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ATTORNEYS FOR THE PEOPLE

**F I L E D**

Superior Court of California  
County of San Francisco

APR 14 2023

CLERK OF THE COURT

By: Alice Balanga  
Deputy Clerk  
Alice Balanga

THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
CITY AND COUNTY OF SAN FRANCISCO

THE PEOPLE OF THE STATE OF CALIFORNIA  
Plaintiff,

v.

FELONY COMPLAINT  
ARREST WARRANT

CASE NUMBER:  
23005500

CR-1-23500194

NIMA MOMENI  
Defendant.

The Undersigned, being sworn says, on information and belief, that:

COUNT: 1

The said defendant, NIMA MOMENI, did in the City and County of San Francisco, State of California, on or about the 4th day of April, 2023, commit the crime of MURDER, to wit: Violating Section 187(a) of the Penal Code, a Felony, in that the said defendant did willfully, unlawfully, and with malice aforethought murder ROBERT LEE, a human being.

USE OF A DEADLY WEAPON ALLEGATION PURSUANT TO PENAL CODE SECTION 12022(b)(1)

It is further alleged that in the commission and attempted commission of the above offense, the defendant, NIMA MOMENI, personally used a deadly and dangerous weapon, to wit: a KNIFE, said use not being an element of the above offense, within the meaning of Penal Code Section 12022(b)(1).

**AS TO COUNT 1:**

**CIRCUMSTANCES IN AGGRAVATION UNDER CALIFORNIA RULES OF COURT, RULE 4.421(a)(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, within the meaning of California Rules of Court Rule 4.421(a)(1).

**AS TO COUNT 1:**

**CIRCUMSTANCES IN AGGRAVATION UNDER CALIFORNIA RULES OF COURT, RULE 4.421(a)(2)**

The defendant, NIMA MOMENI, was armed with or used a weapon at the time of the commission of the crime, within the meaning of California Rules of Court Rule 4.421(a)(2).

Pursuant to Penal Code sections 1054 through 1054.7, the People request that, within fifteen (15) days, the defendant and/or his/her attorney disclose: (A) the names and addresses of persons, other than the defendant, he/she intends to call as witnesses at trial, together with any relevant written or recorded statements of those persons, or reports of the statements, of those persons including any reports or statements of experts made in connection with the case, and including the results of physical or mental examinations, scientific tests, experiments, or comparisons which the defendant intends to offer in evidence at the trial; (B) Any real evidence which the defendant intends to offer in evidence at the trial. This request is a continuing request, to cover not only all such material currently in existence, but all material which comes into existence to the conclusion of this case.

**MARSHY'S LAW**

Information contained in the reports being distributed as discovery in this case may contain confidential information protected by Marshy's Law and the amendments to the California Constitution Section 28. Any victim(s) in any above referenced charge(s) is entitled to be free from intimidation, harassment, and abuse. It is unlawful for defendant(s), defense counsel, and any other person acting on behalf of the defendant(s) to use any information contained in the reports to locate or harass any victim(s) or the victim(s)'s family or to disclose any information that is otherwise privileged and confidential by law. Additionally, it is a misdemeanor violation of California Penal Code § 1054.2(a)(3) to disclose the address and telephone number of a victim or witness to a defendant, defendant's family member or anyone else. Note exceptions in California Penal Code § 1054.2(a)(2).

**AFFIDAVIT ATTACHED HERETO AND INCORPORATED HEREIN SETS FORTH THE UNDERLYING FACTS ESTABLISHING PROBABLE CAUSE FOR THE ARREST OF THE DEFENDANT NAMED IN THIS COMPLAINT.**

I state, declare, verify and certify under the penalty of perjury that the foregoing is true and correct. Executed in San Francisco, California on April 12, 2023.

  
SERGEANT BRENT DITTMER, #2277

DAW INCIDENT NO: 230232530