

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA

PEOPLE OF THE STATE OF CALIFORNIA

v.

JOHNNY RAY JACKSON JR

TREVOR GREEN

IVORY WANE BIVENS

Defendant(s)

NO. **22-CR-014829B**

COMPLAINT

PFN:BNM289

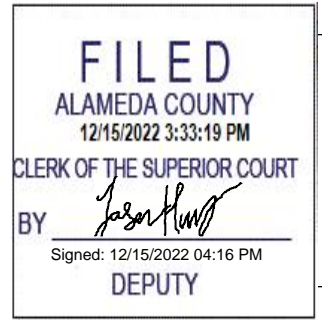
CEN:2392391

PFN:BMM021/DTN161CEN:2392466

WARRANT

PFN:BMK614/DTN162 CEN:2392467

WARRANT



The undersigned, being sworn says, on information and belief, that **JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS** did, in the County of Alameda, on or about **November 06, 2021**, commit a FELONY, to wit: MURDER, a violation of section 187(a) of the PENAL CODE of California, in that said defendant(s) did unlawfully, and with malice aforethought, murder JOHN DOE, 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: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

SPECIAL ALLEGATION-DISCH. OF FIREARM, GBI - GANG CASE AS TO DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS

It is further alleged that the above offense comes under the provision of Penal Code section 186.22(b) in that said offense was committed for the benefit of, at the direction of, and in association with a criminal street gang, with the specific intent to promote, further and assist in criminal conduct by gang members. It is further alleged that a principal personally and intentionally discharged a firearm which proximately caused great bodily injury and death to JOHN DOE within the meaning of Penal Code sections 12022.53(d) and (e)(1). It is further alleged that a principal personally and intentionally discharged a firearm within the meaning of Penal Code sections 12022.53(c) and (e)(1). It is further alleged that a principal personally used a firearm within the meaning of Penal Code sections 12022.5(a) and 12022.53(b) and (e)(1), and 12022.53(g).

SPECIAL ALLEGATION-GANG: INCREASED MINIMUM FOR LIFE CRIME AS TO DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS

It is further alleged pursuant to Penal Code section 186.22(b)(5) that the above offense is a felony punishable by imprisonment in the state prison for life, and that said felony was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members.

SPECIAL CIRCUMSTANCE - "DRIVE-BY" MURDER AS TO DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS

It is further alleged within the meaning of Penal Code section 190.2(a)(21) that the murder was intentional and perpetrated by means of discharging a firearm from a motor vehicle, intentionally at another person and persons outside the vehicle with the intent to inflict death.

**SPECIAL CIRCUMSTANCE - MURDER COMMITTED FOR GANG PURPOSE AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to Penal Code section 190.2(a)(22), that the defendants intentionally killed JOHN DOE while the defendants active participants in EDDY ROCK and CHOPPER CITY, criminal street gangs, and that the murder was carried out to further the activities of the criminal street gangs.

**NOTICE PROVISION-RE STATE PRISON ELIGIBILITY - VIOLENT FELONY AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged that the above offense is a violent felony within the meaning of Penal Code section 667.5(c) and that pursuant to Penal Code section 1170(h)(3) an executed sentence for the offenses herein charged shall be served in the state prison.

**SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN**

It is further alleged as to all charged counts that, having suffered the above prior conviction, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

**SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR)-JUVENILE FINDING AS TO
DEFENDANT IVORY WANE BIVENS**

It is further alleged as to all charged counts that, having suffered the above prior adjudication, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

**VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

**DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

**VIOLENT CONDUCT OF DEFENDANT - 4.421(B)(1) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(1) and Penal Code section 1170(b), that defendant(s) has/have engaged in violent conduct that indicates a serious danger to society.

**PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

**DEFENDANT(S) ON PROBATION, SUPERVISION, PRCS, OR PAROLE - 4.421(B)(4) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN**

It is further alleged, pursuant to California Rules of Court 4.421(b)(4) and Penal Code section 1170(b), that defendant(s) was/were on probation, mandatory supervision, post release community supervision, or parole when the crime was committed.

**PRIOR TERM IN PRISON OR COUNTY JAIL - 4.421(B)(3) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(3) and Penal Code section 1170(b), that defendant(s) has/have served a prior term in prison or county jail under section 1170(h).

SECOND COUNT

The undersigned further deposes and says on information and belief, that said TREVOR GREEN, IVORY WANE BIVENS did, in the County of Alameda, on or about **November 04, 2021 through November 06, 2021**, commit a FELONY, to wit: CONSPIRACY TO COMMIT A CRIME, a violation of section 182(a)(1) of the PENAL CODE of California, in that said defendant(s)

did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of MURDER, in violation of Section 187 of the Penal Code, a felony; that pursuant to and for the purpose of carrying out the objectives and purposes of the aforesaid conspiracy, the said defendant(s) committed the following overt act and acts at and in the County of Alameda:

Green and Bivins were armed with an AK style rifle and 7.62mm ammunition from Green's residence while driving in Alameda County.

On November 6, 2021, Trevor Green and Ivory Bivins drove Bivins' Infiniti G35 into Alameda County from Green's residence in Richmond.

Green turned off his cell phone after entering Alameda County to avoid detection.

At approximately 1:51pm, Bivins and Green drive past a rival Eddy Rock gang associate's address in Oakland.

Bivins and Green located Jackson's Nissan Altima parked in front of the residence.

At approximately 2:00pm, Bivins and Green drove onto Interstate 880 northbound and located Lee and Jackson's Nissan Altima.

Bivins and Green exchanged gun fire with Lee and Jackson from their respective cars while driving on the interstate at approximately 2:07pm.

Bivins and Green fired eight rounds of 7.62mm from an AK style assault rifle at Lee and Jackson in the Nissan Altima.

Bivins and Green hit the Nissan Altima with several rounds.

Bivins and Green hit Lee in the back with a round fired from their vehicle as Lee drove the Altima.

SPECIAL ALLEGATION-DISCH. OF FIREARM, GBI - GANG CASE AS TO DEFENDANT TREVOR GREEN, IVORY WANE BIVENS

It is further alleged that the above offense comes under the provision of Penal Code section 186.22(b) in that said offense was committed for the benefit of, at the direction of, and in association with a criminal street gang, with the specific intent to promote, further and assist in criminal conduct by gang members. It is further alleged that a principal personally and intentionally discharged a firearm which proximately caused great bodily injury and death to JOHN DOE within the meaning of Penal Code sections 12022.53(d) and (e)(1). It is further alleged that a principal personally and intentionally discharged a firearm within the meaning of Penal Code sections 12022.53(c) and (e)(1). It is further alleged that a principal personally used a firearm within the meaning of Penal Code sections 12022.5(a) and 12022.53(b) and (e)(1), and 12022.53(g).

SPECIAL ALLEGATION-GANG: INCREASED MINIMUM FOR LIFE CRIME AS TO DEFENDANT TREVOR GREEN, IVORY WANE BIVENS

It is further alleged pursuant to Penal Code section 186.22(b)(5) that the above offense is a felony punishable by imprisonment in the state prison for life, and that said felony was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members.

NOTICE PROVISION-RE STATE PRISON ELIGIBILITY - VIOLENT FELONY AS TO DEFENDANT TREVOR GREEN, IVORY WANE BIVENS

It is further alleged that the above offense is a violent felony within the meaning of Penal Code section 667.5(c) and that pursuant to Penal Code section 1170(h)(3) an executed sentence for the offenses herein charged shall be served in the state prison.

**SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR) AS TO
DEFENDANT TREVOR GREEN**

It is further alleged as to all charged counts that, having suffered the above prior conviction, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

**VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

**DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

**VIOLENT CONDUCT OF DEFENDANT - 4.421(B)(1) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(1) and Penal Code section 1170(b), that defendant(s) has/have engaged in violent conduct that indicates a serious danger to society.

**PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

THIRD COUNT

The undersigned further deposes and says on information and belief, that said TREVOR GREEN, IVORY WANE BIVENS did, in the County of Alameda, on or about **November 06, 2021**, commit a FELONY, to wit: ATTEMPTED MURDER, a violation of section 187(a) of the PENAL CODE of California, in that said defendant(s) did unlawfully, and with malice aforethought, murder KEISON LEE, 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: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

**SPECIAL ALLEGATION-DISCH. OF FIREARM, GBI - GANG CASE AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged that the above offense comes under the provision of Penal Code section 186.22(b) in that said offense was committed for the benefit of, at the direction of, and in association with a criminal street gang, with the specific intent to promote, further and assist in criminal conduct by gang members. It is further alleged that a principal personally and intentionally discharged a firearm which proximately caused great bodily injury and death to JOHN DOE within the meaning of Penal Code sections 12022.53(d) and (e)(1). It is further alleged that a principal personally and intentionally discharged a firearm within the meaning of Penal Code sections 12022.53(c) and (e)(1). It is further alleged that a principal personally used a firearm within the meaning of Penal Code sections 12022.5(a) and 12022.53(b) and (e)(1), and 12022.53(g).

**SPECIAL ALLEGATION-DISCH. OF FIREARM, GBI - GANG CASE AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged that the above offense comes under the provision of Penal Code section 186.22(b) in that said offense was committed for the benefit of, at the direction of, and in association with a criminal street gang, with the specific intent to promote, further and assist in criminal conduct by gang members. It is further alleged that a principal personally and intentionally discharged a firearm which proximately caused great bodily injury and death to KEISON LEE within the meaning of Penal Code sections 12022.53(d) and (e)(1). It is further alleged that a principal personally and intentionally discharged a firearm within the meaning of Penal Code sections 12022.53(c) and (e)(1). It is further alleged that a principal personally used a firearm within the meaning of Penal Code sections 12022.5(a) and 12022.53(b) and (e)(1), and 12022.53(g).

**SPECIAL ALLEGATION-GANG: INCREASED MINIMUM FOR LIFE CRIME AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged pursuant to Penal Code section 186.22(b)(5) that the above offense is a felony punishable by imprisonment in the state prison for life, and that said felony was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members.

**NOTICE PROVISION-RE STATE PRISON ELIGIBILITY - VIOLENT FELONY AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged that the above offense is a violent felony within the meaning of Penal Code section 667.5(c) and that pursuant to Penal Code section 1170(h)(3) an executed sentence for the offenses herein charged shall be served in the state prison.

**SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR) AS TO
DEFENDANT TREVOR GREEN**

It is further alleged as to all charged counts that, having suffered the above prior conviction, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

**VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

**DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

**VIOLENT CONDUCT OF DEFENDANT - 4.421(B)(1) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(1) and Penal Code section 1170(b), that defendant(s) has/have engaged in violent conduct that indicates a serious danger to society.

**PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

**DEFENDANT(S) ON PROBATION, SUPERVISION, PRCS, OR PAROLE - 4.421(B)(4) AS TO
DEFENDANT TREVOR GREEN**

It is further alleged, pursuant to California Rules of Court 4.421(b)(4) and Penal Code section 1170(b), that defendant(s) was/were on probation, mandatory supervision, post release community supervision, or parole when the crime was committed.

FOURTH COUNT

The undersigned further deposes and says on information and belief, that said TREVOR GREEN, IVORY WANE BIVENS did, in the County of Alameda, on or about **November 06, 2021**, commit a FELONY, to wit: ATTEMPTED MURDER, a violation of section 187(a) of the PENAL CODE of California, in that said defendant(s) did unlawfully, and with malice aforethought, murder JOHNNY JACKSON, 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: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

SPECIAL ALLEGATION-DISCH. OF FIREARM, GBI - GANG CASE AS TO DEFENDANT TREVOR GREEN, IVORY WANE BIVENS

It is further alleged that the above offense comes under the provision of Penal Code section 186.22(b) in that said offense was committed for the benefit of, at the direction of, and in association with a criminal street gang, with the specific intent to promote, further and assist in criminal conduct by gang members. It is further alleged that a principal personally and intentionally discharged a firearm which proximately caused great bodily injury and death to JOHN DOE within the meaning of Penal Code sections 12022.53(d) and (e)(1). It is further alleged that a principal personally and intentionally discharged a firearm within the meaning of Penal Code sections 12022.53(c) and (e)(1). It is further alleged that a principal personally used a firearm within the meaning of Penal Code sections 12022.5(a) and 12022.53(b) and (e)(1), and 12022.53(g).

