

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA

PEOPLE OF THE STATE OF CALIFORNIA

NO. 17-CR-016561

v.

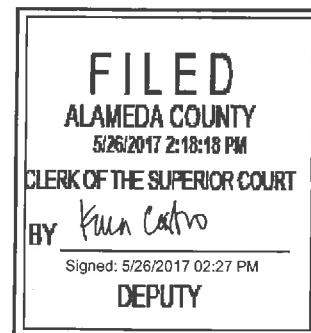
COMPLAINT

ERIC MICHAEL CLANTON

PFN: BKJ827

CEN: 7817928

Defendant(s)



The undersigned, being sworn says, on information and belief, that ERIC MICHAEL CLANTON did, in the County of Alameda, State of California, on or about April 15, 2017, commit a FELONY, to wit: ASSAULT WITH DEADLY WEAPON, a violation of section 245(a)(1) of the PENAL CODE of California, in that said defendant(s) did willfully and unlawfully commit an assault upon Sean Stiles with a deadly weapon and instrument, to wit, BICYCLE U-LOCK.

SPEC ALLEG-GREAT BODILY INJURY AS TO DEFENDANT ERIC MICHAEL CLANTON

It is further alleged that in the commission of the above offense the said ERIC MICHAEL CLANTON, personally inflicted great bodily injury upon Sean Stiles, not an accomplice to the above offense, within the meaning of Penal Code Section 12022.7(a) and also causing the above offense to become a serious felony within the meaning of Penal Code Section 1192.7(c)(8).

"NOTICE: This offense is a serious felony and a violent felony within the meaning of Penal Code sections 1192.7(c)(8) and 667.5(c)(8)."

NOTICE PROVISION-RE STATE PRISON ELIGIBILITY- VIOLENT FELONY
AS TO DEFENDANT ERIC MICHAEL CLANTON

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.

SECOND COUNT

The undersigned further deposes and says on information and belief, that said ERIC MICHAEL CLANTON did, in the County of Alameda, State of California, on or about April 15, 2017, commit a FELONY, to wit: ASSAULT WITH DEADLY WEAPON, a violation of section 245(a)(1) of the PENAL CODE of California, in that said defendant(s) did willfully and unlawfully commit an assault upon Frank Karcich with a deadly weapon and instrument, to wit, BICYCLE U-LOCK.

NOTICE PROVISION-RE STATE PRISON ELIGIBILITY- SERIOUS FELONY
AS TO DEFENDANT ERIC MICHAEL CLANTON

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.

THIRD COUNT

The undersigned further deposes and says on information and belief, that said ERIC MICHAEL CLANTON did, in the County of Alameda, State of California, on or about April 15, 2017, commit a FELONY, to wit: ASSAULT WITH DEADLY WEAPON, a violation of section 245(a)(1) of the PENAL CODE of California, in that said defendant(s) did willfully and unlawfully commit an assault upon John Doe #1 with a deadly weapon and instrument, to wit, BICYCLE U-LOCK.

NOTICE PROVISION-RE STATE PRISON ELIGIBILITY- SERIOUS FELONY
AS TO DEFENDANT ERIC MICHAEL CLANTON

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.

FOURTH COUNT

The undersigned further deposes and says on information and belief, that said ERIC MICHAEL CLANTON did, in the County of Alameda, State of California, on or about April 15, 2017, commit a FELONY, to wit: ASSAULT WITH DEADLY WEAPON, a violation of section 245(a)(1) of the PENAL CODE of California, in that said defendant(s) did willfully and unlawfully commit an assault upon John Doe #2 with a deadly weapon and instrument, to wit, BICYCLE U-LOCK.

NOTICE PROVISION-RE STATE PRISON ELIGIBILITY- SERIOUS FELONY
AS TO DEFENDANT ERIC MICHAEL CLANTON

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.

FIFTH COUNT

The undersigned further deposes and says on information and belief, that said ERIC MICHAEL CLANTON did, in the County of Alameda, State of California, on or about April 15, 2017, commit a MISDEMEANOR, to wit: WEARING MASK TO EVADE IDENTIFICATION IN THE COMMISSION OF CRIME, a violation of section 185 of the PENAL CODE of California, in that said defendant(s) did unlawfully wear a mask, false whiskers and personal disguise for the purpose of evading and escaping discovery, recognition, and identification in the commission of a public offense.

