

JEFFREY S. ROSELL, DISTRICT ATTORNEY
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COUNTY OF SANTA CRUZ
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FILED
MAY 16 2017

ALEX DALVO, CLERK
BY *[Signature]*
DEPUTY, SANTA CRUZ COUNTY

ATTORNEYS FOR THE PEOPLE

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SANTA CRUZ

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

-VS-

JAMES KOHUT, M.D., with

Rashel Melina Brandon

Emily Joy Stephens,

DOB: 05/03/1960

Defendant(s).

Case #

17CR02952

COMPLAINT - CRIMINAL

Date: 05-17-2017

Time: 08:15 A.M.

Dept:

7

Event: ARRC

JEFFREY S. ROSELL, District Attorney of the County of Santa Cruz, State of California, accuses **JAMES KOHUT, M.D.** of the following crime(s) committed in the County of Santa Cruz, State of California:

COUNT 1

15 - Life

On or about or between 01/01/2016 and 05/15/2017, in the above

1 named Judicial District, the crime of ORAL COPULATION/SEXUAL
2 PENETRATION WITH A CHILD UNDER 10, in violation of PENAL CODE
3 SECTION 288.7(B), a Felony; was committed by JAMES KOHUT, M.D.,
4 being a person 18 years of age and older, did engage in oral
5 copulation and sexual penetration, as defined in Penal Code Section
6 289, with John Doe, a child who was 10 years of age and younger, and
7 thereby violating Section 288.7(B) of the Penal Code, a Felony.

8
9 COUNT 2

15 Yrs. - Life

10
11 On or about or between 01/01/2016 and 05/15/2017, in the above
12 named Judicial District, the crime of ORAL COPULATION/SEXUAL
13 PENETRATION WITH A CHILD UNDER 10, in violation of PENAL CODE
14 SECTION 288.7(B), a Felony, was committed by JAMES KOHUT, M.D.,
15 being a person 18 years of age and older, did engage and or aid and
16 abet in oral copulation and sexual penetration, as defined in Penal
17 Code Section 289, with Jane Doe 1, a child who was 10 years of age
18 and younger, thereby violating Section 288.7(B) of the Penal Code,
19 a Felony.

20
21 COUNT 3

15 Yrs. - Life

22
23 On or about 05/09/2017, in the above named Judicial District,
24 the crime of ORAL COPULATION WITH A CHILD UNDER 10, in violation of
25 PENAL CODE SECTION 288.7(B), a Felony, was committed by EMILY JOY
26 STEPHENS, JAMES KOHUT, M.D., RASHEL MELINA BRANDON, being a person
27 18 years of age and older, did engage in and or aid and abet oral

1 copulation and sexual penetration, as defined in Penal Code Section
2 289, with John Doe 1, a child who was 10 years of age and younger,
3 thereby violating Section 288.7(B) of the Penal Code, a Felony.

4
5 COUNT 4

25 - Life

6
7 On or about 05/09/2017, in the above named Judicial District,
8 the crime of SEX WITH A CHILD UNDER 10, in violation of PENAL CODE
9 SECTION 288.7(A), a Felony, was committed by EMILY JOY STEPHENS,
10 JAMES KOHUT, M.D., RASHEL MELINA BRANDON, being a person 18 years of
11 age and older, did engage and or aid and abet in sexual intercourse
12 and sodomy with John Doe 1, a child 10 years of age and younger, and
13 thereby violating Section 288.7(A) of the Penal Code, a Felony.

14
15 COUNT 5

15 Yrs. - Life

16
17 On or about 05/09/2017, in the above named Judicial District,
18 the crime of ORAL COPULATION/SEXUAL PENETRATION WITH A CHILD UNDER
19 10, in violation of PENAL CODE SECTION 288.7(B), a Felony, was
20 committed by EMILY JOY STEPHENS, JAMES KOHUT, M.D., RASHEL MELINA
21 BRANDON, being a person 18 years of age and older, did engage in and
22 or aid and abet oral copulation and sexual penetration, as defined
23 in Penal Code Section 289, with Jane Doe 1, a child who was 10 years
24 of age and younger, thereby violating Section 288.7(B) of the Penal
25 Code, a Felony.

1 COUNT 6

25 - Life

3 On or about 05/09/2017, in the above named Judicial District,
4 the crime of SEX WITH A CHILD UNDER 10, in violation of PENAL CODE
5 SECTION 288.7(A), a Felony, was committed by EMILY JOY STEPHENS,
6 JAMES KOHUT, M.D., RASHEL MELINA BRANDON, being a person 18 years of
7 age and older, did engage and or aid and abet in sexual intercourse
8 and sodomy with John Doe 3, a child 10 years of age and younger, and
9 thereby violating Section 288.7(A) of the Penal Code, a Felony.

11 COUNT 7

5-8-10 State Prison

13 On or about 01/01/2016 and 05/15/2017, in the above named
14 Judicial District, the crime of FORCIBLE LEWD ACT UPON CHILD, in
15 violation of PENAL CODE SECTION 288(B)(1), a Felony, was committed
16 by JAMES KOHUT, M.D., did willfully, unlawfully, and lewdly commit
17 a lewd and lascivious act upon and with the body and certain parts
18 and members thereof of John Doe 1, a child under the age of fourteen
19 years, with the intent of arousing, appealing to, and gratifying the
20 lust, passions, and sexual desires of the said defendant and the
21 said child, by use of force, violence, duress, menace, and threat of
22 great bodily harm, and thereby violating Section 288(B)(1) of the
23 Penal Code, a Felony.