SPECIAL ALLEGATION-GANG: INCREASED MINIMUM FOR LIFE CRIME AS TO DEFENDANT TREVOR GREEN, IVORY WANE BIVENS

It is further alleged pursuant to Penal Code section 186.22(b)(5) that the above offense is a felony punishable by imprisonment in the state prison for life, and that said felony was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members.

NOTICE PROVISION-RE STATE PRISON ELIGIBILITY - VIOLENT FELONY AS TO DEFENDANT TREVOR GREEN, IVORY WANE BIVENS

It is further alleged that the above offense is a violent felony within the meaning of Penal Code section 667.5(c) and that pursuant to Penal Code section 1170(h)(3) an executed sentence for the offenses herein charged shall be served in the state prison.

SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR) AS TO DEFENDANT TREVOR GREEN

It is further alleged as to all charged counts that, having suffered the above prior conviction, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO DEFENDANT TREVOR GREEN, IVORY WANE BIVENS

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO DEFENDANT TREVOR GREEN, IVORY WANE BIVENS

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

VIOLENT CONDUCT OF DEFENDANT - 4.421(B)(1) AS TO DEFENDANT TREVOR GREEN, IVORY WANE BIVENS

It is further alleged, pursuant to California Rules of Court 4.421(b)(1) and Penal Code section 1170(b), that defendant(s) has/have engaged in violent conduct that indicates a serious danger to society.

**PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

**DEFENDANT(S) ON PROBATION, SUPERVISION, PRCS, OR PAROLE - 4.421(B)(4) AS TO
DEFENDANT TREVOR GREEN**

It is further alleged, pursuant to California Rules of Court 4.421(b)(4) and Penal Code section 1170(b), that defendant(s) was/were on probation, mandatory supervision, post release community supervision, or parole when the crime was committed.

FIFTH COUNT

The undersigned further deposes and says on information and belief, that said JOHNNY RAY JACKSON JR did, in the County of Alameda, on or about **November 06, 2021**, commit a FELONY, to wit: ATTEMPTED MURDER, a violation of section 187(a) of the PENAL CODE of California, in that said defendant(s) did unlawfully, and with malice aforethought, murder TREVOR GREEN, 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: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

**SPECIAL ALLEGATION-DISCH. OF FIREARM, GBI - GANG CASE AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged that the above offense comes under the provision of Penal Code section 186.22(b) in that said offense was committed for the benefit of, at the direction of, and in association with a criminal street gang, with the specific intent to promote, further and assist in criminal conduct by gang members. It is further alleged that a principal personally and intentionally discharged a firearm which proximately caused great bodily injury and death to JOHN DOE within the meaning of Penal Code sections 12022.53(d) and (e)(1). It is further alleged that a principal personally and intentionally discharged a firearm within the meaning of Penal Code sections 12022.53(c) and (e)(1). It is further alleged that a principal personally used a firearm within the meaning of Penal Code sections 12022.5(a) and 12022.53(b) and (e)(1), and 12022.53(g).

**SPECIAL ALLEGATION-GANG: INCREASED MINIMUM FOR LIFE CRIME AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged pursuant to Penal Code section 186.22(b)(5) that the above offense is a felony punishable by imprisonment in the state prison for life, and that said felony was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members.

**NOTICE PROVISION-RE STATE PRISON ELIGIBILITY - VIOLENT FELONY AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged that the above offense is a violent felony within the meaning of Penal Code section 667.5(c) and that pursuant to Penal Code section 1170(h)(3) an executed sentence for the offenses herein charged shall be served in the state prison.

**VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

**DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

**VIOLENT CONDUCT OF DEFENDANT - 4.421(B)(1) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(1) and Penal Code section 1170(b), that defendant(s) has/have engaged in violent conduct that indicates a serious danger to society.

**PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

**PRIOR TERM IN PRISON OR COUNTY JAIL - 4.421(B)(3) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(3) and Penal Code section 1170(b), that defendant(s) has/have served a prior term in prison or county jail under section 1170(h).

**DEFENDANT(S) ON PROBATION, SUPERVISION, PRCS, OR PAROLE - 4.421(B)(4) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(4) and Penal Code section 1170(b), that defendant(s) was/were on probation, mandatory supervision, post release community supervision, or parole when the crime was committed.

SIXTH COUNT

The undersigned further deposes and says on information and belief, that said JOHNNY RAY JACKSON JR did, in the County of Alameda, on or about **November 06, 2021**, commit a FELONY, to wit: ATTEMPTED MURDER, a violation of section 187(a) of the PENAL CODE of California, in that said defendant(s) did unlawfully, and with malice aforethought, murder IVORY BIVINS, 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: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

**SPECIAL ALLEGATION-DISCH. OF FIREARM, GBI - GANG CASE AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged that the above offense comes under the provision of Penal Code section 186.22(b) in that said offense was committed for the benefit of, at the direction of, and in association with a criminal street gang, with the specific intent to promote, further and assist in criminal conduct by gang members. It is further alleged that a principal personally and intentionally discharged a firearm which proximately caused great bodily injury and death to JOHN DOE within the meaning of Penal Code sections 12022.53(d) and (e)(1). It is further alleged that a principal personally and intentionally discharged a firearm within the meaning of Penal Code sections 12022.53(c) and (e)(1). It is further alleged that a principal personally used a firearm within the meaning of Penal Code sections 12022.5(a) and 12022.53(b) and (e)(1), and 12022.53(g).

**SPECIAL ALLEGATION-GANG: INCREASED MINIMUM FOR LIFE CRIME AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged pursuant to Penal Code section 186.22(b)(5) that the above offense is a felony punishable by imprisonment in the state prison for life, and that said felony was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members.

**NOTICE PROVISION-RE STATE PRISON ELIGIBILITY - VIOLENT FELONY AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged that the above offense is a violent felony within the meaning of Penal Code section 667.5(c) and that pursuant to Penal Code section 1170(h)(3) an executed sentence for the offenses herein charged shall be served in the state prison.

**SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged as to all charged counts that, having suffered the above prior conviction, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

**VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

**DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

**VIOLENT CONDUCT OF DEFENDANT - 4.421(B)(1) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(1) and Penal Code section 1170(b), that defendant(s) has/have engaged in violent conduct that indicates a serious danger to society.

**PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

**PRIOR TERM IN PRISON OR COUNTY JAIL - 4.421(B)(3) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(3) and Penal Code section 1170(b), that defendant(s) has/have served a prior term in prison or county jail under section 1170(h).

**DEFENDANT(S) ON PROBATION, SUPERVISION, PRCS, OR PAROLE - 4.421(B)(4) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(4) and Penal Code section 1170(b), that defendant(s) was/were on probation, mandatory supervision, post release community supervision, or parole when the crime was committed.

SEVENTH COUNT

The undersigned further deposes and says on information and belief, that said JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS did, in the County of Alameda, on or about **November 06, 2021**, commit a FELONY, to wit: SHOOTING AT OCCUPIED MOTOR VEHICLE, a violation of section 246 of the PENAL CODE of California, in that said defendant(s) did willfully, unlawfully, and maliciously discharge a firearm at an occupied motor vehicle.

"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: It is further alleged that, pursuant to Penal Code section 1203.095, there is a presumptive minimal jail time required if you are convicted of this charge."

**SPECIAL ALLEGATION-DISCH. OF FIREARM, GBI - GANG CASE AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged that the above offense comes under the provision of Penal Code section 186.22(b) in that said offense was committed for the benefit of, at the direction of, and in association with a criminal street gang, with the specific intent to promote, further and assist in criminal conduct by gang members. It is further alleged that a principal personally and intentionally discharged a firearm which proximately caused great bodily injury and death to JOHN DOE within the meaning of Penal Code sections 12022.53(d) and (e)(1). It is further alleged that a principal personally and intentionally discharged a firearm within the meaning of Penal Code sections 12022.53(c) and (e)(1). It is further alleged that a principal personally used a firearm within the meaning of Penal Code sections 12022.5(a) and 12022.53(b) and (e)(1), and 12022.53(g).

**SPECIAL ALLEGATION-STREET TERRORISM AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, that said offense was committed for the benefit of, at the direction of and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members. It is further alleged that said offense is punishable by an indeterminate term of life in prison as provided in Penal Code section 186.22(b)(4) in that said offense is a felony enumerated in section 186.22(b)(4).

**NOTICE PROVISION-RE STATE PRISON ELIGIBILITY - VIOLENT FELONY AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged that the above offense is a violent felony within the meaning of Penal Code section 667.5(c) and that pursuant to Penal Code section 1170(h)(3) an executed sentence for the offenses herein charged shall be served in the state prison.

**SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN**

It is further alleged as to all charged counts that, having suffered the above prior conviction, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

**VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

**DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

**VIOLENT CONDUCT OF DEFENDANT - 4.421(B)(1) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(1) and Penal Code section 1170(b), that defendant(s) has/have engaged in violent conduct that indicates a serious danger to society.

**PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

**PRIOR TERM IN PRISON OR COUNTY JAIL - 4.421(B)(3) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(3) and Penal Code section 1170(b), that defendant(s) has/have served a prior term in prison or county jail under section 1170(h).

**DEFENDANT(S) ON PROBATION, SUPERVISION, PRCS, OR PAROLE - 4.421(B)(4) AS TO
DEFENDANT JOHNNY RAY JACKSON JR, TREVOR GREEN**

It is further alleged, pursuant to California Rules of Court 4.421(b)(4) and Penal Code section 1170(b), that defendant(s) was/were on probation, mandatory supervision, post release community supervision, or parole when the crime was committed.

EIGHTH COUNT

The undersigned further deposes and says on information and belief, that said JOHNNY RAY JACKSON JR did, in the County of Alameda, on or about **November 06, 2021**, commit a FELONY, to wit: POSSESSION OF FIREARM BY A FELON - PRIOR(S), a violation of section 29800(a)(1) of the PENAL CODE of California, in that said defendant(s) did unlawfully own, purchase, receive, possess and have custody and control of a firearm, the said defendant having theretofore been duly and legally convicted of a felony or felonies, to wit: Assault with a semi-automatic firearm

**SPECIAL ALLEGATION-GANG: FELONY AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged pursuant to Penal Code section 186.22(b)(1) that the above offense was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members.

**SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged as to all charged counts that, having suffered the above prior conviction, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

**VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

**DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

**VIOLENT CONDUCT OF DEFENDANT - 4.421(B)(1) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(1) and Penal Code section 1170(b), that defendant(s) has/have engaged in violent conduct that indicates a serious danger to society.

**PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

**DEFENDANT(S) ON PROBATION, SUPERVISION, PRCS, OR PAROLE - 4.421(B)(4) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(4) and Penal Code section 1170(b), that defendant(s) was/were on probation, mandatory supervision, post release community supervision, or parole when the crime was committed.

**PRIOR TERM IN PRISON OR COUNTY JAIL - 4.421(B)(3) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged, pursuant to California Rules of Court 4.421(b)(3) and Penal Code section 1170(b), that defendant(s) has/have served a prior term in prison or county jail under section 1170(h).

NINTH COUNT

The undersigned further deposes and says on information and belief, that said IVORY WANE BIVENS did, in the County of Alameda, on or about **November 06, 2021**, commit a FELONY, to wit: UNLAWFUL FIREARM ACTIVITY, a violation of section 29820(b) of the PENAL CODE of California, in that said defendant(s) did unlawfully own, possess and have custody and control of a firearm. It is further alleged that the IVORY WANE BIVENS, was adjudged a ward of the juvenile court of San Joaquin County, California on June 17, 2015 for a violation of Penal Code section 215.

SPECIAL ALLEGATION-GANG: FELONY AS TO DEFENDANT IVORY WANE BIVENS

It is further alleged pursuant to Penal Code section 186.22(b)(1) that the above offense was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members.

VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO DEFENDANT IVORY WANE BIVENS

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO DEFENDANT IVORY WANE BIVENS

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO DEFENDANT IVORY WANE BIVENS

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

TENTH COUNT

The undersigned further deposes and says on information and belief, that said TREVOR GREEN did, in the County of Alameda, on or about **November 06, 2021**, commit a FELONY, to wit: POSSESSION OF FIREARM BY A FELON - PRIOR(S), a violation of section 29800(a)(1) of the PENAL CODE of California, in that said defendant(s) did unlawfully own, purchase, receive, possess and have custody and control of a firearm, the said defendant having theretofore been duly and legally convicted of a felony or felonies, to wit: Robbery

SPECIAL ALLEGATION-GANG: FELONY AS TO DEFENDANT TREVOR GREEN

It is further alleged pursuant to Penal Code section 186.22(b)(1) that the above offense was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members.

VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO DEFENDANT TREVOR GREEN

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO DEFENDANT TREVOR GREEN

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

**VIOLENT CONDUCT OF DEFENDANT - 4.421(B)(1) AS TO
DEFENDANT TREVOR GREEN**

It is further alleged, pursuant to California Rules of Court 4.421(b)(1) and Penal Code section 1170(b), that defendant(s) has/have engaged in violent conduct that indicates a serious danger to society.

**PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO
DEFENDANT TREVOR GREEN**

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

**DEFENDANT(S) ON PROBATION, SUPERVISION, PRCS, OR PAROLE - 4.421(B)(4) AS TO
DEFENDANT TREVOR GREEN**

It is further alleged, pursuant to California Rules of Court 4.421(b)(4) and Penal Code section 1170(b), that defendant(s) was/were on probation, mandatory supervision, post release community supervision, or parole when the crime was committed.

ELEVENTH COUNT

The undersigned further deposes and says on information and belief, that said TREVOR GREEN, IVORY WANE BIVENS did, in the County of Alameda, on or about **May 17, 2021 through March 08, 2022**, commit a FELONY, to wit: CRIMINAL STREET GANG CONSPIRACY, a violation of section 182.5 of the PENAL CODE of California, in that said defendant(s) did unlawfully and actively participate in a criminal street gang with knowledge that its members engage in and have engaged in a pattern of street gang activity and did willfully promote, further, assist and benefit from felonious criminal conduct by members of that street gang.

**SPECIAL ALLEGATION-DISCH. OF FIREARM, GBI - GANG CASE AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged that the above offense comes under the provision of Penal Code section 186.22(b) in that said offense was committed for the benefit of, at the direction of, and in association with a criminal street gang, with the specific intent to promote, further and assist in criminal conduct by gang members. It is further alleged that a principal personally and intentionally discharged a firearm which proximately caused great bodily injury and death to JOHN DOE within the meaning of Penal Code sections 12022.53(d) and (e)(1). It is further alleged that a principal personally and intentionally discharged a firearm within the meaning of Penal Code sections 12022.53(c) and (e)(1). It is further alleged that a principal personally used a firearm within the meaning of Penal Code sections 12022.5(a) and 12022.53(b) and (e)(1), and 12022.53(g).

**SPECIAL ALLEGATION-GANG: INCREASED MINIMUM FOR LIFE CRIME AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged pursuant to Penal Code section 186.22(b)(5) that the above offense is a felony punishable by imprisonment in the state prison for life, and that said felony was committed for the benefit of, at the direction of, and in association with a criminal street gang with the specific intent to promote, further and assist in criminal conduct by gang members.

**NOTICE PROVISION-RE STATE PRISON ELIGIBILITY - SERIOUS FELONY AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged that the above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and that pursuant to Penal Code section 1170(h)(3) an executed sentence for the offenses herein charged shall be served in the state prison.

**VIOLENCE OR BODILY HARM - 4.421(A)(1) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(a)(1) and Penal Code section 1170(b), that 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.

**DEFENDANT ARMED OR USED A WEAPON - 4.421(A)(2) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(a)(2) and Penal Code section 1170(b), that defendant(s) was armed with or used a weapon at the time of the commission of the crime.

**VIOLENT CONDUCT OF DEFENDANT - 4.421(B)(1) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(1) and Penal Code section 1170(b), that defendant(s) has/have engaged in violent conduct that indicates a serious danger to society.

**PRIOR CONVICTIONS OF DEFENDANT - 4.421(B)(2) AS TO
DEFENDANT TREVOR GREEN**

It is further alleged, pursuant to California Rules of Court 4.421(b)(2) and Penal Code section 1170(b), that defendant's or defendants' prior convictions as an adult or sustained petitions in juvenile delinquency proceedings are numerous or of increasing seriousness.

