

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN JOAQUIN

*Rosenda Copia*  
DEPUTY

1	The People of the State of California,	)	DA No. 2535
2		)	
3		)	
4	Plaintiff,	)	INDICTMENT
5		)	
6	v.	)	CR No. TP09-2712
7		)	
8	MELISSA <sup>A</sup> HUCKABY	)	
9		)	
	Defendant(s).	)	

#SF112495A

The Grand Jury of the county of San Joaquin, State of California, accuses the defendant of committing in the county of San Joaquin and within other counties, pursuant to Penal Code section 790(B) in the State of California, before the finding of this indictment, the following crime(s):

**COUNT ONE:** On or about 03/27/2009 the crime of MURDER, in violation of Section 187 of the Penal Code, a FELONY, was committed by MELISSA HUCKABY, who at the time and place last aforesaid, did willfully and unlawfully and intentionally and with malice aforethought murder SANDRA CANTU, a human being.

It is further alleged that the murder of SANDRA CANTU, was committed by defendant MELISSA HUCKABY, while the said defendant was ENGAGED IN THE COMMISSION OF the crime of Kidnaping in violation of Penal Code Section 207 and 209.

It is further alleged that the murder of SANDRA CANTU, was committed by MELISSA HUCKABY, while the said defendant was engaged in the commission, attempted commission, or immediate flight after the commission, or attempted commission, of the crime of the performance of lewd or lascivious acts upon the person of a child under the age 14 in violation of Penal Code Section 288; within the meaning of Penal Code Section 190.2(a)(17)(E).

It is further alleged that the murder of SANDRA CANTU, was committed by MELISSA HUCKABY, while the said defendant was engaged in the commission, attempted commission, or immediate flight after the commission, or attempted commission, of the crime of the rape by instrument in violation of Penal Code Section 289; within the meaning of Penal Code Section 190.2(a)(17)(K).

**COUNT TWO:** For a further and separate cause of action being a different offense of the same class of crime from the charge as set forth in COUNT ONE and connected in its commission with all other

1 offenses in the indictment, complainant further complains and says:  
2 On or about 03/27/2009 the crime of SEX CRIME WITH A CHILD TEN (10)  
3 YEARS OR YOUNGER, in violation of Section 288.7(b) of the Penal  
4 Code, a FELONY, was committed by MELISSA HUCKABY, who at the time  
5 and place last aforesaid, did willfully and unlawfully participate  
6 in an act of sexual penetration with a foreign object, date of  
7 birth 03/08/01, a child ten (10) years of age or younger, to wit:  
8 SANDRA CANTU.

9 **COUNT THREE:** For a further and separate cause of action being a  
10 different offense of the same class of crime from the charge as set  
11 forth in COUNT TWO and connected in its commission with all other  
12 offenses in the indictment, complainant further complains and says:  
13 On or about 01/17/2009 the crime of CHILD ABUSE/ENDANGERMENT, in  
14 violation of Section 273a(a) of the Penal Code, a FELONY, was  
15 committed by MELISSA HUCKABY, who at the time and place last  
16 aforesaid, did wilfully and unlawfully, under circumstances likely  
17 to produce great bodily harm and death, injure, cause, and permit a  
18 child, JANE M. DOE, date of birth 07/05/2001, to suffer and to be  
19 inflicted with unjustifiable physical pain and mental suffering,  
20 and having the care and custody of said child, injure, cause and  
21 permit the person and health of said child to be injured and did  
22 wilfully cause and permit said child to be placed in such situation  
23 that her person and health was endangered.

24 **COUNT FOUR:** For a further and separate cause of action being a  
25 different offense of the same class of crime from the charge as set  
26 forth in COUNT THREE and connected in its commission with all other  
27 offenses in the indictment, complainant further complains and says:  
28 On or about 01/17/2009, the crime of FURNISHING A HARMFUL  
SUBSTANCE, in violation of Section 347(a)(1) of the Penal Code of  
the State of California, County of San Joaquin to wit: a FELONY,  
was committed by MELISSA HUCKABY, who at the time and place last  
aforesaid, did wilfully and unlawfully mingle a harmful substance  
with food or drink with the intent that the same be taken by a  
human being, to wit: JANE M. DOE (DOB: 07/05/01), to the injury of  
the human being.

**COUNT FIVE:** For a further and separate cause of action being a  
different offense of the same class of crime from the charge as set  
forth in COUNT FOUR and connected in its commission with all other  
offenses in the indictment, complainant further complains and says:  
On or about 03/02/2009, the crime of FURNISHING A HARMFUL  
SUBSTANCE, in violation of Section 347(a)(1) of the Penal Code of  
the State of California, County of San Joaquin to wit: a FELONY,  
was committed by MELISSA HUCKABY, who at the time and place last  
aforesaid, did wilfully and unlawfully mingle a harmful substance  
with food or drink with the intent that the same be taken by a  
human being, to wit: DANIEL PLOWMAN, to the injury of the human  
being.

SPECIAL FINDINGS BY GRAND JURY

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1. The Grand Jury further fixes Count 1, the MURDER of SANDRA CANTU, to be MURDER in the:

First Degree ✓ Second Degree \_\_\_\_\_

"A TRUE BILL"

JAMES P. WILLETT  
District Attorney  
County of San Joaquin  
State of California

*Verna Davidson*  
FOREMAN OF THE GRAND JURY

*Thomas J. Festa*  
Deputy District Attorney

DATE: 7/31/09

DATE: 7-31-89

*2.5*