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,
Friday, May 26, 2017



PAUL HORA
Assistant District Attorney
State Bar #166036
Alameda County, California

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

BPD 17-23050 / cmm



County of Alameda
HOLDOVER
DECLARATION AND DETERMINATION
Probable Cause for Warrantless Arrest



Arrestee/Suspect ERIC CLANTON		DOB 08/27/1988	Sex M	PFN BKJ827
Race WHITE		CDL D6494597 CA		Agency Report # 17-23050
Arresting Agency BERKELEY PD (CA0010300)		Declarant Andres Bejarano	Agency Phone (510) 981-5766	Agency Fax
Arrest Date 05/24/2017	Arrest Time 12:15:00	Arrest Location 1173 32ND ST , #2 OAKLAND CA		
Holds		Arrestee Home Address 1173 32ND ST , #2 OAKLAND CA		
Charges/Violations PC 245(A)(1) F(3 Counts)(Warrant)				

On Saturday, April 15, 2017 a demonstration took place in and around Civic Center Park, and for a period on Center St., between MLK Jr. Way and Shattuck Ave. This non-permitted event attracted several hundred demonstrators and counter-demonstrators (BPD Incident # 17-20897).

During the demonstrations, Eric Clanton was armed with a U-shaped metal bicycle lock and struck at least seven different Victims in the head. At around 1320 hours, Clanton struck Victim One with the U shaped bicycle lock in the head. This assault resulted in a head laceration that required 5 staples to Victim Ones head. After the assault, Clanton is seen disappearing into a large crowd.

During a second assault, Eric Clanton struck Victim 2 across the head with a U-shaped bicycle lock. Victim two was wearing a helmet at the time; however the assault resulted in a piece of Victim Twos helmet being broken off.

During a third assault, Eric Clanton, struck Victim Three across the left side of his neck and back with a U-shaped bicycle lock.

On 05-02-2017, I obtained a search warrant for Clantons historical phone records. These records show Clanton was in the area of Civic Center Park on 04-15-2017 during the time of the protest assaults.

During the course of this investigation, Berkeley Police Department (BPD) Homicide Detectives interviewed staff at Diablo Valley College. Clanton attempted to contact the College to discuss the assaults, however, never stated he wanted to proclaim his innocence. Furthermore, Dan Siegel (Clanton's attorney) contacted me and told me to refer any questions in regards to Clanton to him.

A records check of Clanton showed he was arrested by Oakland-CHP on 01-09-2014 on the Hwy 24/Interstate 980 intersection. Clanton was arrested for PC 372 and PC 647C. This arrest stemmed from the Black Lives Matters demonstrations/protests.

On 05-22-2017 I obtained an arrest Ramey warrant for Eric Clanton. I also obtained a search warrant for Eric Clanton, his residence in San Leandro, and his vehicle.

On 05-24-2017, the BPD Homicide Detail, with assistance from the BPD Detectives Bureau executed the search warrants in San Leandro. Clanton was not located at the residence, however, Detectives recovered evidence at the home associating Clanton with the Anti-Fascists and Anarchy political groups.

Detectives located Clanton at his new address in West Oakland and obtained a search warrant for his Oakland address. At approximately 1215 hours, Clanton was arrested inside of 1173 32nd St. Unit 2 in Oakland, CA. Detectives recovered evidence (flags, patches, pamphlets, indicia) at the home associating Clanton with the Anti-Fascists and Anarchy political groups.

Additionally, Detectives recovered U-locks, sunglasses, a glove, jeans, and facial coverings consistent with those possessed/worn by Clanton during the assaults on 04-15-2017.

Clanton was arrested and booked into the BPD Jail on three counts of PC 245(a)(1) and one count of PC 12022.7.

Detectives attempted to interview Clanton and obtain his side of the story but he immediately invoked his rights to an attorney.

During the booking process, Clantons tattoo was photographed. Clanton has an Iron Front on the inside of his left bicep. The Iron Front symbol is associated with Anti-Fascists circle.

On 05-25-2017, Detectives recovered photos from a camera recovered from Clanton's San Leandro address. The photos show Clanton taking photos of himself "selfies" with him wearing black clothing and facial coverings consistent with those he wore during the assaults on 04-15-2017. Additional photos show Clanton posing next to Anarchy symbols.

I declare under penalty of perjury that the above information was obtained through official police channels and is contained in the above-mentioned police report. Executed in the County of Alameda, State of California. Identity and signature of declarant verified by CRIMS.

Date: 05/25/2017 11:04:34

Declarant: Andres Bejarano

Badge: 52

Reviewed and approved.

Date: 05/25/2017 11:32:21

Supervisor: Peter Hong

Badge: S27

On the basis of the foregoing declaration, I hereby determine that there is/is not probable cause to detain this arrestee.

Date:

Judge: