

1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF ORANGE, NORTH JUSTICE CENTER

ELECTRONICALLY FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE

08/11/2023
08:00 AM

DAVID H. YAMASAKI, Clerk of the Court
23NF1975

6 THE PEOPLE OF THE STATE OF CALIFORNIA,) FELONY COMPLAINT
7) BWC AGENCY
8 Plaintiff,)
9)
10 vs.) No.
11 JEFFREY MALCOLM FERGUSON 09/30/50) DOMESTIC VIOLENCE
12 S0361527)
13 Defendant(s))

14 The Orange County District Attorney charges that in Orange
15 County, California, the law was violated as follows:

16 COUNT 1: On or about August 03, 2023, in violation of Section
17 187(a) of the Penal Code (MURDER), a FELONY, JEFFREY MALCOLM
18 FERGUSON did unlawfully and with malice aforethought kill SHERYL
19 FERGUSON, a human being.

20 **ENHANCEMENT(S)**

21 As to Count(s) 1, it is further alleged pursuant to Penal Code
22 section 12022.53(d) (PERSONAL DISCHARGE OF FIREARM CAUSING GREAT
23 BODILY INJURY AND DEATH), and within the meaning of Penal Code
24 sections 1192.7 and 667.5, that defendant JEFFREY MALCOLM
25 FERGUSON intentionally and personally discharged a firearm
26 proximately causing great bodily injury and death to SHERYL
27 FERGUSON, who was not an accomplice, during the commission and
28 attempted commission of the above offense.

As to Count(s) 1, it is further alleged pursuant to Penal Code
section 12022.5(a) (PERSONAL USE OF FIREARM), and within the
meaning of Penal Code sections 1192.7 and 667.5, that defendant
JEFFREY MALCOLM FERGUSON personally used a firearm in the
commission and attempted commission of the above offense.

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FACTOR(S) IN AGGRAVATION

As to Count(s) 1, it is further alleged that defendant, JEFFREY MALCOLM FERGUSON, was armed with and used a weapon, specifically a Glock .40, during the commission of the offense, within the meaning of California Rules of Court, rule 4.421(a)(2).

As to Count(s) 1, it is further alleged defendant threatened the victim earlier in the evening by making a hand gesture indicative of pointing a gun at her within the meaning of California Rules of Court, rule 4.421(c).

As to Count(s) 1, it is further alleged the homicide was committed while defendant was an active judicial officer of the Orange County Superior Court assigned to handle criminal cases within the meaning of California Rules of Court, rule 4.421(c).

As to Count(s) 1, it is further alleged that the homicide involved domestic violence within the meaning of California Rules of Court, rule 4.421(c).

I declare under penalty of perjury, on information and belief, that the foregoing is true and correct.

Dated 08-10-2023 at Orange County, California.
CA/JR 23F01044

TODD SPITZER, DISTRICT ATTORNEY

by: /s/ CHRISTOPHER ALEX
CHRISTOPHER ALEX, Deputy District Attorney

RESTITUTION CLAIMED

- None
- \$_____
- To be determined

BAIL RECOMMENDATION:

JEFFREY MALCOLM FERGUSON - \$ 1,000,000.00

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NOTICES:

The People request that defendant and counsel disclose, within 15 days, all of the materials and information described in Penal Code section 1054.3, and continue to provide any later-acquired materials and information subject to disclosure, and without further request or order.

The People intend to proceed pursuant to Evidence Code sections 1101(b), 1107, 1109, and 1370.

Pursuant to Welfare & Institutions Code §827 and California Rule of Court 5.552, notice is hereby given that the People will seek a court order to disseminate the juvenile case file of the defendant/minor, if any exists, to all parties in this action, through their respective attorneys of record, in the prosecution of this case.