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SUPERIOR COURT  
OF GUAM

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By [Signature]

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IN THE SUPERIOR COURT OF GUAM  
HAGÁTÑA, GUAM

CF 0153-20

PEOPLE OF GUAM,

S.C. Criminal Case No.: CF \_\_\_\_\_  
GPD Police Report No.: 20-06165

vs.

Charges:

HAVEN GAIL FRENCH,  
DOB: 09/06/2002

1) AGGRAVATED ASSAULT  
(As a Second Degree Felony)

Defendant.

*Special Allegation: Vulnerable Victim*

2) AGGRAVATED ASSAULT  
(As a Third Degree Felony)

*Special Allegation: Vulnerable Victim*

3) ASSAULT  
(As a Misdemeanor)

MAGISTRATE'S COMPLAINT

The Attorney General of Guam hereby accuses **HAVEN GAIL FRENCH** of certain crimes committed as follows:

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**FIRST CHARGE**

On or about the 28<sup>th</sup> day of February, 2020, in Guam, **HAVEN GAIL FRENCH**, did commit the offense of *Aggravated Assault (As a Second Degree Felony)*, in that he did recklessly cause or attempt to cause serious bodily injury to another, that is, *R.S (DOB: 09/20/2001)*, in circumstances manifesting extreme indifference to the value of human life, in violation of 9 GCA §§ 19.20(a)(1) and (b).

*Special Allegation*  
*Vulnerable Victim*

On or about the 28<sup>th</sup> day of February, 2020, in Guam, **HAVEN GAIL FRENCH**, did commit a violent felony, that is, *Aggravated Assault (As a Second Degree Felony)*, upon a vulnerable victim, that is, *R.S. (DOB: 09/20/2001)*, and such act was committed by two or more individuals, in violation of 9 GCA §§ 80.37.3(a), (b) and (c)(5).

**SECOND CHARGE**

On or about the 28<sup>th</sup> day of February, 2020, in Guam, **HAVEN GAIL FRENCH**, did commit the offense of *Aggravated Assault (As a Third Degree Felony)*, in that he did recklessly cause or attempt to cause serious bodily injury to another, that is, *R.S (DOB: 09/20/2001)*, in violation of 9 GCA §§ 19.20(a)(2) and (b).

*Special Allegation*  
*Vulnerable Victim*

On or about the 28<sup>th</sup> day of February, 2020, in Guam, **HAVEN GAIL FRENCH**, did commit a violent felony, that is, *Aggravated Assault (As a Third Degree Felony)*, upon a vulnerable victim, that is, *R.S. (DOB: 09/20/2001)*, and such act was committed by two or more individuals, in violation of 9 GCA §§ 80.37.3(a), (b) and (c)(5).

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**THIRD CHARGE**

On or about the 28<sup>th</sup> day of February, 2020, in Guam, **HAVEN GAIL FRENCH**, did commit the offense of *Assault (As a Misdemeanor)*, in that he did recklessly cause or attempt to cause bodily injury to another, that is, *R.S (DOB: 09/20/2001)*, in violation of 9 GCA §§ 19.30(a)(1) and (e).

Dated this day, Wednesday, March 4, 2020.

**OFFICE OF THE ATTORNEY GENERAL**  
**LEEVIN TAITANO CAMACHO**, Attorney General

\_\_\_\_\_  
**SEAN E. BROWN**  
Assistant Attorney General, Prosecution Division

**IN THE SUPERIOR COURT OF GUAM**

**DECLARATION**

COMES NOW, SEAN BROWN, a duly appointed Assistant Attorney General, and aver, upon information and belief, that the following is true.

I have reviewed Guam Police Report No. 20-6165 submitted by GPD Officer J. Rechulk which sets forth that the following events occurred on Guam.

On or about March 3, 2020, police responded to a Guam highschool and met with the assistant principal who informed police that he was concerned about a potential riot based on a student assault that occurred the week prior. The assistant principal told police he acquired video of three students attacking R. S. (born 09/0/2001). The assistant principal told police that the video showed a student identified as HAVEN FRENCH (Defendant) pull something out of his pocket and strike R.S. twice with the item. The assistant principal told police that all three students attacking R.S. were expelled. The report indicates that the two other students seen attacking R.S. in the video were less than 16 years old.

Police interviewed T.C. (born 04/30/2002) who informed police that on February 28, 2020 than R.S and another student go into a verbal altercation on the bus when the student told R.S. "dude, I'll fucking crack you". T.C. told police that Defendant and R.S. starting arguing when they got dropped by the bus stop and a third student "cheap shot" R.S. T.C. said to police that Defendant and the two other students kicked and punched R.S. while he was laying on the floor.

Police interviewed Defendant who said that he and R.S. were getting ready to fight when the other student punched R.S and R.S. was in the fetal type position when Defendant pulled out a "small black folding style pocket knife" and unfolded the blade. Defendant told police that he then placed the knife back into folding position and struck R.S. in the back and one more time on the head with the knife in a folded position before fleeing. R.S. told police he pulled the knife out in the heat of the moment and only used it to hurt R.S. because R.S. threatened to stab him on the bus ride home.

Police learned that R.S. sustained injuries to his face, head, back and shoulders and that a Doctor told R.S. he sustained a concussion. R.S. also indicated that he lost consciousness during the attack.

Based on the forgoing, there is probable cause to charge HAVEN FRENCH with one count of AGGRAVATED ASSAULT (as a Second Degree Felony) in violation of Title 9 G.C.A. §§ 19.20(a)(1); with one count of AGGRAVATED ASSAULT (as a Third Degree Felony) in violation of Title 9 G.C.A. §§ 19.20(a)(~~b~~)<sup>1</sup>); with one count of ASSAULT (as a Misdemeanor) in violation of Title 9 G.C.A. § 19.30(a)(1); and with the SPECIAL ALLEGATION OF VULNERABLE VICTIM in violation of 9 GCA § 80.37.3(a)(b) and (c)(5) for Charge One and Two.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 4th day of March, 2020.



SEAN BROWN