**DEFENDANT(S) ON PROBATION, SUPERVISION, PRCS, OR PAROLE - 4.421(B)(4) AS TO
DEFENDANT TREVOR GREEN, IVORY WANE BIVENS**

It is further alleged, pursuant to California Rules of Court 4.421(b)(4) and Penal Code section 1170(b), that defendant(s) was/were on probation, mandatory supervision, post release community supervision, or parole when the crime was committed.

**FIRST PRIOR CONVICTION AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

The undersigned further alleges that before the commission of the offense specified above, said defendant JOHNNY RAY JACKSON JR, on or about January 13, 2022, was convicted in the Superior Court of the State of California, in and for the COUNTY of SAN FRANCISCO, of the crime of a Felony, to wit: ASSAULT WITH A SEMIAUTOMATIC FIREARM, a violation of section 245(b) of the PENAL CODE of California, and received a Prison term therefor.

**NOTICE PROVISION-RE STATE PRISON - VIOLENT/SERIOUS FELONY PRIOR AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

The defendant is hereby notified that the above felony conviction is for a violent felony within the meaning of Penal Code section 667.5(c) and a serious felony within the meaning of Penal Code section 1192.7(c). Accordingly, an executed sentence for the present felony charges shall be served in the state prison pursuant to Penal Code section 1170(h)(3).

**SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR) AS TO
DEFENDANT JOHNNY RAY JACKSON JR**

It is further alleged as to all charged counts that, having suffered the above prior conviction, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

**FIRST PRIOR CONVICTION AS TO
DEFENDANT TREVOR GREEN**

The undersigned further alleges that before the commission of the offense specified above, said defendant TREVOR GREEN, on or about November 04, 2020, 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: SECOND DEGREE ROBBERY, a violation of section 211 of the PENAL CODE of California, and received a Probation term therefor.

**NOTICE PROVISION-RE STATE PRISON - VIOLENT/SERIOUS FELONY PRIOR AS TO
DEFENDANT TREVOR GREEN**

The defendant is hereby notified that the above felony conviction is for a violent felony within the meaning of Penal Code section 667.5(c) and a serious felony within the meaning of Penal Code section 1192.7(c). Accordingly, an executed sentence for the present felony charges shall be served in the state prison pursuant to Penal Code section 1170(h)(3).

**SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR) AS TO
DEFENDANT TREVOR GREEN**

It is further alleged as to all charged counts that, having suffered the above prior conviction, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

**FIRST PRIOR CONVICTION AS TO
DEFENDANT IVORY WANE BIVENS**

The undersigned further alleges that before the commission of the offense specified above, said defendant IVORY WANE BIVENS, on or about June 17, 2015, was convicted in the Superior Court of the State of California, in and for the COUNTY of SAN JOAQUIN, of the crime of a Felony, to wit: CARJACKING, a violation of section 215(a) of the PENAL CODE of California, and received a Wardship term therefor.

**NOTICE PROVISION-RE STATE PRISON - VIOLENT/SERIOUS FELONY PRIOR AS TO
DEFENDANT IVORY WANE BIVENS**

The defendant is hereby notified that the above felony conviction is for a violent felony within the meaning of Penal Code section 667.5(c) and a serious felony within the meaning of Penal Code section 1192.7(c). Accordingly, an executed sentence for the present felony charges shall be served in the state prison pursuant to Penal Code section 1170(h)(3).

**SPECIAL ALLEGATION - 2 STRIKES (ONE PRIOR)-JUVENILE FINDING AS TO
DEFENDANT IVORY WANE BIVENS**

It is further alleged as to all charged counts that, having suffered the above prior adjudication, defendant must be sentenced pursuant to Penal Code sections 1170.12(c)(1) and 667(e)(1). It is further alleged that defendant is ineligible for probation pursuant to Penal Code sections 1170.12(a) and 667(c).

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.

Subscribed and sworn to before me,
Thursday, December 15, 2022

This document was filed electronically in
compliance with Penal Code section 959.1



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State Bar #280989
Alameda County, California

HPI M298-316-21