the meaning of Penal Code Section 12022(b)(1) and causing the above offense to be a serious felony within the meaning of Penal Code section 1192.7(c)(23).

It is further alleged that the murder of BRIANNA KUPFER was committed by defendant(s), SHAWN LAVAL SMITH and that the defendant intentionally killed the victim by means of lying in wait, within the meaning of Penal Code Section 190.2(a)(15).

\* \* \* \* \*

**NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1. Willful refusal to provide the samples and impressions is a crime.**

**NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code section 1170(b) and *Cunningham v. California* (2007) 549 U.S. 270.**

**NOTICE: A Suspected Child Abuse Report (SCAR) may have been generated within the meaning of Penal Code §§ 11166 and 11168 involving the charges alleged in this complaint. Dissemination of a SCAR is limited by Penal Code §§ 11167 and 11167.5 and a court order is required for full disclosure of the contents of a SCAR**

**NOTICE: Any allegation making a defendant ineligible to serve a state prison sentence in the county jail shall not be subject to dismissal pursuant to Penal Code § 1385.**

**NOTICE: Conviction of this offense prohibits you from owning, purchasing, receiving, possessing, or having under your custody and control any firearms, and effective January 1, 2018, will require you to complete a Prohibited Persons Relinquishment Form (“PPR”) pursuant to Penal Code § 29810.**

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER BA502518, CONSISTS OF 1 COUNT(S).

Executed at LOS ANGELES, County of Los Angeles, on November 2, 2022.

\_\_\_\_\_  
DAVID VINTON  
DECLARANT AND COMPLAINANT

.....  
GEORGE GASCÓN, DISTRICT ATTORNEY

BY:   
\_\_\_\_\_  
HABIB BALIAN, DEPUTY

AGENCY: LAPD - WEST  
BUREAU  
DR NO.: 220704435

I/O: DAVID VINTON  
OPERATOR: NS

ID NO.: 31085    PHONE: (213) 484-6700  
PRELIM. TIME EST.: 2 DAY(S)

<u>DEFENDANT</u>	<u>CII NO.</u>	<u>DOB</u>	<u>BOOKING NO.</u>	<u>BAIL RECOM'D</u>	<u>CUSTODY R'TN DATE</u>
SMITH, SHAWN LAVAL	037154700	5/13/1990	6309182	No Bail	01/21/2022

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.

**FELONY COMPLAINT -- ORDER HOLDING TO ANSWER -- P.C. SECTION 872**

It appearing to me from the evidence presented that the following offense(s) has/have been committed and that there is sufficient cause to believe that the following defendant(s) guilty thereof, to wit:

*(Strike out or add as applicable)*

SHAWN LAVAL SMITH

<u>Ct.</u>	<u>Charge</u>	<u>Charge Range</u>	<u>Allegation</u>	<u>Alleg. Effect</u>
1	PC 187(a)	Check Code State Prison	PC 12022(b)(1) PC 190.2(a)(15)	+1 Yr State Prison LWOP/Death State Prison

I order that the defendant(s) be held to answer therefore and be admitted to bail in the sum of:

SHAWN LAVAL SMITH \_\_\_\_\_ Dollars

and be committed to the custody of the Sheriff of Los Angeles County until such bail is given. Date of arraignment in Superior Court will be:

SHAWN LAVAL SMITH \_\_\_\_\_ in Dept \_\_\_\_\_

at: \_\_\_\_\_ A.M.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Committing Magistrate*