24 COUNT 8

5-8-10 State Prison

26 On or about 05/09/2017, in the above named Judicial District,
27 the crime of FORCIBLE LEWD ACT UPON CHILD, in violation of PENAL
28

1 CODE SECTION 288(B)(1), a Felony, was committed by JAMES KOHUT,
2 M.D., did willfully, unlawfully, and lewdly commit and or aid and
3 abet a lewd and lascivious act upon and with the body and certain
4 parts and members thereof of John Doe 1, a child under the age of
5 fourteen years, with the intent of arousing, appealing to, and
6 gratifying the lust, passions, and sexual desires of the said
7 defendant and the said child, by use of force, violence, duress,
8 menace, and threat of great bodily harm, thereby violating Section
9 288(B)(1) of the Penal Code, a Felony.

10
11 COUNT 9

5-8-10 State Prison

12
13 On or about 05/09/2017, in the above named Judicial District,
14 the crime of FORCIBLE LEWD ACT UPON CHILD, in violation of PENAL
15 CODE SECTION 288(B)(1), a Felony, was committed by JAMES KOHUT, M.D.,
16 did willfully, unlawfully, and lewdly commit and or aid and abet a
17 lewd and lascivious act upon and with the body and certain parts and
18 members thereof of Jane Doe 1, a child under the age of fourteen
19 years, with the intent of arousing, appealing to, and gratifying the
20 lust, passions, and sexual desires of the said defendant and the
21 said child, by use of force, violence, duress, menace, and threat of
22 great bodily harm, and thereby violating Section 288(B)(1) of the
23 Penal Code, a Felony.

24 COUNT 10

5-8-10 State Prison

25
26 On or about 05/09/2017, in the above named Judicial District,
27 the crime of FORCIBLE LEWD ACT UPON CHILD, in violation of PENAL
28

1 CODE SECTION 288(B)(1), a Felony, was committed by JAMES KOHUT,
2 M.D., did willfully, unlawfully, and lewdly commit and or aid and
3 abet a lewd and lascivious act upon and with the body and certain
4 parts and members thereof of John Doe 2, a child under the age of
5 fourteen years, with the intent of arousing, appealing to, and
6 gratifying the lust, passions, and sexual desires of the said <DTM>
7 and the said child, by use of force, violence, duress, menace, and
8 threat of great bodily harm, thereby violating Section 288(B)(1) of
9 the Penal Code, a Felony.

0 SPEC ALLEG- SEX CRIMES

1 AGGRAVATED CIRCUMSTANCES

15 to Life

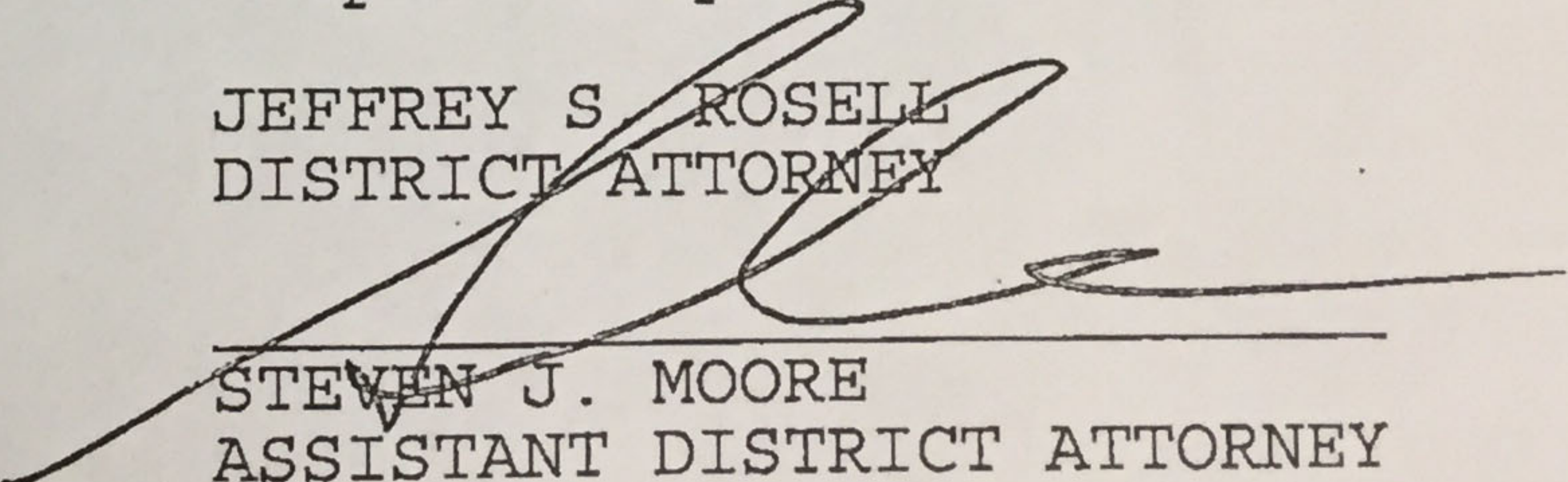
2 It is further alleged, within the meaning of Penal Code
3 sections 667.61(a), (b) and (e), as to 1-10, that the following
4 circumstances apply: multiple victims.

5 Therefore, complainant declares under penalty of perjury that
6 the foregoing is true and correct.

7 Executed on, May 16, 2017 at Santa Cruz, California.

8 Respectfully submitted,

9 JEFFREY S. ROSELL
10 DISTRICT ATTORNEY

11 
12 STEVEN J. MOORE
13 ASSISTANT DISTRICT ATTORNEY

14 Agency #: WPD 17W-02348
15 DA Log #: 17-05-200449-3
16 SM 05/16/2017

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